

~ PLYMOUTH BOARD OF SELECTMEN ~

THURSDAY, JANUARY 20, 2015

TOWN HALL, MAYFLOWER ROOM

The Selectmen held a meeting on Thursday, January 20, 2015 at 6:30 p.m. at Town Hall in the Mayflower Room.

Present: Kenneth A. Tavares, Chairman
Anthony F. Provenzano, Vice Chairman
John T. Mahoney, Jr.
Sean Page

Melissa Arrighi, Town Manager
Michael Galla, Assistant Town Manager

CALL TO ORDER

Chairman Tavares called the meeting to order at 6:42 p.m. and led the Pledge of Allegiance.

2015 ANNUAL TOWN MEETING ARTICLES

Article 12 – Chapter 90 Funds

On a motion by Selectman Provenzano, seconded by Selectman Mahoney, the Board voted to recommend Article 12 to the 2015 Annual Town Meeting. Voted 4-0-0, recommended.

Article 20 – Swearing in Elected and Appointed Officials

Larry Pizer – Town Clerk

The Concern has been that there are people who have not been sworn in which creates a liability for the Town. The Proposal presented is that people will be given 30 days after they are appointed to be sworn in. If not sworn in, their appointment would be vacated.

On a motion by Selectman Provenzano, seconded by Selectman Page, the Board voted to recommend Article 20 to the 2015 Annual Town Meeting. Voted 4-0-0, recommended.

DISCUSSION ON TOWN ELECTION HOURS

Larry Pizer – Town Clerk

The Board of Selectmen can set the local election hours within the state limits. Only those residents who are out of Town qualify for absentee ballot. Recommend elections hours would be from 7 am to 7 pm.

Selectman Provenzano would like this to be widely publicized.

On a motion by Selectman Mahoney, seconded by Selectman Page, the Board voted to set the local election hours for 7am to 7pm for the May 9, 2015 election. Voted 4-0-0, approved.

TOWN MANAGER REPORT

Valentine Gala will be held on Saturday February 7, 2015

New Town Hall – The Town is under contract with Page Construction for the demolition of the old police station, the Commissioner’s Building and portions of the 1820 structure. Interior demo work has begun and removal of the buildings will be complete by approximately the end of March or mid-April.

First Parish Church – Secretary William Galvin and State Historic Preservation Officer Brona Simon, from the Massachusetts Historical Commission, have officially informed the Town that the First Parish Church was accepted on December 2, 2014, by the National Park Service, Department of the Interior, for listing in the National Register of Historic Places.

Chapter 90 Funds – Governor Baker has notified the Town that the Chapter 90 local transportation aid funding for FY15 has increased from \$200 million to \$300 million statewide. The Town of Plymouth’s Chapter 90 apportionment has increased from \$1,513,944 million to \$2,270,917. This is great news for Plymouth as we have about 5 million in backlog projects that we need to do with Chapter 90 funds, and this will just provide additional assistance in accomplishing more of these projects.

MMA Conference – The Massachusetts Municipal Association 2015 Annual Meeting and Trade Show is the weekend of January 23, 2015. The focus for this year is “Our Cities and Towns, American Democracy at Work”. The educational workshops will explore topics such as economic development, municipal law, JLMC, energy, environmental issues, Veteran’s services, cultural districts, and CPA.

Liens on 3rd Party claims IOD – HR Director Cindy DePina has informed me that she uncovered that the Town of Plymouth had not been placing liens on third party claims for injured on duty cases. What this means is that an employee out on injured on duty could be suing a third party, however, upon settlement the Town was not being reimbursed by that same third party. She has now instituted a procedure where her staff will identify these cases and immediately begin the process of recovery of funds.

JOINT MEETING WITH COUNTY COMMISSIONER – POLICE PARKING LOT

All Commissioners present and Counsel Don Nagle.

Ms. Arrighi – Town is moving forward with cleanup of the Police Parking Lot. DEP issued a condition to meet with the County to come up with a long term monitoring plan. County did file demand letter to protect interest.

Selectman Tavares stated that there were a couple of meetings to address the mandate from DEP.

Don Nagle – Agree with the characterization on two distinct issues

1. Obligation to share monitoring
2. Issue demand letter under Chapter 21a

The Town and County have been unable to come up with an agreement.

The County believes the Town is responsible for trash and monitoring.

The County has appealed the corrective action by DEP.

The County is interested in conducting activities on the former site and is seeking cooperation from Town for these future activities.

The County feels they have made significant efforts to come to an agreement.

On a motion by Selectman Provenzano, seconded by Selectman Page, that the Town contribute 50% on the cost of monitoring of the site subject to Town Meeting Approval, withdraw of demand letter and withdraw of DEP appeal. Voted 4-0-0, approved.

LICENSES

ONE DAY ALL ALCOHOL LIQUOR LICENSE

On a motion by Selectman Provenzano, seconded by Selectman Page, the Board voted to approve a One Day All Alcohol Liquor License to the following applicant, as detailed, below. Voted 4-0-0, approved.

- ❖ **Loretta LaRoche Productions (50 Court Street)** Erik Christensen requested three One Day All Alcohol Liquor License on February 7, 2015 for a comedy show, February 12, 2015 for a psychic event and February 20, 2015 for a comedy/music show

from 6:00 p.m. to 11:00 p.m. 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.

VEHICLE FOR HIRE OPERATOR (RENEWAL)

On a motion by Selectman Provenzano, seconded by Selectman Mahoney, the Board voted to grant a Vehicle for Hire Operator (Renewal) to the following applicant. Voted 4-0-0, approved.

❖ Patriot Transportation

- Timothy Cushman – 26 ½ Standish Avenue (Issuance of operator license subject to CORI and SORI background check).

SPECIAL AUCTIONEER PERMIT

On a motion by Selectman Page, seconded by Selectman Provenzano, the Board voted to grant a Special Auctioneer Permit to the following applicant. Voted 4-0-0, approved.

❖ J. James Auctioneers and Appraisers (84 Court Street)

- Joshua Rioux is requesting a special auctioneer permit for February 28, 2015 from 11:00 a.m. to 6:00 p.m. for an auction to be held at Memorial Hall.

ADMINISTRATIVE NOTES

Approve Meeting Minutes for December 26, 2014 – unanimous

Approve Meeting Minutes for January 6, 2015 – unanimous, SP abstained

TP, SP - unanimous

Establish a Gift Account for the Simes House with the funds being expended with approval from the Community Preservation Committee

Accept a \$5,000 donation from Taylor Nash for the Simes House

Approve written notice to 429 Sandwich Street stating the Board did not exercise their option of First Refusal through the Chapter 61 process.

On a motion by Selectman Provenzano, seconded by Selectman Page, the Board voted to not exercise their option of First Refusal on 429 Sandwich Street. Voted 4-0-0, approved.

PUBLIC COMMENT

None.

COMMITTEE LIAISON / DESIGNEE UPDATES

None.

OLD BUSINESS / LETTERS / NEW BUSINESS

Selectman Mahoney received an email from resident on Billington Street about the Dam Removal project. Selectman Mahoney stated that this is a very impressive project.

ADJOURNMENT OF MEETING

On a motion by Selectman Page, seconded by Selectman Provenzano, the Board voted to adjourn its meeting at approximately 7:14 p.m. Voted 4-0-0, approved.

Recorded by Michael Galla, Assistant Town Manager

A copy of the January 20, 2015 meeting packet is on file and available for public review in the Board of Selectmen's Office.