

# PLYMOUTH SELECT BOARD

TUESDAY, APRIL 11, 2023

GREAT HALL, TOWN HALL, 26 COURT STREET, PLYMOUTH, MA – 4:30 PM  
HYBRID PARTICIPATION IN-PERSON OR VIA ZOOM WEBINAR

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## 4:30PM - CALL TO ORDER

Betty Cavacco, Chairman of the Board, called the meeting to order at 4:30 p.m.

In accordance with S2475, and pursuant to Chapter 20 of the Acts of 2021, this meeting will be conducted via remote means and in-person. Members of the public who wish [to watch the meeting may do so](#) in the following manner: tune into PACtv government cable access channels Comcast Channel 15 or Verizon Channel 47 and watch the meeting as it is aired live, or watch the meeting live the PACtv website at <https://pactv.org>. Members of the public who wish to PARTICIPATE in the meeting may do so in the following manner:

**Remote Participation:** please go to the Town website under the Select Board page and click on the Zoom Webinar Registration box or simply click on the link below.

[https://pactv.zoom.us/webinar/register/WN\\_-cge\\_yk\\_Q9KtC8flvdH61g](https://pactv.zoom.us/webinar/register/WN_-cge_yk_Q9KtC8flvdH61g)

Present: Betty Cavacco, Chairman  
Richard Quintal, Vice Chairman  
John Mahoney Jr.  
Harry Helm  
Charlie Bletzer  
  
Derek Brindisi, Town Manager  
Brad Brothers, Assistant Town Manager

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## 4:30 P.M. EXECUTIVE SESSION

The Select Board will hold an Executive Session pursuant to Massachusetts General Laws, Chapter 30A, Section 21(a), clause 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 public body.

- 0 Spooner Street
  - 16 Town Wharf
  - 51 Main Street
  - 132 Warren Avenue
  - 30 Town Wharf
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## 6:00 P.M. BACK TO OPEN SESSION

### 6:00 P.M. PUBLIC HEARING – TRANSFER OF ALL ALCOHOL RESTAURANT

**LICENSE** - Stack Shack LLC d/b/a Stack Shack, 55 Long Blvd., Joseph P. Jannetty, Manager to P&JV Waterfront Inc. d/b/a Three V Restaurant Sand Bar, 55 Loring Blvd., Gina Viscariello Albanese, Manager.

On a motion by Charlie Bletzer and seconded by Richard Quintal, the Board voted to approve the transfer of an All Alcohol Restaurant License, as presented.

*Voted 5/0 By Roll Call: Mahoney-Yes, Cavacco-Yes, Helm-Yes, Bletzer-Yes, Quintal-Yes.*

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## **6:02 P.M. PUBLIC HEARING – ALTERATION OF PREMISES**

South Shore Restaurant Group d/b/a East Bay Pinehills, 54 Clubhouse Drive, James March, Manager.

On a motion by John Mahoney and seconded by Harry Helm, the Board voted to approve the Alteration of Premises as presented.

*Voted 5/0 By Roll Call: Mahoney-Yes, Cavacco-Yes, Helm-Yes, Bletzer-Yes, Quintal-Yes.*

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## **PUBLIC COMMENTS**

Steve Lydon asked what the status is of the Hedges Pond cabins that he believes were planned to be removed. Mr. Brindisi said that the four Hedges Pond cabins have been tested for hazardous materials, and all have been tested positive for lead. Mr. Brindisi said that the lead has been confirmed in the soil. Mr. Brindisi said that he has sent in an application for \$17,000 to test the soil for lead near the cabins. Mr. Brindisi said that the Town will need to seek a larger amount of funds at Town Meeting to be allocated to remove the cabins, during the Fall 2023. Mr. Brindisi said that he has not yet been invited to present the proposal to the CPC for the amount to test the soil for lead.

John Magnarelli, Mariner's Way, asked if the Select Board and Planning Board have moved forward to hold a joint meeting regarding a potential building moratorium. Mr. Brindisi said that Mr. Lee Hartmann, Planning Director is organizing the joint meeting soon.

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## **LICENSES AND ADMINISTRATIVE NOTES**

Mr. Mahoney requested that the Town Manager describe Administrative Note #1. Mr. Brindisi said that the Town Clerk, Kelly McElreath has been working with Town Counsel regarding the language to the ballot questions. Mr. Brindisi said that some Charter Commission members had confusion regarding what the ballot question yes and no vote summaries entailed.

On a motion by Richard Quintal and seconded by John Mahoney, the Board voted to approve Administrative Notes and Licenses as a group.

*Voted 5/0 By Roll Call: Mahoney-Yes, Cavacco-Yes, Helm-Yes, Bletzer-Yes, Quintal-Yes.*

## **ADMINISTRATIVE NOTES**

1. The Board will vote to approve and execute the Town Charter ballot question language for the May 20, 2023, Annual Town Election, reviewed by Town Counsel, as presented in the agenda packet.
2. The Board will vote to appoint Conrad Leger to the Roads Advisory Committee, effective immediately, through June 30, 2025.
3. Board will vote to decline to exercise first refusal to purchase Map 78A Lot: A261 Area removed 25,125 S.F., under the condition that the Town is granted rights to use the roadway in the future, pursuant to the provisions of Chapter 61, Section 8 and Chapter 61A, Section 14.
4. The Board will vote to decline to exercise first refusal to purchase Map 115 Lot: A-42 Area removed 3.44a, from Total Lot area 57.67a., under the condition of an existing

drainage easement, pursuant to the provisions of Chapter 61, Section 8 and Chapter 61A, Section 14.

5. The Board will vote to decline to exercise first refusal to purchase Map 77D Lot: S-151 Area removed 38,840 S.F., to the provisions of Chapter 61, Section 8 and Chapter 61A, Section 14.
6. The Board will vote to approve and execute that the maximum useful life of the departmental equipment listed in the agenda packet, to be financed with the proceeds of the \$1,496,853 Fire Ladder Truck Bonds borrowing authorized by the vote of the Town passed October 15, 2022 (Article 4-B2) is hereby determined pursuant to G.L. c.44, §7(1) to be at least 15- years.
7. The Board will vote to approve and execute the Solar Photovoltaic Facility PILOT Agreement, with the Town and Hedges Pond Solar 1 LLC, located at 143 Hedges Pond Road; previously approved at 2022 April Town Meeting.
8. The Board will accept a gift in the amount of \$150.00 from Paula Michaud dePontbriand, as a donation to the Recreation Program Scholarship.
9. The Board will authorize the acceptance of a grant in the amount of \$15,000 from the FY23 Massachusetts Cultural District Initiative Program, on behalf of the Plymouth Bay Cultural District.

### Licenses

1. Cabbyshack Inc., 30 Town Wharf, Cabby Brini is requesting One Day Wine & Malt License for April 29, 2023, from 12:00 p.m. to 6:00 p.m. for a Spring Sip and Shop in the Cabbyshack parking lot.
2. Margaret Anderson, 84 Obery Street, Apt. 106 is requesting One Day All Alcohol License for April 28, 2023, from 5:00 p.m. to 11:00 p.m. for a wedding at Memorial Hall.
3. Bowers Basement, 31 Main Street, John Rhoades, Owner is requesting a (New) Junk Dealer license.
4. Plimoth General Store, 44 Main Street, Tatum E. Stewart, Owner is requesting a (New) Common Victualler's License, in conjunction with their Annual Wine & Malt Package Store License (previously approved).
5. P & JV Waterfront Inc d/b/a Three V Restaurant Sand Bar, 55 Loring Blvd., Gina Viscariello Albanese, Manager is requesting the following licenses in conjunction with their request for a transfer of a seasonal all alcohol restaurant license: Early Sunday Sales – 10:00 a.m., Comprehensive Entertainment – Group 1, 3, -Radio, live entertainment, Outdoor Amplified Music – for periodic entertainment no later than 10:00 p.m.
6. National MS Society, 465 Waverly Oaks Road, Suite 202, Waltham, Samantha Boland is requesting an amplified music permit for April 16, 2023, from 8:45 a.m. to 12:45 p.m. for an MS Walk starting and finishing at Plymouth North High School, 41 Obery Street.
7. Rising Tide Charter Public School, 59 Armstrong Road, Kelsey Kincase is requesting an amplified music permit for May 20, 2023, from 9:00 a.m. to 12:00 p.m. for a 5 K Run starting and finishing at the school.

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### **RECOGNITION OF YEARS OF SERVICE – BARRY DEBLASIO**

Mr. Brindisi said that the Town officially recognizes Mr. DeBlasio's 20 years of service to the Town of Plymouth. Mr. Brindisi said that today, April 11, 2023, is his official last day,

and presented Mr. DeBlasio with an award. Mr. Brindisi said that it was Mr. DeBlasio's idea to move the Recreation Division out of the DPW and into the Community Resources Department. Mr. Brindisi said that Mr. DeBlasio has been a proponent of the Nelson Park Splash Pad. The Select Board members thanked Mr. DeBlasio for his years of service.

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## **PUBLIC EMPLOYEE COMMITTEE (PEC) AGREEMENT**

Mr. Brindisi said that the Public Employee Committee and the Town of Plymouth have met several times over the course of a few months. Mr. Brindisi said that the Agreement is for 6 years. Mr. Brindisi said that the Town had one-year remaining on the PEC Agreement and would expire on June 30, 2024. Mr. Brindisi said that the new proposed agreement would include one-year of the existing agreement, for a full total of 6 years.

Mr. Brindisi said that in Year 1 (FY2024), there would be an implementation of PillarRX, which is a financial assistance coupon program for prescription medication. Mr. Brindisi said that there will be an Opt Out Policy, which would mean that existing employees, who may have an alternative health insurance program, are incentivized, with a stipend, to "opt-out" of the Town's health insurance benefits. Mr. Brindisi said that retirees have a Supplemental Medicare Part D Rx Plan that will be available effective, FY24.

Mr. Brindisi said that in Year 2 (FY2025), there would be an implementation of a 70/30 Contribution for PPO Plan, for all employees. Mr. Brindisi said that there will be a 70/30 Contribution POS & HDHP for new employees. Mr. Brindisi said that there will be a \$100.00 copay for Emergency Room Visits (POS, PPO, HDHP), and a \$300.00 copay for Inpatient Care (POS, PPO, HDHP). Mr. Brindisi said that there will be changes in the tiered Active Employee Plan Rx Copays.

Mr. Brindisi said that in Year 3 (FY2026), there would be an implementation of a 70.30 Contribution for POS Plan, for all employees.

Mr. Brindisi said that for FY27-FY29, there would be no changes in benefits occurring in the proposed agreement.

Mr. Brindisi said that he thanked the Union leadership, including Mr. Pinto for their collaboration on this agreement. Mr. Brindisi said that no legal fees occurred during negotiations.

Mr. Mahoney said that the proposed PEC Agreement is precedent setting. Mr. Helm said that that the PEC Agreement is an effort of collaboration. Mr. Helm asked what the savings for the Town would be based on the agreement. Mr. Brindisi said that it is difficult to project savings, however, he would anticipate a savings of \$3-5 million annually.

Mr. Quintal thanked the Town and Union leadership. Ms. Cavacco said that the trust between the Town and the PEC was critical for the proposed agreement to occur. Ms. Cavacco said that she believes that the plan will be beneficial for retirees, as well as active employees. Mr. Brindisi said that active employees, and potentially other retirees, can donate a sum of funds from their paycheck to an emergency fund, dedicated to retirees and their needs. Mr. Brindisi said that the PRIA Board would distribute the funds accordingly.

Mr. Silvio Genao, Human Resources Director said that the Retirement Board voted to approve the PEC Agreement, and he thanked them for doing that. Mr. Genao thanked the Board, including Ms. Cavacco and Mr. Quintal for their leadership throughout the negotiations.

On a motion by Harry Helm and seconded by Charlie Bletzer, the Board voted to approve the PEC Agreement, as presented.

*Voted 5/0 By Roll Call: Mahoney-Yes, Cavacco-Yes, Helm-Yes, Bletzer-Yes, Quintal-Yes.*

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## **TOWN MANAGER'S REPORT**

Mr. Brindisi said that the construction of the Water Street Sewer Interceptor project has still not resumed, since settlement occurred. Mr. Brindisi said that the Town, Environmental Partners, and Northern Construction Services (NCS) are working to find a solution and a way forward. NCS has installed wells to monitor the groundwater levels. Mr. Brindisi said that the Town will not continue with construction for at least a week. Mr. Brindisi said that the Town is in communication with the businesses and property owners that are affected by the construction.

Mr. Brindisi said that the DPW is quickly installing parklets along Court Street and will be ready by the end of the week.

Mr. Brindisi said that the Town is nearing completion of the Water Street Pump Station project, beautification is occurring.

Mr. Brindisi showed the Board a yellow postcard that was mailed to 5,000 addresses in Plymouth. Mr. Brindisi said that the postcard has information regarding a community survey that the Plymouth Senior Task Force is organizing, in connection with the Town's Age and Dementia Friendly Designation.

Mr. Brindisi said that the Town is currently out to bid for parking enforcement at the White Horse Beach Parking District. Mr. Brindisi said that bids will open May 12, 2023.

Mr. Brindisi said that the Town will send a representative to witness the water sampling at the nuclear power plant. Mr. Brindisi said that a significant amount of advocating needed to occur to allow for a representative from the Town to be present. Mr. Brindisi said that Mr. David Gould, Director of Marine & Environmental Affairs attended the sampling with numerous State agencies.

Mr. Brindisi said that the Town's Household Hazardous Waste Day was well attended with 225 vehicles. The Mosquito Control Project received over 200 used tires.

Mr. Brindisi said that in early May, Town staff will describe the upgraded website and software technologies to the Board.

Mr. Brindisi said that the Simes House RFP is due on April 28, 2023.

Mr. Brindisi said that the Town will be issuing in-person beach stickers and transfer station permits. Mr. Brindisi said that permits and stickers are available to be purchased online and by mail as well.

Mr. Brindisi said that lighting improvements have occurred along South Russell Street.

Mr. Brindisi said that there will be a future recommendation presented to the Board for a fee structure for parklets, table-side dining, and take-out dining. Mr. Bletzer said that he was concerned about keeping sidewalks open for pedestrian traffic.

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## **SELECT BOARD OPEN DISCUSSION**

Mr. Helm said that the Board has been informed that the previous Town Manager, Melissa Arrighi, instructed DPW Staff to not give surveillance camera footage at intersections to the Police Department. Mr. Brindisi said that there were 11 cameras in question. Mr. Brindisi said that the Police Department now has access to the cameras, to remedy the directive that was given by the former Town Manager.

Mr. Mahoney said Airport Enterprise Fund for the past three years has requested a subsidy to be given by Town Meeting. Mr. Mahoney said that will not be the case moving forward.

Ms. Cavacco said that by May 1, 2023, the portable bathroom trailer at White Horse Beach will be installed for the Summer. Mr. Brindisi said that all affiliated Town staff are meeting for a summer preparedness meeting to be ready for all logistics and to facilitate collaboration. Mr. Brindisi said that the Town staff have never met in this way before.

Mr. Quintal said that 179 Court Street (formerly Benny's) is up for sale.

Mr. Quintal said that the Sacred Heart property in Kingston has been sold recently. Mr. Quintal said that the Town should investigate opportunities for collaboration with the Town of Kingston. Mr. Brindisi said that there is a proposal from a developer for the parcel in Kingston. Mr. Brindisi said that the developer requested that the development be hooked up into the Town's water system. Mr. Brindisi said to the Kingston Town Manager that there is no possibility that the Board would support a water tie-in for the proposed development.

Mr. Quintal said that succession planning is important, especially for positions like Town Planner. Mr. Brindisi said that succession planning is a focus with the administration. Mr. Brindisi said that there will be future news regarding the DPW and the Community Resources Department leadership.

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## **ADJOURNMENT OF OPEN SESSION**

On a motion by John Mahoney and seconded by Charlie Bletzer, the Board voted to adjourn the Open Session at 8:12 p.m.

*Voted 5/0 By Roll Call: Mahoney-Yes, Cavacco-Yes, Helm-Yes, Bletzer-Yes, Quintal-Yes.*

**Recorded by:** Anthony Senesi  
*Assistant to the Select Board/Town Manager*