

PLYMOUTH BOARD OF SELECTMEN

TUESDAY, MAY 3, 2016

MAYFLOWER ROOM, TOWN HALL, 11 LINCOLN STREET

7:05PM - CALL TO ORDER

Ken Tavares, Chairman of the Board, called the meeting to order at 7:05 p.m. and led the Pledge of Allegiance.

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

 Derek Brindisi, Assistant Town Manager

7:07PM – PUBLIC COMMENT

7:10PM – PUBLIC HEARING (*AQUACULTURE*)

Chairman Tavares invited Chad Hunter, Harbor Master, up to the podium to give an update on the Aquaculture program and to tell the Board, and the public, how things have been progressing within Plymouth Harbor.

Chad Hunter thanked the Board for their support with the Aquaculture Program. He added that these licenses before them tonight were the last assignments with the designated area in the Harbor and that all of the growing lots were accounted for. He said this has been 6 years in the making, and it's great to see local sustainable seafood showing up in our restaurants and on our menus.

Anthony Provenzano Jr, Vice Chairman, added that it's gratifying to see local entrepreneurs growing their business and that this is thing for Plymouth Harbor.

On a motion by Sean Page and seconded by Anthony Provenzano Jr, the Board approved an Aquaculture License for Kevin Dory of 71 Standish Avenue, Plymouth, Massachusetts, for an area situated in Plymouth Harbor. *Voted 5/0*

On a motion by Sean Page and seconded by Anthony Provenzano Jr, the Board approved the renewal of an Aquaculture License for Frank Costa of 9000 Second Avenue, Plymouth, Massachusetts, for an area situated in Plymouth Harbor. *Voted 5/0*

On a motion by Sean Page and seconded by Anthony Provenzano Jr , the Board approved an Aquaculture License for John Nickerson of 237 Long Pond Road, Plymouth, Massachusetts, for an area situated in Plymouth Harbor. *Voted 5/0*

On a motion by Sean Page and seconded by Anthony Provenzano Jr, the Board approved an Aquaculture License for Jennifer Tarantino of 8 Warren Avenue, Plymouth, Massachusetts, for an area situated in Plymouth Harbor. *Voted 5/0*

On a motion by Sean Page and seconded by Anthony Provenzano Jr, the Board approved an Aquaculture License for Katherine Dory of 71 Standish Avenue, Plymouth, Massachusetts, for an area situated in Plymouth Harbor. *Voted 5/0*

7:15PM – PUBLIC HEARING (SOLID WASTE RATES)

Jonathan Beder, Director of Public Works, came to the podium to discuss the proposed Solid Waste Rates. He described how recycling has steadily declined as well as enrollment in the Transfer Station. Mr. Beder then presented his recommendations for fee increases as follows:

- Transfer Station \$115 with increase of \$81 = \$196
- 4 Month Pass \$65 with increase of \$10 = \$75
- 1 Month Pass \$20 with increase of \$5 = \$25
- 2nd Vehicle \$10 with no increase = \$10
- Recycle Only Discontinue
- Curbside \$260 with increase of \$127 = \$387

David Malaguti, Selectman, stated that he was disappointed with the increases and how they will affect the elderly.

John Mahoney, Selectman, stated that he was disappointed with the Solid Waste system in general and that how it is managed should be an Agenda item in the future to discuss options.

Sean Page, Selectman, said that it's tough to handle such a large increase with many residents being on a fixed income. He also stated that we should be trying to find other ways to get the program where it needs to be.

Anthony Provenzano Jr, Selectman, said that it appears the service is in a death spiral, and that it seems wrong to be taking an increase this large and spreading it across a decreasing number of users is detrimental to the program.

Jonathan Beder thanked the Selectmen and said that we could certainly sit down and discuss all of their ideas for implementing them in the future as a solution needs to be agreed on.

Chairman Tavares then opened the floor up for Public Comment.

Steve Lydon came to the podium first and stated that he is considered a senior resident and if he uses the Transfer Station then he's happy to pay for it. He said that if you want to use it you have to pay for it just like everything else.

Everett Malaguti came up next and stated that he read an article in the Kingston Reporter regarding their waste situation. He said he contacted their DPW Director for some information. He said that they were very profitable and wondered if Plymouth could look into the contractor they are using.

Dale Webber, Town employee, came to the podium and started out by saying the 3300 Solid Waste users are 30% more than voter turnout. He went on to say Allied Waste is profitable so why can't we. He stated that he felt we didn't do our due diligence.

Chairman Tavares thanked the public for their comments and said the Board will take all of them into consideration and vote on the rates next week, May 109, 2016.

7:52PM – DOG PARK PRESENTATION

Jessica Casey gave a PowerPoint presentation for the Board of Selectmen and the Public on the current plans for the Dog Park situated in the West Plymouth Recreation Park. She began by describing what a Dog Park is and its true purpose. Ms. Casey went on to list some of the features found in some Massachusetts Dog Parks as follows:

- Dog Bags
- Small Dog Area
- Benches
- Big Belly Receptacles
- Play Elements – Boulders, Tires
- Pea Stone, Gravel, Wood Chip, Etc...
- Water Source

Jessica Casey then went on use The Falmouth Dog Park as a case study and use them as a basis for how the Dog Park will be run and maintained as follows:

- Open Daily from Dawn until Dusk and is Free of Charge
- Operated and Maintained by Volunteers
- Funded by Grant and Donations (Stanton Foundation)
- Yearly Fundraisers

Ms. Casey then described the three potential sites for the proposed Dog Park as being Forges Field, Cleft Rock Park and the West Plymouth Recreation Center. She said that Forges Field and Cleft Rock Park proved to be unsuitable after months of research regarding space, amenities and traffic, so ultimately West Plymouth Recreation Center was the best choice to pursue.

Chairman Tavares then called on the Board for their comments and questions.

John Mahoney, Selectman, stated that he was fascinated by the amount of the potential grant from the Stanton Fund which ranges from \$100,000 to \$250,000. He then called on Ted Bubbins, Superintendent, to give a brief background on the proposed land and location of the Dog Park. He began by telling the Board that the land was acquired in 1993 and its 40 acres. He said the fields were built in 1997 with much opposition from the residents of Shushala Way.

David Malaguti, Selectman, asked if the Dog Park could be moved over to the other side of the Recreation Road to lessen the impact to abutters. He also posed the question to the audience which they would rather be behind them, the Dog Park or another baseball field.

Mr. Bubbins replied by saying there were no utilities on the other side of the road so if that were to happen there would have to be water lines installed.

Jessica Casey added that she felt switching out the positions of the Dog Park and the baseball field would be more intrusive to the abutters.

Anthony Provenzano Jr, Vice Chairman, told Ms. Casey that she did a great job on her presentation. He then asked if she had any statistic on the number of people that may be using the proposed Dog Park and how many parking spaces would be allocated to it. He also asked how the regulations are enforced.

Jessica Casey replied by saying the Falmouth Dog Park used as a case study used 20,000 dog bags per year so we could use that as a base number. She also said there would be 20 parking spaces added around the Dog Park area. She finished by saying that the regulations would be agreed upon and self-governed by the volunteers and users.

Chairman Tavares then opened the floor to the public for their comment. He asked that they alternate comments from “in favor of” and “opposed to” so everyone would have equal time.

Jill Ward began by saying she was in favor and that she initiated the proposed Dog Park in her son’s memory. He loved dogs and she wanted to pay tribute to him by doing this. She also thanked Jessica Casey and the Board for their time and consideration.

Paul Souza then got up against the proposed location saying that we need dog parks but that this location would be intrusive to the residents in regards to noise and traffic. He said is all for a dog park but someplace else in town. He urged that we consider the human aspects pertaining to this project as well.

Some other residents that spoke in favor of the Dog Park were Gina Delaney, Jacqueline Howard, Russ Appleyard and Chris Deckle. They spoke about the public’s need for a dog park and that it would be great for the community. They also felt that this location would be ideal because most of the area is already set up with the space, parking and utilities. They also felt that the worries about loud barking dogs were unfounded.

Those speaking out against the dog park were Frank Marino, Chris Pickett, Richard Benson, Janet Hook, Marsha Allen and Lee McKenney. Most were concerned about the incessant barking that will occur as the proposed site backs up to their property. Many feel that it would add to the congestion and troubles, like parties and drug use after dark, that have been happening since the recreation area opened.

Ken Tavares, Chairman, thanked everyone for their comments. He assured those comments would be taken into consideration over the next week and that the Board of Selectmen would vote on the proposed Dog Park at the next meeting held on May 10, 2016.

9:30PM – TOWN MANAGER’S REPORT

WHBMP Project:

Derek Brindisi, Assistant Town Manager, presented the report and began with an update on the White Horse Beach Project. He said that David Gould, Director of Marine and Environmental, met with the Natural Resources and Coastal Beaches Committee last week and provided them with the update. To date, the Town has held two public meetings and urged the public to email ideas and concerns which will be taken into account during the planning process. One of the more contentious issues is the parking. Mr. Brindisi said that they are addressing all avenues for possible access through easements and right of ways.

Town-Wide Clean-up Day:

Mr. Brindisi wanted to thank the 55 or more individuals who participated in the clean-up that was held this past Saturday. He said that 900 bags of trash were picked up along with 20 improperly disposed of needles.

TIGER Grant:

Derek Brindisi told the Board that the Town has partnered with PGDC and GATRA to submit a \$14,300,000 TIGER grant application to the Federal Transit Administration for the final design funding and construction of the Plymouth Transportation Center which will house a new Visitor Center, Transportation Hub and 390 parking spots.

Narcan Grant:

Chief Botieri and Chief Bradley submitted a grant extension request to the MA-DPH of \$20,000 to purchase additional Narcan Kits and other lifesaving supplies such as airway equipment. He said these additional funds are necessary as we continue to experience an increased frequency of fatal and non-fatal overdoses. Mr. Brindisi explained that so far, in 2016, the Town of Plymouth has responded to 76 overdoses resulting in 5 deaths, and the Police Department had administered Narcan 47 times. Additionally, the Opiate Outreach Program has been very successful with the Police Department placing 30 individuals into rehab treatment either by accepting a bed the next day or committing to treatment within 24 hours.

SMART 911:

Mr. Brindisi said that in the next couple of weeks, the Police Department would roll out the new SMART 911 System. This will allow citizens to provide additional information ahead of an emergency that 911 call-takers may need in order to assist. When you dial 911 today, the information received by the 911 call center can be limited based on the type of phone you are calling from. With this new system, any time you make an emergency call from a pre-registered phone, the SMART 911 System recognizes your number and automatically displays your profile on the screen for the call-taker.

He explained that at a time when you may be panicked and can't communicate, or it might be unsafe to speak, SMART 911 ensures that the details that you might need to communicate are immediately available like address, medication list, emergency contact person, etc. This service is free, private and secure.

Grist Mill Tree:

There is a large Tulip Tree by the Grist Mill which has recently been inspected by Mr. Ted Bubbins for health and safety purposes. Unfortunately, it appears that this tree may need to come down due to the large cavity on its side. Unlike Sugar or Maple Trees, Tulip Trees are not as strong and tend to break more easily. Mr. Bubbins plans to hold a Public Hearing before removing the tree.

Public Water Supply:

On Friday, May 6th, 2016 there was a Legislative Public Water Supply Briefing hosted by the Massachusetts Water Works Association (MWWA) at the Plymouth Library from 1:30pm to 3:00pm in which regulatory issues, water management, and infrastructure were discussed. These are important issues for every community in the Commonwealth as our water infrastructure ages and regulatory challenges increase.

9:35PM - LICENSES AND ADMINISTRATIVE NOTES

LICENSES

On a motion by David Malaguti and seconded by Sean Page, the Board approved a One Day Wine and Malt License for the **Plymouth Public Library** for an Art Exhibition being held on May 20, 2016 from 6:00pm to 8:00pm at the Library. *Voted 5/0*

On a motion by David Malaguti and seconded by John Mahoney, the Board approved a Common Victualler License for **Local Yolk Company**, formerly Luigi's Place, 186 Water Street, Gabriela Dominguez, Manager. *Voted 4/0 – Provenzano Abstained*

On a motion by David Malaguti and seconded by John Mahoney, the Board approved an Outdoor Amplified Music Permit for **Remember Plymouth**, 120R Water Street, in order to play Harry Potter and Game of Thrones sound tracks from April 15, 2016 through November 31, 2016. *Voted 5/0*

On a motion by Sean Page and seconded by Anthony Provenzano Jr, the Board approved a One Day Wine and Malt License for the **1620 Winery Corporation**, 170 Water Street #25, for a Grand Opening Ribbon Cutting Ceremony being held on May 5, 2016 from 4:00pm to 6:00pm at the Winery. *Voted 5/0*

ADMINISTRATIVE NOTES

The Board accepted a donation from SmartPak to the Plymouth Police Department's Mounted Unit that consists of the following:

- Wintec Pro Endurance Trail Saddle: \$612.00 Value
- Fillis Stirrup Irons: \$16.95 Value
- SmartPak Lined Stirrup Leathers: \$19.89 Value

The Board approved a Special Event Permit for UMass Boston to perform their Annual Archaeological Excavation in and around Plymouth in preparation for the 2020 celebrations. The excavation will take place at the following locations: Burial Hill, The Island in Town Square, an area in Brewster Gardens, and the lot on the corner of Middle Street and Carver Street.

On a motion by Anthony Provenzano Jr and seconded by John Mahoney, the Board approved the Open Meeting Minutes from April 5, 2016. *Voted 5/0*

On a motion by Anthony Provenzano Jr and seconded by John Mahoney, the Board approved the Open Meeting Minutes from April 19, 2016. *Voted 5/0*

On a motion by Anthony Provenzano Jr and seconded by John Mahoney, the Board approved the Open Meeting Minutes from April 26, 2016. *Voted 5/0*

9:40pm - COMMITTEE LIAISON / DESIGNEE UPDATES

9:41PM - OLD BUSINESS / LETTERS / NEW BUSINESS

Chairman Tavares wanted to remind the public of the following dates in regards to the Public Hearing for the Water/Sewer Rates for FY17.

- May 24, 2016 Public Hearing for Water/Sewer Rates
- June 7, 2016 Public Comment on Water/Sewer Rates
- June 14, 2016 Selectmen will Vote on the Water/Sewer Rates

9:43PM - ADJOURNMENT

On a motion by Anthony Provenzano Jr and seconded by Sean Page, the Board voted to adjourn the Open Session at 9:43pm and enter into Executive Session, not to reconvene in Open Session. *Voted 5/0*

By Roll Call: Tavares-Yes, Provenzano-Yes, Mahoney-Yes, Page-Yes, Malaguti-Yes

9:49PM – EXECUTIVE SESSION

The Board of Selectmen held an Executive Session pursuant to Massachusetts General Laws, Chapter 30A, Section 21, Paragraph 6; to consider the purchase, exchange, lease or value of real property, if the chair declares that an open meeting may have a detrimental effect on the negotiating position of the government body, and Paragraph 3; to discuss strategy with respect to collective bargaining or litigation if an open meeting may have a detrimental effect on the bargaining or litigation position of the public body and the chair so declares.

- ❖ *Entergy Updates*
- ❖ *COBRA Labor Negotiations*

Recorded by: Christopher Badot
Administrative Assistant, Board of Selectmen