

# ~ PLYMOUTH BOARD OF SELECTMEN ~

**TUESDAY, APRIL 30, 2013**

TOWN HALL, MAYFLOWER ROOM

The Selectmen held a meeting on Tuesday, April 30, 2013 at 7:00 p.m. at the Loring Center in North Plymouth, 386 Court Street.

Present: Mathew J. Muratore, Chairman  
John T. Mahoney, Jr., Vice Chairman  
Sergio O. Harnais  
Belinda A. Brewster  
Kenneth A. Tavares

Melissa Arrighi, Town Manager

## **CALL TO ORDER**

Chairman Muratore called the meeting to order at 7:00 p.m. and led the Pledge of Allegiance. Following the Pledge, he thanked the Zion Lutheran Church for allowing the use of the Loring Library, so that the Board could take its meeting “on-the-road” to the residents of North Plymouth.

## **TOWN MANAGER’S REPORT**

**U.S. Dept. of Justice / Drug Enforcement Administration Drug Take Back Day** – Town Manager Melissa Arrighi informed the Board that the U.S. Drug Enforcement Administration held another National Prescription Drug Take-Back Day at the Plymouth Police Station at 20 Long Pond Road on Saturday, April 27, 2013 from 10:00 a.m. – 2:00 p.m. Ms. Arrighi explained that the event provided citizens with an opportunity to turn in unused or expired medication for safe and environmentally appropriate disposal.

**Graffiti Issues** – Ms. Arrighi reported that the Town has been making an effort to tackle some of the graffiti that has been found on public property. Recently, she said, there was a report of graffiti on the concrete barriers at the State Boat Ramp, directly to the right of the footbridge that leads out to the breakwater. In response, Ms. Arrighi indicated, the Harbormaster will have seasonal Harbormaster staff do routine sweeps and cleanups of the whole wharf area throughout the summer to keep this activity to a minimum.

**FY2014 Budget** – Ms. Arrighi provided the Board with the most recent figures that have been reported for Chapter 70 and General Municipal Aid from the Commonwealth. The figures, she said, have come in \$283,000 higher than originally anticipated; therefore, if the final figures remain at these higher levels, the Town will make adjustments to the budget at the Fall Town Meeting.

**Update on 1820 Courthouse Feasibility Study** – Ms. Arrighi noted that the Town’s Procurement Division will hold a pre-bid conference for the 1820 Courthouse Feasibility Study on May 7, 2013.

**Plymouth Run-for-One 5k Walk/Run** – Ms. Arrighi announced that School Superintendent Gary Maestas has initiated the idea of holding a Town-sponsored 5k walk/run fundraiser to benefit the Boston One Fund. The date of May 25, 2013 has been identified for the event, she noted, and staff will continue to work on the details.

## **LICENSES**

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

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

- ❖ **Richard Mulcahy / Plymouth Guild for the Arts** requested a One Day All Alcohol Liquor License for an art show reception to be held at 11 North Street from 7:00 to 11:00 p.m. on May 11, 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.

### **PEDI-CAB OPERATOR (NEW)**

On a motion by Vice Chairman Mahoney, seconded by Selectman Brewster, the Board voted to grant a Pedi-Cab Operator License to the following applicant. Voted 5-0-0, approved.

- ❖ **For Plymouth Pedicab:**

- Paul Drennan (3 Sandy Lane, Pembroke)

Issuance of above license is subject to review of the requisite CORI Background Check.

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

On a motion by Selectman Harnais, seconded by Vice Chairman Mahoney, the Board voted to grant a Vehicle for Hire Operator License to the following applicant, as detailed, below. Voted 5-0-0, approved.

- ❖ **For Pilgrim Taxi:**

- Jeffrey Peterson (8 Snappit Road, Carver)

Issuance of above license is subject to review of the requisite CORI Background Check.

## **FORTUNE TELLING (NEW)**

On a motion by Selectman Harnais, seconded by Vice Chairman Mahoney, the Board voted to grant a Fortune Telling License to the following applicant, as detailed, below. Voted 5-0-0, approved.

❖ **Matthew Hall d/b/a Illumination** – 13 Braley Road, Matthew Hall, Owner

Issuance of above license is subject to approval from Inspectional Services and a review of the requisite CORI Background Check.

## **ADMINISTRATIVE NOTES**

**Meeting Minutes** – The Board approved the minutes of the March 5, 2013 Selectmen’s meeting.

**Issuance of Bond & Temporary Loan** – The Board will approve the following vote related to the issuance of a Permanent Bond & Temporary Loan for items authorized by Town Meeting, as requested by the Treasurer/Collector:

Voted: that the maximum useful life of the departmental equipment listed below to be financed with the proceeds of the \$720,000 borrowing authorized by the vote of the Town passed April 2, 2011, (Article 9, Items B4 and B5) is hereby determined pursuant to G.L. c.44, §7(9) to be as follows:

<u>Purpose</u>	<u>Borrowing Amount</u>	<u>Maximum Useful Life</u>
Fire engine	\$520,000	6 Years
Crematory retort	\$200,000	11 Years

Further Voted: that the sale of the \$24,474,000 General Obligation Municipal Purpose Loan of 2013 Bonds of the Town dated May 7, 2013 (the “Bonds”), to J.P. Morgan Securities LLC at the price of \$27,419,679.97 and accrued interest is hereby approved and confirmed. The Bonds shall be payable on May 1 of the years and in the principal amounts and bear interest at the respective rates, as follows:

<u>Year</u>	<u>Amount</u>	<u>Interest Rate</u>	<u>Year</u>	<u>Amount</u>	<u>Interest Rate</u>
2014	\$1,544,000	3.00%	2026	\$1,160,000	4.00%
2015	1,525,000	4.00	2027	1,160,000	4.00
2016	1,480,000	5.00	2028	1,160,000	4.00
2017	1,475,000	4.00	2029	445,000	3.00
2018	1,470,000	4.00	2030	445,000	3.00
2019	1,350,000	4.00	2031	445,000	3.125
2020	1,345,000	5.00	2032	445,000	3.125
2021	1,345,000	5.00	2033	445,000	3.25
2022	1,345,000	5.00	2034	445,000	3.25
2023	1,345,000	5.00	2035	445,000	3.25
2024	1,160,000	4.00	2036	445,000	3.375
2025	1,160,000	4.00	2038	890,000	3.50

Further Voted: that the Bonds maturing on May 1, 2038 (a “Term Bond”) shall be subject to mandatory redemption or mature as follows:

<u>Year</u>	<u>Amount</u>	
2037	\$445,000	
2038*	445,000	*Final Maturity

Further Voted: to approve the sale of a \$400,000 0.40 percent General Obligation Bond Anticipation Note of the Town dated May 7, 2013, and payable May 7, 2014 (the “Note”), to Century Subsidiary Investments, Inc. III at par and accrued interest.

Further Voted: that in connection with the marketing and sale of the Bonds, the preparation and distribution of a Notice of Sale and Preliminary Official Statement dated April 16, 2013, and a final Official Statement dated April 25, 2013 (the “Official Statement”), each in such form as may be approved by the Town Treasurer, be and hereby are ratified, confirmed, approved and adopted.

Further Voted: that in connection with the marketing and sale of the Note, the preparation and distribution of a Notice of Sale and Preliminary Official Statement dated April 16, 2013, as amended through April 25, 2013, and a final Official Statement dated April 25, 2013, each in such form as may be approved by the Town Treasurer, be and hereby are ratified, confirmed, approved and adopted.

Further Voted: that the Bonds shall be subject to redemption, at the option of the Town, upon such terms and conditions as are set forth in the Official Statement.

Further Voted: that the Town Treasurer and the Board of Selectmen be, and hereby are, authorized to execute and deliver continuing disclosure undertaking in compliance with SEC Rule 15c2-12 in such form as may be approved by bond counsel to the Town, which undertaking shall be incorporated by reference in the Bonds for the benefit of the holders of the Bonds from time to time.

And Further Voted: that each member of the Board of Selectmen, the Town Clerk and the Town Treasurer be and hereby are, authorized to take any and all such actions, and execute and deliver such certificates, receipts or other documents as may be determined by them, or any of them, to be necessary or convenient to carry into effect the provisions of the foregoing votes.

## **PUBLIC COMMENT**

Charlie Vandini, Chairman of the North Plymouth Steering Committee (“NPSC”), introduced his fellow committee members in attendance at the meeting: Enzo Monti, Kevin Leary, Joan Tassinari, John Handrahan, Lorraine Souza, and Bill Rudolph. Mr. Vandini talked about the work that the NPSC does with the Planning Board to review and provide recommendations upon various North Plymouth projects. North Plymouth, he said, is a

friendly, service-oriented village center inhabited by good people. Mr. Vandini noted that there are a number of initiatives that will undoubtedly generate positive effects upon the neighborhood, including the new entrance to Veterans Field and the revitalization of Cordage Park.

Kevin Leary inquired about the Town's sign bylaws, out of concern for the number of business signs that litter Plymouth's telephone poles and sidewalks. He questioned whether there was, in fact, a bylaw prohibiting these signs and—if not—whether the Town has a Bylaw Review Committee to consider enacting such a bylaw.

Ms. Arrighi indicated that she would inquire with the Director of Inspectional Services as to what the Town's regulations and penalties are with regard to these types of signs.

Christine Pratt of the Plymouth Growth & Development Corporation ("PGDC") announced that the PGDC has negotiated a lease to utilize two vacant lots on Water Street for overflow parking for Nelson Memorial Park. The agreement, she said, will run from May 1, 2013 through November 30, 2013 to provide much needed additional parking for the popular recreation area. Ms. Pratt stated that the PGDC will work with the Town's Public Works Department on some necessary striping and crosswalk painting to prepare the parking area for the summer season.

William Rudolph spoke on behalf of Joe Jannetty, one of the owners of the Cordage Commerce Center ("CCC"), to provide the Board with an update on some of the redevelopment initiatives being undertaken within the commercial complex. As the economy recovers, he reported, the CCC is maintaining high occupancy levels and finding tenants for the few remaining available spaces. Quincy College is expanding, a new high tech gym recently opened within the complex, and the existing medical and rehab centers are performing well. Mr. Rudolph noted that the CCC has served as the winter home for the Plymouth Harbor Market Days farmers market and as the starting point for several charitable road race events. Most recently, he reported, the CCC received approval for the construction of a 70,000 square foot medical building (on the site of the former Wal-Mart location), which will be built for an exclusive end-user. Mr. Rudolph talked about the sections of the historic mill complex that have been demolished due to structural concerns, but he noted the owners' efforts to creatively reuse the wood and flooring materials from the former structures.

Nancy McSpadden of Precinct 4 offered her concerns regarding the safety of Pilgrim Nuclear Power Station. Ms. McSpadden pointed to the power station's age (nearly 40 years), the number of assemblies housed within the spent fuel pool, and corroding underground pipes at the facility as factors indicating that the power station may no longer be safe for operation. The decision to allow the construction of the power station in Plymouth was short-sighted, she said, as the presence of the facility has not truly helped to provide the Town with ample tax revenue. Ms. McSpadden stated her belief that the United States Nuclear Regulatory Commission ("NRC") cannot be trusted to ensure the safety of communities that host nuclear reactors, and, thus, she urged the Board to take whatever measures necessary to prevent a disaster at Pilgrim Station.

## **COMMITTEE LIAISON / DESIGNEE UPDATES**

**Catholic Daughters of the Americas Annual Convention** – Selectman Tavares was pleased to report that he provided a welcome address on behalf of the Board to the annual convention of the Catholic Daughters of the Americas on Friday, April 26, 2013. The organization—whose membership in Massachusetts is nearly 1,000 strong—has brought its annual convention to the Radisson Hotel in Plymouth for the past ten years, he said, and many of those whom he met at the convention spoke very highly of the town. Selectman Tavares noted that the Catholic Daughters do much to assist veterans and to help prevent human trafficking.

**Downtown Neighborhood Watch** – Chairman Muratore indicated that he, along with Police Chief Michael Botieri, attended the most recent meeting of the Downtown Neighborhood Watch on Monday, April 29, 2013. It was a productive meeting, he said, at which a number of concerned citizens were given the opportunity to bring the Town’s attention to issues in the downtown area—some that may be fixed in the short-term, and others that must be addressed on an ongoing basis.

## **PROJECTS & INITIATIVES RELATED TO NORTH PLYMOUTH**

Ms. Arrighi introduced a discussion on a number of projects and initiatives related to North Plymouth.

### **Department of Public Works**

On behalf of the Town’s Director of Public Works, Ms. Arrighi informed the Board and those in the audience that the Department of Public Works (“DPW”) is currently working on two roadway projects in North Plymouth: Standish Avenue and Cherry Street. On Standish Avenue, she explained, the DPW is in the process of completing upgrades to the sidewalks, drains, and surfacing of the street between Alden and Cherry Streets. This work follows the first phase of improvements undertaken last year, which involved the milling, leveling, and paving of Standish Avenue.

On Cherry Street, Ms. Arrighi continued, the DPW plans to resurface the roadway from Court Street to Industrial Park Road in the Fall of 2013. NSTAR Gas completed its work along the roadway, last year, and now the Town will follow up with minor drainage, sewer, and sidewalk repairs. Ms. Arrighi affirmed that this section of Cherry Street will be milled and resurfaced, following the repairs.

### **Department of Marine & Environmental Affairs**

Chad Hunter, Harbormaster, announced that the Department of Marine & Environmental Affairs (“DMEA”) will be conducting its third shellfish relay in Plymouth Harbor, off the shores of North Plymouth. First, Mr. Hunter discussed the extent of regular water sampling that his department conducts at 10-15 sites within the Harbor, from just north of

the Cordage Commerce Center to the mouth of the Eel River. The sampling, he explained, determines water quality and the classification of shellfish areas. There are variable factors from day to day that affect whether the shellfish beds will be open (such as contamination from heavy rainfalls), and the Harbormaster's Department helps to monitor such conditions and limit the taking of shellfish from these areas. Mr. Hunter noted that the DMEA is working with the State's Division of Marine Fisheries to determine if there are additional areas that can be reopened to shellfishing, such as the tidal flats on the inner-harbor side of Plymouth Long Beach.

Mr. Hunter reported that the shellfish relay will involve the transport of 150 bushels—acquired with financial assistance from the Plymouth Area Chamber of Commerce—to the tidal area situated just south of the Plymouth-Kingston line. The area will be closed for approximately a year and a half, in order to allow the shellfish to grow and multiply. Mr. Hunter was pleased to note that the DMEA recently held its first shellfish class with students from the Rising Tide Charter School, to promote the work that is being done to improve shellfishing and water quality within the Harbor.

### **Community Preservation**

William Keohan, chairman of the Community Preservation Committee (“CPC”), provided a review of recent Community Preservation-funded initiatives in North Plymouth. The impetus behind the movement to establish the Community Preservation Act (“CPA”) in Plymouth, he said, was launched by the late John Martini, a citizen from North Plymouth who was very active in community matters. Since the adoption of the CPA, Mr. Keohan reported, there have been a number of historic preservation and affordable housing-related projects that have been undertaken in North Plymouth, including the creation of the Rail Trail, the establishment of transitional housing for homeless citizens (Plymouth Task Force for the Homeless), and—most recently—a new entrance for Veterans Park.

Mr. Keohan provided further detail on the acquisition of 308 Court Street, where the new entrance to Veterans Park will be created. The acquisition, he explained, removes an eyesore (the dilapidated structure on the property) whilst opening the park to frontage on Court Street—a move that is anticipated to prohibit adverse activity in a section of the park that was previously shrouded from view. The Department of Marine & Environmental Affairs, Mr. Keohan indicated, will supervise the environmental assessment of the property and the demolition of the structure, which will likely take place at some point after July 1, 2013. The North Plymouth Steering Committee, he noted, will work with the Department of Public Works on the final design of the new entrance.

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

**Donation of Grass Treatment Services at Police Station** – Selectman Harnais informed the Board that TruGreen has offered complimentary grass treatment services at the Plymouth Police Department's headquarters, a gift of approximately \$600 in value. On a motion by Selectman Harnais, seconded by Selectman Brewster, the Board voted to accept

the donation from TruGreen, with gratitude, on behalf of the Town. Voted 5-0-0, approved.

**Condition of Town Cemeteries** – Selectman Tavares spoke about the condition of the Town’s cemeteries, noting that there is still quite a bit of debris to be cleared and fencing to be repaired from the winter’s storms. During last year’s Memorial Day Parade, he said, the appearance state of the cemetery was embarrassing. While acknowledging that staffing levels in the DPW’s Cemetery Division are less than they were in the 1980’s, Selectman Tavares questioned what could be done to ensure that Plymouth’s cemeteries are maintained in the respectful manner that residents expect.

**Maintenance of Highway Interchanges** – Selectman Tavares asked staff to contact the State’s Department of Transportation about the appearance of the off-ramps at the Exit 6 interchange with Route 3. Despite the plantings that were installed when the interchange was reconstructed, he said, there appears to be no ongoing maintenance of the shrubbery, nor clearing of litter. This is not the image that we want to present to visitors entering Plymouth, Selectman Tavares stated.

**Parking on Union Street** – Chairman Muratore inquired about a memo the Board received from the Parking & Traffic Task Force regarding parking issues on Union Street. Tiffany Park, the Selectmen’s Assistant and a member of the Town’s Parking & Traffic Task Force, explained that the task force has been looking into an ongoing problem with cars parked along Union Street in a haphazard manner and in sections where parking is prohibited.

Chris Pratt from the Plymouth Growth & Development Corporation (“PGDC”) approached the podium to inform the Board that she and her colleagues on the PGDC are looking into the parking issues on Union Street, as well. She asked Ms. Park to provide her with the memo from the Parking & Traffic Task Force, so that the PGDC could weigh in on the matter.

**Trash Barrels on Rail Trail** – Selectman Tavares asked why the Town does not provide trash barrels along the Rail Trail bike path. Ms. Arrighi responded that she would inquire with the Department of Public Works.

## **EXECUTIVE SESSION**

At approximately 7:55 p.m., the Board voted to adjourn the open session portion of its meeting to enter executive session pursuant to Massachusetts General Laws, Chapter 30A, Section 21, Paragraph 3, to discuss strategy with respect to collective bargaining, and Paragraph 6, to consider the purchase, exchange, lease, or value of real property, as an open meeting on these matters may have a detrimental effect on the negotiating position of the body. By roll call: Tavares – yes, Mahoney – yes, Brewster – yes, Harnais – yes, and Muratore – yes.



Chairman Muratore noted that, following executive session, the Board would not reconvene in open session.

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

*A copy of the April 30, 2013 meeting packet is on file and available for public review in the Board of Selectmen's Office.*