

# ~ PLYMOUTH BOARD OF SELECTMEN ~

TUESDAY, SEPTEMBER 3, 2013

TOWN HALL, MAYFLOWER ROOM

The Selectmen held a meeting on Tuesday, September 3, 2013 at 7:00 p.m. at Town Hall in the Mayflower Room.

Present: Mathew J. Muratore, Chairman  
Belinda A. Brewster, Vice Chairman  
John T. Mahoney, Jr.  
Kenneth A. Tavares  
Anthony F. Provenzano

Melissa Arrighi, Town Manager  
Michael Galla, Assistant Town Manager

## **CALL TO ORDER**

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

## **TOWN MANAGER'S REPORT**

**Construction Work on Jordan Road** – Town Manager Melissa Arrighi informed the public that the Department of Public Works (“DPW”) will be reconstructing and paving Jordan Road from Long Pond Road to Russell Mills Road, starting on Monday September 9, 2013. Ms. Arrighi noted that the DPW will deploy electronic message boards on Wednesday, September 4, 2013 to advise motorists to expect delays and seek alternate routes during the construction phase.

**West Nile Virus** – Ms. Arrighi reported that the Town has been notified of a positive test result for West Nile Virus from a mosquito sample in Plymouth. South Shore Mosquito Control, she said, will conduct spraying between the hours of 2:00 a.m. and 5:00 a.m. on September 4 or 5, 2013.

## **COMMITTEE LIAISON / DESIGNEE UPDATES**

There were no committee updates brought forth during this meeting.

## **PUBLIC COMMENT**

Harvey LeSueur spoke to the Board regarding a notice that was posted in the local newspaper announcing the proposed sale of the Plymouth Water Company (which operates water service to the Ponds of Plymouth development) to the New England Service Company from Connecticut. Mr. LeSueur advised the Town to file a letter with the Massachusetts Department of Public Utilities, to express interest in purchasing the Plymouth Water Company, rather than allowing another private company—i.e. The Pinehills, A.D. Makepeace, and several golf courses and agricultural operations—to draw from Plymouth's aquifer.

## **LICENSES**

### **ONE DAY ALL ALCOHOL LIQUOR LICENSE\***

On a motion by Selectman Tavares, seconded by Vice Chairman Brewster, the Board voted to grant a One Day All Alcohol Liquor License to the following applicant, for the event detailed below. Voted 5-0-0, approved.

- ❖ **Kelsey McMenamy** (171 Savin Hill Ave, #3, Boston) requested a One Day All Alcohol Liquor License for an anniversary party to be held from 5:00 p.m. to 9:00 p.m. at Memorial Hall on October 13, 2013. Liquor liability will be in place before the license is released.

On a motion by Selectman Tavares, seconded by Selectman Mahoney, the Board voted to grant a One Day All Alcohol Liquor License to the following applicant, for the six (6) events detailed below. Voted 5-0-0, approved.

- ❖ **Plymouth Philharmonic Orchestra** (P.O. Box 3174, Plymouth) requested a One Day All Alcohol Liquor License for an Opening Night Soiree to be held from 5:30 p.m. to 8:00 p.m. at Pilgrim Hall Museum on October 5, 2013.
- ❖ **Plymouth Philharmonic Orchestra** (P.O. Box 3174, Plymouth) requested a One Day All Alcohol Liquor License for an Opening Night Concert to be held from 5:30 p.m. to 10:30 p.m. at Memorial Hall on October 5, 2013.
- ❖ **Plymouth Philharmonic Orchestra** (P.O. Box 3174, Plymouth) requested a One Day All Alcohol Liquor License for a Holiday Pops Concert to be held from 2:00 p.m. to 10:30 p.m. at Memorial Hall on December 14, 2013.
- ❖ **Plymouth Philharmonic Orchestra** (P.O. Box 3174, Plymouth) requested a One Day All Alcohol Liquor License for a Holiday Pops Concert to be held from 2:00 p.m. to 6:00 p.m. at Memorial Hall on December 15, 2013.

- ❖ **Plymouth Philharmonic Orchestra** (P.O. Box 3174, Plymouth) requested a One Day All Alcohol Liquor License for a Classical Concert and Soiree to be held from 5:30 p.m. to 10:30 p.m. at Memorial Hall on March 29, 2014.
- ❖ **Plymouth Philharmonic Orchestra** (P.O. Box 3174, Plymouth) requested a One Day All Alcohol Liquor License for a Spring Pops Concert to be held from 5:30 p.m. to 10:30 p.m. at Memorial Hall on May 10, 2014.

Liquor liability will be in place before these licenses are released.

\*One day liquor licenses shall automatically cover the day before and the day after the event for the purpose of proper delivery, storage and disposal of alcoholic beverages purchased.

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

On a motion by Selectman Mahoney, seconded by Vice Chairman Brewster, the Board voted to grant a One Day Wine & Malt Liquor License to the following applicant, for the event detailed below. Voted 5-0-0, approved.

- ❖ **Sarah Richardson / Mayflower Brewing Company**, (12 Resnik Road) requested a One Day Wine & Malt Liquor License for a private beer tasting to be held from 5:00 p.m. to 8:30 p.m. at the Mayflower II exhibit on September 27, 2013.

Liquor liability will be in place before the license is released.

\*One day liquor licenses shall automatically cover the day before and the day after the event for the purpose of proper delivery, storage and disposal of alcoholic beverages purchased.

### **ADMINISTRATIVE NOTES**

**Meeting Minutes** – The Board approved the minutes of the June 18, 2013 Selectmen’s meeting.

**Letter of Support for MassWorks Grant** – The Board authorized the Chairman to sign a letter of support for the Department of Public Works’ application for a 2013 MassWorks Grant.

### **COMMITTEE APPOINTMENT PROCESS / REQUIRED QUALIFICATIONS**

Ms. Arrighi introduced a discussion on whether the Board should consider modifying its general policy on committee appointments to allow the appointment of individuals to qualification-designated seats who do not possess those particular qualifications, in the event that the open position has been advertised and a candidate with those specific

qualifications does not come forth. This change in procedure, she explained, would only apply to those committees that are not established by bylaw or statute.

Vice Chairman Brewster questioned what would happen in the instance where a qualified citizen was eventually identified, subsequent to the Board's appointment of a citizen who did not possess the required qualifications—i.e., would the Board remove the unqualified citizen and replace that person with the qualified individual?

Ms. Arrighi and Tiffany Park, the Selectmen's Assistant, explained that there are instances when certain qualification-required seats on Town committees remain vacant for months, simply because no citizens with those particular qualifications have come forth to apply. Chairman Muratore inquired if the Board could consider dealing with vacant, qualification-required seats on a case-to-case basis, to which Ms. Arrighi responded that such an approach would be feasible. Vice Chairman Brewster and Selectman Tavares expressed concern about changing the Board's current procedures related to the appointment of qualified citizens to Town committees, boards, and commissions.

At the close of discussion, the Board took no action upon this matter.

## **FALL TOWN MEETING ARTICLES**

### **ARTICLE 4A**

**To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money for the construction and/or repair and/or purchase and/or lease and/or replacement of departmental buildings and/or equipment and/or capital facilities and/or for feasibility studies and other types of studies for the various departments of the Town substantially as follows:**

**A. Fire Department Apparatus**

**or take any other action relative thereto.**

#### **BOARD OF SELECTMEN**

Fire Chief G. Edward Bradley presented a request for an appropriation of \$210,000 for the purchase of a Heavy Rescue Pumping Apparatus. Chief Bradley explained that the Town has received a grant of \$440,000 from the Federal Emergency Management Agency ("FEMA") for purchase of this apparatus, to replace the Town's current, inadequate equipment that dates back to 1982. The request for \$210,000, he indicated, represents the Town's match to the grant.

Chief Bradley informed the Board that he has included the Heavy Rescue Pumping Apparatus on his list of capital requests for a number of years, while awaiting the award of grant funds. Considering the number of communities that applied for this grant, he noted, FEMA has clearly recognized Plymouth's need to replace its outdated equipment by awarding this grant. In order to comply with FEMA's match requirement within the grant period (June 2013 to June 2014), he reported, the Town must appropriate the \$210,000 match during the Fall Town Meeting.

In response to some questions from Chairman Muratore and Selectman Provenzano, Chief Bradley provided a brief description of the equipment that the Town currently uses and the way by which the new Heavy Rescue Pumping Apparatus will serve as a considerably more superior replacement. The old vehicles must be disposed of, he said, as part of the conditions stipulated in the grant. The new vehicle, Chief Bradley explained, will be larger; more modernized; and can accommodate the weight of all the rescue equipment that is required (rather than using two separate vehicles, as is currently done).

On a motion by Selectman Tavares, seconded by Selectman Mahoney, the Board voted to recommend Article 4A to the 2013 Fall Town Meeting. Voted 5-0-0, approved.

### **ARTICLE 4C**

**To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money for the construction and/or repair and/or purchase and/or lease and/or replacement of departmental buildings and/or equipment and/or capital facilities and/or for feasibility studies and other types of studies for the various departments of the Town substantially as follows:**

**C. A.K. Finney Building Project**

**or take any other action relative thereto.**

#### **BOARD OF SELECTMEN**

David Gould, Director of Marine & Environmental Affairs, indicated that Article 4C will appropriate \$150,000 to fund the final step in the removal of the former Department of Public Works (“DPW”) garage facilities (a.k.a. former A.K. Finney buildings) adjacent to Stephens Field. Several years ago, he explained, the DPW conducted an environmental assessment of the site, which resulted in the removal of contaminated soil and an underground fuel storage tank. Because of the prediction that contaminants may be found under the garage facilities, Mr. Gould noted that the cost estimate for the demolition includes contingency funds, in the event that the existence of contaminants is confirmed. The best time to demolish the building is during the winter, he explained, when windows are closed and citizens are not typically visiting the recreation area.

On a motion by Selectman Tavares, seconded by Selectman Mahoney, the Board voted to recommend Article 4C to the 2013 Fall Town Meeting. Voted 5-0-0, approved.

### **ARTICLE 4D**

**To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money for the construction and/or repair and/or purchase and/or lease and/or replacement of departmental buildings and/or equipment and/or capital facilities and/or for feasibility studies and other types of studies for the various departments of the Town substantially as follows:**

**D. Warrens Cove Revetment**

**or take any other action relative thereto.**

#### **BOARD OF SELECTMEN**

Mr. Gould reported that the Department of Marine & Environmental Affairs has submitted a request for \$250,000 to repair a section of the stone revetment along Plymouth Beach.

A series of severe winter storms have damaged the revetment, he explained, prompting the need to continue repairs along the segment in front of Bert's Restaurant and Pilgrim Sands Motel. Mr. Gould indicated that the Town has submitted a request for grant funding from the Massachusetts Emergency Management Agency and the Federal Emergency Management Agency ("MEMA" and "FEMA," respectively) to conduct the repair. If the grant request is approved, he said, the Town would be required to pay only 25% of the total project cost of \$250,000, thus reducing the request in Article 4D to \$62,500. Otherwise, Mr. Gould noted, the Town would be responsible for the full project cost of \$250,000.

Mr. Gould responded to questions from the Selectmen regarding the need for the work and the proposed project's location along areas of private property. The section of wall in question, while situated along private property, provides structural support related to the adjacent parking areas and Route 3A, in addition to the private properties, he explained. Mr. Gould informed the Board that the revetment was constructed, decades ago, by the State—now leaving the responsibility for its repair in the hands of the Town. The decision on the MEMA/FEMA grant should be made available before Town Meeting, he noted.

In response to some final remaining questions from the Board, Mr. Gould explained that the Town must hire a private contractor to conduct the work on the revetment wall, because the DPW does not have equipment that can manage the magnitude of the project. The project will require a right of entry from the property owners, who have thus far demonstrated support for the project, he indicated.

On a motion by Selectman Provenzano, seconded by Selectman Mahoney, the Board voted to recommend Article 4D to the 2013 Fall Town Meeting. Voted 5-0-0, approved.

#### **ARTICLE 4E**

**To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money for the construction and/or repair and/or purchase and/or lease and/or replacement of departmental buildings and/or equipment and/or capital facilities and/or for feasibility studies and other types of studies for the various departments of the Town substantially as follows:**

**E. Town Wharf Project**

**or take any other action relative thereto.**

#### **BOARD OF SELECTMEN**

Plymouth's Harbormaster, Chad Hunter, presented Article 4E, representing a request to utilize \$32,440 from the Waterways Improvement Fund to develop final bid plans/specifications for the repair of the aging T-Wharf. Mr. Hunter reported that a site inspection of the pier has produced a list of recommended repairs for the wharf, which, he said, is in relatively good shape for its age. Though the list of recommended repairs and maintenance activities totals approximately \$300,000, he reported, the Department of Marine & Environmental Affairs seeks funding only for the bid and permitting phase at this time, while grant funds for the actual repair work will be pursued through the Massachusetts Seaport Council.

In response to a question from Selectman Provenzano, the Town's Finance Director, Lynne Barrett, reported that there is approximately \$350,000 in the Town's Waterways Improvement Fund. Mr. Hunter explained that the Waterways Improvement Fund is sourced from boat excise taxes and dockage/mooring fees.

On a motion by Vice Chairman Brewster, seconded by Selectman Provenzano, the Board voted to recommend Article 4E to the 2013 Fall Town Meeting. Voted 5-0-0, approved.

## **ARTICLE 4H**

To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money for the construction and/or repair and/or purchase and/or lease and/or replacement of departmental buildings and/or equipment and/or capital facilities and/or for feasibility studies and other types of studies for the various departments of the Town substantially as follows:

### **H. Town Wharf Pump Out**

or take any other action relative thereto.

#### **BOARD OF SELECTMEN**

Mr. Hunter explained that Article 4H represents a request to utilize \$4,415 from the Waterways Improvement Fund for the purchase of a new pump-out system for Town Wharf. The waters of the Commonwealth of Massachusetts are designated as no-discharge zones, prohibiting boaters from discharging their sewage into the harbor. The Town's pump-out system at the wharf, he informed the Board, is provided so that boaters may pump their sewage directly into the Town's sewer system. Mr. Hunter indicated that the current pump-out system is over ten years old and has experienced some costly mechanical failures. The \$4,415 requested, he noted, would serve as the Town's match to a Massachusetts Coastal Pollution Remediation Grant for the purchase of the new system.

On a motion by Selectman Brewster, seconded by Selectman Mahoney, the Board voted to recommend Article 4H to the 2013 Fall Town Meeting. Voted 5-0-0, approved.

## **ARTICLE 18**

To see if the Town will vote to authorize the Board of Selectmen to acquire by gift, purchase, eminent domain or exchange certain parcels of land shown as Lots 247 and 248 on Assessors Map 37A, containing 17,860 square feet, more or less, and/or convey by sale or exchange all or a portion of land shown as Lots M and N on Assessors Map 37A containing 17,860 square feet more or less, all parcels located in an area generally known as "Plymouth Long Beach;" and further, to transfer the care, custody and control of the property shown as Lots M and Lot N on Assessors Map 37A from the Board of Selectmen for general municipal purposes to the Board of Selectmen for general municipal purposes and for the purpose of conveyance; and further to authorize the Board of Selectmen to convey said property for a sum and/or by exchange and upon conditions to be determined by the Board of Selectmen and pursuant to the requirements of G.L. c.30B, and to enter into all agreements and execute any and all instruments necessary on behalf of the Town to effect said acquisition and conveyance of said parcels, or take any other action relative thereto.

#### **DEPARTMENT OF MARINE AND ENVIRONMENTAL AFFAIRS**

Mr. Gould provided an explanation of Article 18, which proposes to undertake a lot line adjustment on Plymouth Long Beach. The Town has conducted a number of lot line

adjustments in recent years, he said, as a result of updated survey data that has exposed several errors in lot-line records from historical surveys on Long Beach.

The land swap and lot line readjustment proposed in Article 18, Mr. Gould indicated, involves the Nielsen property, where it has been determined that the property owner's driveway and septic system were inadvertently situated on Town property. In order to correct this error, he reported, the Department of Marine & Environmental Affairs has worked with the property owner to adjust the lot lines in a manner that would expand the Town's ownership of the shoreline along both the outer and inner harbor, while ensuring that the private property owner maintains the same lot size (0.41 acres) and pedestrian access to the beach. Mr. Gould displayed a map to illustrate the proposed lot line adjustment, noting that the strategies employed with this land swap are consistent with past lot-line adjustments on Long Beach.

Mr. Gould responded to some brief questions from the Board regarding the proposed land swap. In response to a request from an audience member, Chairman Muratore allowed public comment on Article 18.

Ron Stroup of the Plymouth Beach for All Coalition ("PBAC") expressed his support for Article 18, which, he said, is consistent with PBAC's goal of supporting expanded public access to Plymouth Long Beach.

On a motion by Selectman Provenzano, seconded by Selectman Mahoney, the Board voted to recommend Article 18 to the 2013 Fall Town Meeting. Voted 5-0-0, approved.

## **ARTICLE 2A**

**To see if the Town will vote to amend the vote taken under Article 7A of the 2013 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**

Lynne Barrett, Finance Director, reported that Article 2A would reduce a specific line item within the Town's General Fund Budget (Article 7A of the 2013 Spring Annual Town Meeting). The reduction pertains to Line Item #48, which is the Town's Non-Enterprise Debt Service. Ms. Barrett explained that, when the Town Treasurer went out to market for a bond issuance in May 2013, the rates came in much lower than expected, resulting in a savings of \$171,112.

On a motion by Selectman Tavares, seconded by Selectman Mahoney, the Board voted to recommend Article 2A to the 2013 Fall Town Meeting. Voted 5-0-0, approved.

## **ARTICLE 2B**

**To see if the Town will vote to amend the vote taken under Article 7B, 7C, 7D and 7E of the 2013 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 changes to the amounts budgeted for the Town's Enterprise Funds (Articles 7B-7E of the 2013 Spring Annual Town Meeting). The changes proposed, she reported, are to the Airport Enterprise and Water Enterprise budgets. With regard to the Airport Enterprise Fund, Ms. Barrett indicated that an item was inadvertently counted twice, and, therefore, must be corrected to reduce the actual budget by \$176,500 (Line Item #51). The Water Enterprise Fund (Line Item # 57), on the other hand, must be increased by \$13,196 to accommodate additional costs associated with improvements made to the Wannos Pond pumping station.

On a motion by Selectman Tavares, seconded by Selectman Mahoney, the Board voted to recommend Article 2B to the 2013 Fall Town Meeting. Voted 5-0-0, approved.

**ARTICLES 5A AND 5B**

**To see if the town will vote to transfer a sum of money from the Receipts Reserved for Insurance Recovery over \$20,000 for the following purposes:**

- A. Offset cost of Fiber Network Restoral included in Department of Revenue Approved, Chapter 44, Section 31, February 2013 Snow Storm Emergency on the Town's June 30, 2013 balance sheet.**
- B. Costs related to removing and restoring Library Materials as a result of Roof Damage.**

**or take any other action relative thereto.**

**BOARD OF SELECTMEN**

Ms. Barrett informed the Board that the Town must authorize the appropriation of insurance recovery funds for items totaling more than \$20,000. There are two insurance-related items related to incidents that occurred during the Blizzard of 2013 that must be addressed at the Fall Town Meeting, she indicated:

- Article 5A – \$28,045 for the repair of the Town's fiber optic network
- Article 5B – \$26,639 for the repair and replacement of damaged items caused by a significant water leak at the Library

On a motion by Selectman Tavares, seconded by Selectman Mahoney, the Board voted unanimously to recommend Article 5A and Article 5B to the 2013 Fall Town Meeting.

**ARTICLE 14**

**To see if the town will vote to appropriate the premium paid to the Town upon the sale of bonds issued for Plymouth North High School, which are the subject of a Proposition 2 ½ debt exclusion, to pay costs of the project being financed by such bonds and to reduce the amount authorized to be borrowed for such project, but not yet issued by the Town, by the same amount, or take any other action relative thereto.**

**BOARD OF SELECTMEN**

Ms. Barrett reported that Article 14 will appropriate a bond premium of \$875,000 toward a portion of the costs associated with the Plymouth North High School project. When the Town went out to market in May 2013 for a long term bond on the project, she explained, the Town received the bond premium, which reduced the overall amount that the Town was required to borrow.

Ms. Barrett responded to questions from the Board and sought to explain the State's complex regulations on bond premiums and debt exclusions that require this vote of Town Meeting. The Massachusetts Department of Revenue, she said, does not want taxpayers to pay interest on a debt exclusion for which the municipality has received a premium. Ms. Barrett reiterated that the \$875,000 represents the allocation of a bond premium—it is not money that must be raised through taxes.

On a motion by Selectman Tavares, seconded by Selectman Mahoney, the Board voted to recommend Article 14 to the 2013 Fall Town Meeting. Voted 5-0-0, approved.

## **ARTICLE 15**

**To see if the town will vote to accept G.L. c. 40, §13D, establishment of a Reserve fund for future payment of accrued liabilities for compensated absences due employees or other officers of the town upon termination of employment called a “Compensated Absences Special Fund” and authorize the Town Manager to make payments from such fund; or take any other action relative thereto.**

### **BOARD OF SELECTMEN**

Ms. Barrett explained that the State recently passed a statute that allows communities to establish a reserve fund for compensation related to accumulated vacation or sick time pay. When an employee leaves employment with the Town, she indicated, the Town currently compensates that individual for his/her unused vacation or sick time from the respective department's operating budget. The unanticipated reduction in the departmental budget subsequently prevents that department from filling the position until the budget can be modified at the next Town Meeting.

Ms. Barrett noted that Article 15 will allow the Town to establish a “Compensated Absences Reserve Fund” from which to pay-out unused vacation or sick time. Funds will not be appropriated into the reserve, however, until the 2014 Spring Town Meeting, she said.

Ms. Arrighi noted that the main purpose of establishing the fund is the ability to fill positions when unexpected departures and retirements occur.

Selectman Mahoney made a motion to recommend Article 15 to the 2013 Fall Town Meeting. Selectman Provenzano seconded the motion.

Vice Chairman Brewster stated her belief that Article 15 may signify a bigger issue of whether the Town offers too much sick and vacation time to its employees. The Town should offer a benefits package that is more in-line with the private sector, she said, and it

should not pay employees for sick time that is not used. By reducing the benefits package to a level that is more compatible with state and national averages, Vice Chairman Brewster hypothesized, the Town might be able to offer better salaries to its employees.

Following some brief remaining discussion, the Board voted 4-1 in favor of Selectman Mahoney's motion to recommend Article 15 to the 2013 Fall Town Meeting. Voted 4-1-0, approved, with Vice Chairman Brewster voting in opposition.

## **ARTICLE 10**

**To see if the Town will vote to approve a payment in lieu of taxes agreement between the Town and Entergy Nuclear Generation Company for the property known as the Pilgrim Nuclear Generation Station, as on file with the Town Clerk, or take any other action relative thereto.**

### **BOARD OF SELECTMEN**

Ms. Arrighi advised the Board that Article 10 asks Town Meeting to approve a three-year Payment-In-Lieu-Of-Tax ("PILOT") Agreement with Entergy Nuclear Generation Company, the owner of Pilgrim Nuclear Power Station. The agreement, she explained, provides the Town with a fixed tax payment of \$28,750,000 over a 3 year period (Fiscal Years 2014, 2015, and 2016). In addition to the tax payment, Ms. Arrighi stated, the agreement provides a restrictive covenant provision that protects the 1,500-acre "burden parcel" owned by Entergy, adjacent to the power station. Ms. Arrighi noted that the contingency clause within previous PILOT agreements that required a unified tax rate has since been removed, thus allowing the Town the ability to opt for a split tax rate (should it choose to do so).

On a motion by Selectman Mahoney, seconded by Selectman Provenzano, the Board voted to recommend Article 10 to the 2013 Fall Town Meeting. Voted 5-0-0, approved.

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

**Chapter 61 Lands / Notice of Intent to Convert** – Assistant Town Manager Mike Galla provided the Board with a brief update on the status of a 23.5-acre parcel of Chapter 61-designated land off Bourne Road, identified as Lots 10A and 11 on Assessor's Map 129 (owned by The Garland Holding Company, LLC). Mr. Galla reported that, following discussions between the Town and the property owner's attorney, both parties have agreed to move forth with a joint appraisal on the parcel.

**Proposed Sale of Plymouth Water Company** – Selectman Mahoney noted that he would like to hear more information about the proposed sale of the Plymouth Water Company (which operates water service to the Ponds of Plymouth development) to the New England Service Company from Connecticut (brought to the Board's attention by Harvey LeSueur during public comment).

Ms. Arrighi indicated that this matter just recently came to her office's attention, as a result of a phone call from Mr. LeSueur. This is a complicated matter, she said, for which the Town would need to resolve a number of questions, including: the value of the system; the condition and extent of existing infrastructure; and the cost to maintain the system. Ms. Arrighi noted the short deadline by which the Town would need to act, if it is truly serious about purchasing the system; staff, she said, would have only days to conduct research and make determinations that would realistically take weeks to accomplish.

Selectman Tavares indicated that the Town acquired some smaller private water systems in Manomet, years ago, but the Plymouth Water Company System, he said, is much bigger in size and complexity. Though there is not enough time to react to this particular sale, Selectman Tavares explained, this matter might serve as a catalyst to start a conversation with the Planning Board as to how the Town should address water service infrastructure in future residential developments.

Selectman Provenzano inquired if the Town has a right of first refusal on private water systems such as the Plymouth Water Company, to which Ms. Arrighi responded that the Town does not have a right of first refusal.

**Planning for Potential Closure of Pilgrim Nuclear Power Station** – Selectman Mahoney advised his colleagues on the Board that the Town must begin planning for the loss of revenue from Pilgrim Nuclear Power Station, noting the recent news of Entergy's plans to close the Vermont Yankee Nuclear Power Station in 2014. He offered his recommendation that the Board put forth a budget in 2017 that does not include any PILOT (tax) revenue from Entergy.

Vice Chairman Brewster agreed with Selectman Mahoney, citing recent news articles about the nuclear power industry that suggest an apparent "renaissance in reverse" that will result in the further shutdown of aging facilities like Pilgrim Nuclear Power Station. The nuclear industry, she said, has been significantly affected in recent years by the expansion of the natural gas supply, and, thus, the Town must begin to anticipate the closure of Pilgrim.

**Civil War Monument on Training Green** – Vice Chairman Brewster inquired about the status of the repair to the Civil War Monument on the Town's Training Green. Ms. Arrighi reported that the Request for Proposals ("RFP") has gone out to bid, but the contract has not yet been awarded.

**400<sup>th</sup> Anniversary Commemorative License Plates** – Selectman Mahoney requested a status update on the drive to collect orders for 400<sup>th</sup> Anniversary commemorative license plates. Vice Chairman Brewster reported that there are over 900 orders, but the Registry of Motor Vehicles ("RMV") requires at least 1,500 orders before it will produce the plates. Those wishing to order a 400<sup>th</sup> Anniversary license plate, Vice Chairman Brewster said, may do so via the Plymouth 400 website: [www.plymouthma400.org](http://www.plymouthma400.org).

## **ADJOURNMENT OF MEETING**

On a motion by Selectman Mahoney, seconded by Vice Chairman Brewster, the Board voted to adjourn its meeting at approximately 8:30 p.m. Voted 5-0-0, approved.

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

*A copy of the September 3, 2013 meeting packet is on file and available for public review in the Board of Selectmen's Office.*