

PLYMOUTH BOARD OF SELECTMEN

TUESDAY, JULY 19, 2011

TOWN HALL MAYFLOWER ROOM

The Selectmen held a meeting on Tuesday, June 19, 2011 at 6:30 p.m. at Town Hall in the Mayflower Room.

Present: William P. Hallisey, Jr., Chairman
John T. Mahoney, Jr., Vice Chairman
Mathew J. Muratore
Belinda A. Brewster

Mark Stankiewicz, Town Manager

Absent: Selectman Sergio Harnais

CALL TO ORDER

Chairman Hallisey called the meeting to order at 6:40 p.m.

EXECUTIVE SESSION

On a motion by Selectman Muratore, seconded by Vice Chairman Mahoney, the Selectmen voted to enter executive session pursuant to Massachusetts General Laws, Chapter 30A, Section 21, Paragraph 6, to consider the purchase, exchange, lease, or value of real property, as an open meeting on this matter may have a detrimental effect on the Town's negotiating position. Chairman Hallisey noted that, following executive session, the Board would reconvene in open session. By roll call: Muratore – yes, Mahoney – yes, Brewster – yes, and Hallisey – yes.

RETURN TO OPEN SESSION

Chairman Hallisey reconvened the meeting at 7:08 p.m. and led the Pledge of Allegiance.

TOWN MANAGER'S REPORT

Lt. Governor Murray at Library – Town Manager Mark Stankiewicz reported that Lt. Governor Tim Murray hosted a town hall-style meeting at the Plymouth Public Library on July 13, 2011. Lt. Governor Murray fielded questions from an audience of approximately 75 citizens on topics ranging from Plymouth's 400th Anniversary Celebration to the Pilgrim Nuclear Power Station, Mr. Stankiewicz said.

Municipal Health Insurance – Mr. Stankiewicz announced that, on July 12, 2011, Governor Patrick signed municipal health care reform legislation that will allow municipalities to implement changes to employee and retiree health insurance plans, outside of the traditional collective bargaining process. The legislation, which took effect immediately, he noted, provides cities and towns with health insurance options under M.G.L. Chapter 32B such as transferring the employee group to the Group Insurance Commission (“GIC”) or offering co-payments, deductibles, and other cost-sharing plan designs that are less than or equal to the amounts offered by the GIC. Mr. Stankiewicz noted that Town Counsel has prepared a memorandum detailing the options available to the Town, and the topic, he said, will be scheduled for discussion at an upcoming Selectmen’s meeting.

In response to a question from Selectman Muratore, Mr. Stankiewicz explained that he will need to work the Human Resources Department and the Town’s Health Insurance consultants to determine a proposal as to whether the Town will stay with its current health insurance plan or make changes to its plan and co-pay amounts. Once a direction is chosen by the Selectmen, Mr. Stankiewicz said, the Town is given a specific time frame during which it must discuss the proposed changes with employee representatives, i.e. the Insurance Advisory Committee (“IAC”).

Household Hazardous Waste Day – Mr. Stankiewicz informed the Board and the public that the Town will host another Household Hazardous Waste Collection Day on July 30, 2011 from 9:00 a.m. to 1:00 p.m. at the DPW facility at 169 Camelot Drive. Residents can find more information on the Town’s website on the Recycling Division’s page, he noted.

Prior to beginning the evening’s agenda items, Chairman Hallisey reported on the grand opening events held on July 16, 2011 for the Town’s new Emergency Operations Center and Hedges Pond Recreation Area. Chairman Hallisey noted that visiting these two facilities inspired him to consider holding meetings of the Board in other areas of Town, including Cedarville. By consensus, it was decided that the Selectmen’s assistant would schedule a meeting at the Emergency Operations Center in Cedarville during some point in September or October.

LICENSES

VEHICLE FOR HIRE OPERATOR LICENSE (NEW)

On a motion by Selectman Muratore, seconded by Selectman Brewster, the Board voted to grant the following Vehicle for Hire Operator licenses, as detailed. Voted 4-0-0, approved.

❖ **TLC Quality Transportation Inc** (42 Dublin Drive, Brian Mazilli, Owner):

- James Trainor (70 Fairway Dr, Plymouth)
- Gregory Sbraccia (42 Dana Court, Duxbury)

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

ADMINISTRATIVE NOTES

Meeting Minutes – On a motion by Selectman Muratore, seconded by Vice Chairman Mahoney, the Board approved the minutes of the April 12, 2011 Selectmen’s meeting. Voted 3-0-1, approved, with an abstention from Selectman Brewster, who was not a member of the Board at the time of this meeting.

No Parking Zone on Ocean View Avenue – The Board approved the posting of “No Parking” along the east side of Ocean View Avenue from Liberty Street to Nicks Rock Road and from Nicks Rock Road through to Ocean View Avenue’s northerly end, as recommended by the Parking & Traffic Task Force.

Fall Town Meeting Warrant – The Board voted to open the warrant for the Monday, October 24, 2011 Fall Annual Town Meeting on Tuesday, July 26, 2011 and close the warrant on Friday, August 12, 2011 at 4:00 p.m.

Fill-the-Boot Fundraiser – The Board granted permission to the Plymouth Fire Fighters Local 1768 to conduct its annual Muscular Dystrophy Fill-the-Boot Fundraiser on Water Street in front of Plymouth Rock on the following two dates:

- July 22, 2011 from 8:00 a.m. to 4:00 p.m.
- August 19, 2011 from 8:00 a.m. to 4:00 p.m.

PUBLIC COMMENT

Chairman Hallisey opened the meeting to public comment. No citizens came forth to speak.

PUBLIC HEARING: ALTERATION OF PREMISES (LIQUOR LICENSE)

DINATALE SEAFOOD CO. II INCORPORATED D/B/A DINATALE SEAFOOD, 315 COURT STREET

Chairman Hallisey opened a public hearing to consider the application for an Alteration of Premises from Dinatale Seafood Co. II, Inc. d/b/a Dinatale Seafood, 315 Court Street, holder of an Annual Wine & Malt Liquor License. Chairman Hallisey affirmed that notice of the hearing was given in accordance with Chapter 138 of the Massachusetts General Laws and that those wishing to be heard on the matter were encouraged to attend. Prior to opening the hearing, Chairman Hallisey read the description of the licensed premises and noted that the applicant seeks to add an outdoor patio to its license.

Chris Dinatale, owner of Dinatale Seafood, explained that he is currently constructing an outdoor patio for additional seating at the restaurant, hence his request to add the patio to his license to serve beer & wine. Mr. Dinatale noted that he has held a liquor license for over a year without incident. In response to a question from Selectman Muratore, Mr. Dinatale stated that his patio area will be fenced-in.

Seeing no further questions from the Selectmen, Chairman Hallisey opened the hearing to public comment on favor or against the alteration of premises 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 Brewster, the Board voted to grant an Alteration of Premises to Dinatale Seafood Co. II, Inc. d/b/a Dinatale Seafood, 315 Court Street, as requested in the license application. Voted 3-0-1, approved, with an abstention from Chairman Hallisey.

PARKPLYMOUTH: PROPOSED REDUCTION OF BACKLOGGED TICKETS

John Burke, Director of Operations for ParkPlymouth, and Christine Pratt, Treasurer for the Plymouth Growth & Development Corporation (“PGDC”), addressed the Board with a presentation on ParkPlymouth/PGDC’s proposal to purge its backlogged list of unpaid parking tickets issued prior to January 1, 2004.

Mr. Burke explained that, over the past several years, ParkPlymouth/PGDC has utilized various strategies to collect unpaid parking tickets, including the flagging of auto registrations through the Registry of Motor Vehicles (“RMV”) and the progressive issuance of collection notices through an automated system. As a result, he said, ParkPlymouth/PGDC has significantly reduced its outstanding citations.

Mr. Burke noted, however, that the amount of time and postage necessary to collect on tickets issued prior to 2004 will actually exceed the total amount of fees owed on the outstanding citations. After a certain number of years, he explained, the information maintained by the RMV may no longer be accurate, as many vehicle owners may have turned in their plates, sold their vehicles, and/or moved to new addresses. Mr. Burke pointed out that the “quality” of the tickets issued prior to 2004—done via a handwritten, manual process, as opposed to the current automated process—makes it even more difficult for ParkPlymouth/PGDC to collect those unpaid citations. As a result, Mr. Burke said, ParkPlymouth/PGDC is recommending that all citations issued before January 1, 2004 be deemed “uncollectable” and, thus, purged from the system.

Following his presentation, Mr. Burke responded to a handful of questions from the Selectmen pertaining to ticket collection. With regard to the flagging of vehicle registrations, he said, there must be at least two outstanding citations before the RMV will flag the registration. Mr. Burke noted that the pursuit of unpaid tickets through small claims court will only result in financial loss, as the expense to bring the matter to court will typically exceed the actual citation amount. Preliminary numbers for 2010 indicate that ParkPlymouth/PGDC will reach a 90% collection rate, he reported, demonstrating the importance of collecting citations as quickly and diligently as possible.

On a motion by Selectman Muratore, seconded by Selectman Brewster, the Board voted 4-0-0 to approve the purging of unpaid parking tickets issued prior to January 1, 2004.

BOARD LIAISON / DESIGNEE UPDATES

Council on Aging – Selectman Muratore reported that the Council on Aging (“COA”) met on July 14, 2011 to continue its discussion on accreditation for the senior center. The COA, he said, will hold its first working session on Saturday, September 10, 2011 from 10:00 a.m. to 2:00 p.m. to solicit input from the community on the development of the COA’s accreditation process. Selectman Muratore noted that the Friends of the Plymouth COA will be raising funds for the issuance of a Request for Proposals (“RFP”) to perform a survey related to the accreditation.

Nuclear Matters Committee – Selectman Muratore informed the Board that the Nuclear Matters Committee (“NMC”) met on July 18, 2011, at which a question arose about the status of the Town’s efforts to join with other nuclear host communities to advocate for nuclear safety at the Federal level. This, he said, was a recommendation issued in the NMC’s 2006 formal report to the Board of Selectmen.

Mr. Stankiewicz reported that only a small amount of progress had been made towards gathering information on other host communities and legislative contacts. Selectman Muratore offered the suggestion that the Town Manager’s Special Assistant, Patrick O’Brien, work with the Nuclear Matters Committee on the endeavor. Selectman Brewster mentioned that she would like to participate in the coalition-building process to work towards applying pressure on the U.S. Government to release the funds it holds for the storage of nuclear waste.

Community Preservation Committee – Vice Chairman Mahoney noted that he attended his first meeting as the Selectmen’s representative on the Community Preservation Committee, and he was pleased to report on the success of the Hedges Pond Recreation Area, a project funded by the Community Preservation Act.

Solid Waste Advisory Committee – Vice Chairman Mahoney announced that the Solid Waste Advisory Committee will meet at 5:00 p.m. on Monday, July 25, 2011 to hear DPW Director Jonathan Beder’s report on solid waste options for the Town of Plymouth.

400th Anniversary Committee – Selectman Brewster informed the Board that she attended a recent meeting of Plymouth’s 400th Anniversary Committee, which, she said, was the first meeting the committee had held since the death of Reverend Peter Gomes (who previously served as the chairman). Selectman Brewster noted that 2020 Starts Now, Inc. (the soon-to-be-established non-profit fundraising arm of the anniversary event) has been meeting all along, but members have decided to change the name of the corporation to “Plymouth 400, Inc.” Non-profit status for the corporation has not yet been achieved, she said, but the committee indicated that the paperwork will be filed within the next ten days.

OLD BUSINESS / LETTERS / NEW BUSINESS

Massachusetts Bottle Bill – Selectmen Muratore noted that the Board was recently asked to consider issuing its support for the updating of the Massachusetts Bottle Bill, which would

add non-carbonated beverage bottles to the State's deposit-based recycling incentive program. To that end, Selectman Muratore made a motion to support the *Resolution to Update the Massachusetts Bottle Bill (H00890)*. Vice Chairman Mahoney seconded the motion.

Selectman Brewster asked for further information on the types of containers that would be added to the deposit program. Selectman Muratore read from the text of the bill: "*noncarbonated beverages including mineral water, flavored and unflavored water, vitamin water, and other water beverages, tea, sports drinks, isotonic drinks; and all other non-alcoholic carbonated and noncarbonated drinks in liquid form intended for human consumption, except milk and beverages that are primarily derived from dairy products, infant formula, and FDA-approved medicines.*"

Seeing no further discussion, the Board voted 3-1-0 to support the *Resolution to Update the Massachusetts Bottle Bill (H00890)*. Selectman Brewster cast the opposing vote.

ADJOURNMENT OF MEETING

On a motion by Selectman Muratore, seconded by Vice Chairman Mahoney, the Board voted to adjourn its meeting at approximately 7:50 p.m. Voted 4-0-0, approved.

Recorded by Tiffany Park, Clerk to the Board of Selectmen

A copy of the July 19, 2011 meeting packet is on file and available for public review in the Board of Selectmen's office.