

~ PLYMOUTH BOARD OF SELECTMEN ~

TUESDAY, APRIL 1, 2014

TOWN HALL, MAYFLOWER ROOM

The Selectmen held a meeting on Tuesday, April 1, 2014 at 6:00 p.m. at Town Hall in the Mayflower Room.

Present: Mathew J. Muratore, Chairman
Belinda A. Brewster, Vice Chairman
John T. Mahoney, Jr. [arrived 6:25 p.m.]
Kenneth A. Tavares
Anthony F. Provenzano

CALL TO ORDER

Chairman Muratore called the meeting to order at 6:00 p.m. and led the Pledge of Allegiance.

Prior to commencing the evening's agenda, Chairman Mahoney noted that, earlier during the afternoon, one of Plymouth's police officers was involved in a serious accident. He asked that residents keep the officer and his family in their thoughts and prayers.

EXECUTIVE SESSION

The Executive Session that was originally scheduled on the Board's agenda for 5:00 p.m. was canceled.

LICENSES

MISCELLANEOUS ANNUAL RENEWALS

On a motion by Selectman Tavares, seconded by Selectman Provenzano, the Board voted to renew the licenses and permits held by the following establishments, as detailed, below. Voted 4-0-0, approved.

Pawn Broker

PAWN YOUR COLLECTIBLES

46 TOWER ROAD

PEGGY'S PAWN SHOP (JOHN MCCARTHY)

37 COURT STREET

Junk Dealer

ANTIQUES POTPOURRI

1464 STATE ROAD

BEST BUY STORES LP, #385
CHAPEL ANTIQUES
DILLON & COMPANY, LTD. D/B/A DILLON & COMPANY
GAMESTOP, INC.
NASR JEWELERS, INC.
SONA GRIGORYAN D/B/A QUICK CASH
VILLAGE BRAIDER ANTIQUE, INC.

228 COLONY PLACE
631 STATE ROAD
12 NORTH STREET
165 COLONY PLACE
61 COMMERCE WAY
52 MAIN STREET
48 SANDWICH STREET

Junk Collector

PAUL ALMEIDA 24 HOUR TOWING, INC.
PEGGY'S COLLECTIBLES
PLYMOUTH COIN AND JEWELRY
ROBERT SILVA

10 COLUMBUS ROAD
37 COURT STREET
64 COURT STREET
27 WEST CHERRY STREET

Fortune Telling

A FAIRYTALE – THE TRUTH BE TOLD
ANNE FITZGERALD
CELESTIAL INSIGHTS (REGINA HAMILTON)
CRYSTAL CHAMBERS (TAMMY MILLER)
HEART OF DESTINY'S WINGS (IRENE J. MOODY)
MATTHEW HALL D/B/A ILLUMINATION

574 STATE ROAD
8 ELLISVILLE ROAD
146 COURT STREET
12 SAMOSET STREET
763 STATE ROAD
13 BRALEY ROAD

Billiards

ELLIS HAVEN CAMPGROUND, 2 TABLES

531 FEDERAL FURNACE RD

*Issuance of the above licenses is subject to submittal of all necessary paperwork.

NEW OFFICER (LIQUOR LICENSE)

On a motion by Vice Chairman Brewster, seconded by Selectman Tavares, the Board voted to approve a New Officer for the Liquor License held by the following establishment, as detailed, below. Voted 4-0-0, approved.

- ❖ **Flynn's Cedarville Restaurant Group**, 2240 State Road is requesting a new officer.
 - John Doherty, 342 East Ave, Pawtucket, RI

SEASONAL LIQUOR LICENSE RENEWALS

On a motion by Vice Chairman Brewster, seconded by Selectman Provenzano, the Board voted to renew the licenses and permits held by the following establishment, as detailed, below. Voted 4-0-0, approved.

- ❖ **Pinewood Lodge, Inc. d/b/a Pinewood Lodge**
190 Pinewood Lodge, Albert Saunders (Manager)

[Continued on Page 3]

- Seasonal Liquor License
- Common Victualler's License
- Comprehensive Entertainment Licenses, Groups I, II, III, IV

On a motion by Selectman Provenzano, seconded by Selectman Tavares, the Board voted to renew the licenses and permits held by the following establishment, as detailed, below. Voted 4-0-0, approved.

❖ **Sandy Pond Golf, Inc. d/b/a Atlantic Country Club**
450 Little Sandy Pond Road, Paul Whiting (Manager)

- Seasonal Liquor License
- Common Victualler's License
- Comprehensive Entertainment, Group I
- Early Sunday Opening

On a motion by Selectman Provenzano, seconded by Selectman Tavares, the Board voted to renew the licenses and permits held by the following establishment, as detailed, below. Voted 4-0-0, approved.

❖ **Double C, Inc., d/b/a Campy's**
531 Federal Furnace Road, Craig Carreau (Manager)

- Seasonal Liquor License
- Comprehensive Entertainment, Groups I, II, III
- Sunday Entertainment (TV, dancing, live entertainment)
- Early Sunday Opening

On a motion by Selectman Tavares, seconded by Selectman Provenzano, the Board voted to renew the licenses and permits held by the following establishment, as detailed, below. Voted 4-0-0, approved.

❖ **Camp Bournedale Inc.**
110 Valley Road, Darrin Fabrizio (Manager)

- Seasonal Liquor License
- Common Victualler's License
- Comprehensive Entertainment, Groups II and III

On a motion by Selectman Tavares, seconded by Selectman Provenzano, the Board voted to renew the licenses and permits held by the following establishment, as detailed, below. Voted 4-0-0, approved.

❖ **Kevin J Aragon d/b/a Kevin's Club House Restaurant**
265 South Meadow Road, Kevin Aragon (Manager)

- Seasonal Liquor License
- Common Victualler's License

On a motion by Selectman Tavares, seconded by Selectman Provenzano, the Board voted to renew the licenses and permits held by the following establishment, as detailed, below. Voted 4-0-0, approved.

❖ **Pillory Pub LLC**

72 Water Street, Benjamin Parsons (Manager)

- Seasonal Liquor License
- Common Victualler's License
- Comprehensive Entertainment, Groups I and III

Issuance of the above licenses is subject to the submission of all required paperwork.

ADMINISTRATIVE NOTES

Reconsideration of Votes on Petitioned Articles Re: the Storage of Nuclear Waste – The Board voted to reconsider its January 28, 2014 vote to recommend Article 32 (By Petition: Limit the Storage of Nuclear Waste) and Article 33 (By Petition: Ensure Removal of Nuclear Waste from Pool Storage) of the 2014 Spring Annual Town Meeting.

Petitioned Town Meeting Articles Re: the Storage of Nuclear Waste –The Board voted to take no motion, no action on Article 32 (By Petition: Limit the Storage of Nuclear Waste) and Article 33 (By Petition: Ensure Removal of Nuclear Waste from Pool Storage) of the 2014 Spring Annual Town Meeting, as these articles have been ruled out-of-order by Town Counsel and the Town Moderator.

PUBLIC COMMENT

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

COMMITTEE INTERVIEWS & APPOINTMENTS

Chairman Muratore brought the Board's attention to a list of citizens who applied to serve on the Town committees, boards, and commissions.

NO PLACE FOR HATE COMMITTEE: 1 SEAT, 1 APPLICANT

On a motion by Selectman Tavares, seconded by Vice Chairman Brewster, the Board voted to appoint the following citizen to serve on the No Place for Hate Committee. Voted 4-0-0, approved.

- Barbara Aharoni Shamir 4 Horizon New Applicant No Term Expiration

PLYMOUTH CENTER STEERING COMMITTEE: 1 SEAT, 1 APPLICANT

On a motion by Vice Chairman Brewster, seconded by Selectman Provenzano, the Board voted to appoint the following citizen to serve on the Plymouth Center Steering Committee. Voted 4-0-0, approved.

- Jamison McLachlan 4 Wood Street New Applicant Term exp. 6/30/2016

CONSERVATION COMMISSION: 1 SEAT AVAILABLE AND 1 APPLICANT

Chairman Muratore indicated that the Board would consider the appointment of one (1) citizen-at-large to the Conservation Commission, for a term effective April 2, 2014 through June 30, 2015. There were two (2) applicants:

- Joshua M. Bows 44 E. Russell Mills Rd. New Applicant
- John M. Moran 77 Cliff Street New Applicant

Chairman Muratore invited each of the candidates to interview before the Board, during which time Mr. Bows and Mr. Moran were given the opportunity to introduce themselves and to answer questions posed by the Board. Following the conclusion of the interview process, Chairman Muratore read the names of the applicants and asked his fellow Selectmen to cast votes for the candidates they wished to appoint.

Mr. Bows received two votes (Muratore, Brewster) and Mr. Moran received two votes (Tavares, Provenzano). Considering the tie vote, Chairman Muratore indicated that he would call for another vote on the matter, following the anticipated arrival of Selectman Mahoney. *[See final vote for Conservation Commission appointment, Page 8]*

ROADS ADVISORY COMMITTEE: 1 SEAT AVAILABLE AND 1 APPLICANT

Chairman Muratore indicated that the Board would consider the appointment of one (1) citizen to the Roads Advisory Committee, for a term effective April 2, 2014 through June 30, 2015. There are two (2) applicants:

- James E. Conaway 113 Lake View Boulevard New Applicant
- John F. Risso 1067 Old Sandwich Road New Applicant

Chairman Muratore invited each of the candidates to interview before the Board, during which time Mr. Conaway and Mr. Risso were given the opportunity to introduce themselves and to answer questions. Following the conclusion of the interview process, Chairman Muratore read the names of the applicants and asked the members of the Board to cast votes for the candidates they wished to appoint.

By majority vote (4-0-0), the Board appointed John F. Risso to the Roads Advisory Committee, for a term effective March 12, 2014 through June 30, 2015.

REQUEST TO PLACE BALLOT QUESTION ON MAY ELECTION

The Board resumed its discussion (from the Selectmen's meeting of March 25, 2014) on a request from Heather Lightner of Concerned Neighbors of Pilgrim ("CNP") to place a question on the on the Town's Annual Election Ballot. The initial question posed by Ms. Lightner / CNP read as follows:

"Should the people of Plymouth direct Town officials to ensure that spent nuclear fuel at the Pilgrim Nuclear Power Station is moved to dry cask storage as soon as possible and in accordance with the highest standards for the protection of the health, safety, welfare, and the economic interest of the Town and its residents?"

Selectman Provenzano explained that he was asked by the Board to work with Ms. Lightner on the improvement and clarification of the language of the question, to reflect the Board's efforts to advocate for the safe storage of spent nuclear fuel. Selectman Provenzano read the text of the updated question, as well as the requisite accompanying ballot summary:

"Question 1:

This question is not binding; Should the people of the Town of Plymouth encourage the Town's government to employ all means available to ensure that spent nuclear fuel generated at the Pilgrim Nuclear Power Station be placed in dry cask storage as soon as technologically feasible and consistent with the highest standards and in anticipation of such spent fuel's ultimate and permanent disposition in a federally sponsored national or regional storage facility, all in order to protect the health, welfare, and economic interests of the Town of Plymouth and its inhabitants.

Summary:

This question asks voters if they are in favor of the Town government efforts to encourage the Pilgrim Nuclear Power Station to place spent nuclear fuel into dry cask storage using the highest standards and as soon as technologically feasible to protect the inhabitants of the Town of Plymouth.

A YES VOTE informs the Town's government that voters are in favor of ensuring that Pilgrim Nuclear Power Station place spent nuclear fuel into dry cask storage using the highest standards and as soon as technically possible.

A NO Vote calls for no action by the Town's government."

Ms. Lightner of CNP thanked Selectman Provenzano for working with her on the language of the ballot question. The outcome of the community's vote on ballot question, she speculated, could very likely serve as a useful tool in the Board's ongoing efforts to

advocate for the safe storage—and eventual removal—of spent fuel at Pilgrim Nuclear Power Station (“PNPS”).

[Note: Selectman Mahoney arrived at this point during the meeting and joined the Board at 6:25 p.m.]

Chairman Muratore opened the discussion on the proposed ballot question to public comment. No citizens came forth.

Selectman Tavares made a motion to approve the inclusion of a ballot question, along with an accompanying ballot summary, related to the storage of spent nuclear fuel at Pilgrim Nuclear Power Station on the May 2014 Town Election Ballot, as presented by Selectman Provenzano. Vice Chairman Brewster seconded the motion.

Chairman Muratore stated that he would be willing to allow the question put forth by Ms. Lightner and the members of CNP in this particular circumstance, because of the unanticipated ruling that ultimately dismissed the articles that she submitted for Town Meeting. In future circumstances, he noted, citizens must follow the process afforded to them in the Town’s bylaws and the Massachusetts General Laws.

Following a request, Chairman Muratore allowed a comment from the audience.

Janet Azarovitz noted her observation that the efforts of Plymouth’s Selectmen will have an important effect upon not only the citizens of Plymouth but the residents of Cape Cod, who, she said, have no realistic means of evacuation, in the event of an adverse incident at the PNPS. Referring to the December 3, 2013 Selectmen’s meeting, at which representatives of Plymouth’s federal legislators promised to report back to the Town within 60 days, Ms. Azarovitz inquired if any response had been received to the Town’s request that its legislators pursue the issue of the storage of spent nuclear waste at the federal level.

Chairman Muratore noted that U.S. Senator Edward Markey’s office recently contacted the Selectmen’s Office with information on legislation that the Senator will submit to Congress regarding the storage of spent nuclear fuel.

Selectman Tavares sought to clarify that the ballot question put forth relates to the subject of the storage of spent nuclear fuel at PNPS—not the closure of the facility. With regard to the comments made by Ms. Azarovitz, Selectman Tavares explained, it is imperative that Cape Cod communities add their voices to this issue. The more towns that speak up, he said, the more the federal government will take notice.

Selectman Provenzano asked of the Town’s Nuclear Matters Committee (“NMC”) had any comments on the proposed ballot question. Paul Smith of the NMC noted that, though some of the committee’s members had initial reservations about Ms. Lightner’s petition, such concerns will likely be satisfied by the revisions presented by Selectman Provenzano.

At the close of discussion, the Board voted 5-0-0 in favor of Selectman Tavares' motion to approve the inclusion of a ballot question, along with an accompanying ballot summary, related to the storage of spent nuclear fuel at Pilgrim Nuclear Power Station on the May 2014 Town Election Ballot, as presented by Selectman Provenzano.

COMMITTEE INTERVIEWS & APPOINTMENTS - REVISITED

CONSERVATION COMMISSION: 1 SEAT AVAILABLE AND 1 APPLICANT

Chairman Muratore revisited the Board's earlier tie vote [*See Page 5*] on the candidates who interviewed to serve on the Conservation Commission. There were two (2) applicants:

- Joshua M. Bows 44 E. Russell Mills Rd. New Applicant
- John M. Moran 77 Cliff Street New Applicant

Chairman Muratore invited each of the candidates to reappear before the Board, during which time Mr. Bows and Mr. Moran were given the opportunity to introduce themselves in the presence of Selectman Mahoney and to answer any further questions.

Following the brief interview session, Chairman Muratore read the names of the applicants and called for a vote on each.

Mr. Bows received two votes (Muratore, Brewster) and Mr. Moran received three votes (Tavares, Mahoney, Provenzano). By majority vote, the Board appointed John M. Moran to the Conservation Commission, for a term effective April 2, 2014 through June 30, 2015.

OLD BUSINESS / LETTERS / NEW BUSINESS

Letter Regarding the Spelling of Plymouth – Selectman Mahoney made note of a letter that the Board received from Jacob O'Dowd, a first-grade student at Plymouth South Elementary School. In the letter, Selectman Mahoney indicated, Mr. O'Dowd stated his belief that the Town should change the spelling of its name from the current "Plymouth" to the more historically appearing—and more easily spelled—"Plimoth."

Selectman Mahoney noted that he invited Mr. O'Dowd to present his proposal the Board, in-person. Mr. O'Dowd, with the assistance of his mother, explained that he composed the letter as part of a persuasive-writing lesson led by his teacher, Mrs. Hoagland. The spelling of Plymouth, he said, was the topic he chose.

At the request of Selectman Mahoney, the Board's Assistant, Tiffany Park, related a history of the spelling of Plymouth, as generously provided to the Town Manager's Office by local historian Jim Baker. Based on historical records, Ms. Park explained, the spelling

of the Town's name has been written phonetically in several different ways, including "Plimoth," "Plimmoth," and "Plymouth." Henry Hornblower chose to use the spelling "Plimoth"—a version used by Gov. William Bradford in some of his writings—to evoke a sense of history when he established Plimoth Plantation. Ms. Park indicated that, when spelling became more formalized, the English use of the spelling "Plymouth"—based on the River Plym, upon which the city of Plymouth, UK is situated—was adopted.

Mr. O'Dowd responded to some brief comments and questions from the Selectmen. In response to an inquiry from Vice Chairman Brewster, Mr. O'Dowd stated his belief that it is much easier to spell "Plimoth" than "Plymouth." At the close of discussion, the Selectmen praised Mr. O'Dowd for bringing his proposal to the Town's attention.

Local Heroes Awards Night – Selectman Tavares noted that he and Chairman Muratore attended South Shore Community Action Council's Local Heroes Awards Night, held on March 26, 2014. At the event, he said, Plymouth Schools Superintendent Gary Maestas and Kathy Babini, Social Studies Coordinator for Plymouth Public Schools, were honored.

Insurance Advisory Committee – Selectman Tavares informed the Board that he attended the Insurance Advisory Committee's meeting of March 28, 2014, at which the committee unanimously approved the adoption of the Town's proposed FY2015 health and dental insurance rates.

Video on Substance Abuse and Forum to Educate Community – Vice Chairman Brewster talked about recent hearings and forums held to educate community leaders about the issue of substance abuse in Plymouth and throughout the South Shore. In addition, she said, the students of Plymouth North High School have produced an impressive, ten-minute video about the issue that everyone in the community should take the time to view. Vice Chairman Brewster commended the students for their work on the video, and she asked the Town Manager to make the video available through the Town's Facebook and Twitter accounts.

Chairman Muratore informed the public that he chose to hold the Selectmen's meeting earlier than normal on this particular evening, so that the Board would have the opportunity to attend Representative Tom Calter's community forum on Substance Abuse, scheduled for 7:00 p.m. at Plymouth North High School. He encouraged the public to attend the forum, to have a better understanding about the way by which the dynamics of substance abuse have changed over the recent decade.

Letter of Support for Brewster Ambulance Service – Chairman Muratore noted that Brewster Ambulance Service has requested a letter of support from the Board of Selectmen, as part of a bid that the company is submitting to the Town of Braintree. Both the Fire Chief and Police Chief, he indicated, have provided individual letters of support for the service that the ambulance company has provided to the Town.

The Board made no objections to the request.

ADJOURNMENT OF MEETING

On a motion by Selectman Tavares, seconded by Selectman Mahoney, the Board voted to adjourn its meeting at approximately 6:50 p.m. Voted 5-0-0, approved.

Recorded by Tiffany Park, Clerk to the Board of Selectmen

A copy of the April 1, 2014 meeting packet is on file and available for public review in the Board of Selectmen's Office.