

PLYMPTON BOARD OF SELECTMEN
MINUTES
October 28, 2013

Present: Joe Freitas, John Henry and Mark Russo

The meeting began at 7:00 PM. There were no formal appointments tonight.

The Board opened the meeting reporting that the Board of Assessors' will hold a public information session meeting on Tuesday, October 29, 2013 at 6:30 PM to review the Triennial Certification process. Guest Speaker, Steve Ferreira, from Vision Government Solutions. The Board also reported that an informational discussion meeting will be scheduled for Monday, November 04, 2013 at 7:00 PM in the Community Meeting room regarding property real estate taxes.

Town Clerk, Ms. Tara Wick visited the Board of Selectmen to inform them of procedural defects in the paperwork process submitted to Office of the Attorney General for the Medical Marijuana Moratorium Article # 44 (Zoning) voted at Town Meeting on May 15, 2013 Ms. Wick received a letter from Ms. Margaret J. Hurley, Assistant AG dated October 17, 2013 In the letter it states that the Article 44 is on "hold." Ms. Wick asked the Board for their approval to move forward to correct the defects and the funds needed to advertise, come out of another department's budget. Much discussion ensued between Board members and Ms. Wick.

VOTED: Motion made by Mr. Russo to approve Ms. Wick's request to move forward to correct the procedural defects in the Medical Marijuana Moratorium Article # 44 (Zoning) voted at Town Meeting on May 15, 2013 with the Office of the Attorney General. Second Mr. Henry. 2/0/1 Mr. Freitas opposed.

The advertising payment may come out of the Legal budget. Mr. Henry suggested that the Farming By-Laws provisions be reviewed, as the Town is not protected from another applicant filing for a Medical Marijuana site.

Mr. Freitas thanked Mr. Russo for providing coffee at the Wednesday, October 23 Boards and Committees Meeting.

TOWN COORDINATOR UPDATES:

Mr. Pleau notified the Board about the metal joists at both entry ways into the Police Station. Over the years, salting has caused the metal joists and hangers to erode. Carpentry work is required to correct the entry ways. Safety is a concern. Cost is approximately \$350.00 Mr. Freitas stated that the work be done and payment to come out of the Town Building Maintenance Account.

Mr. Pleau reported that the Town is covered under Mass Chapter 258 – for liability for Recreational use at Town Parks. The key word is "maintenance," of parks/courts.

Mr. Pleau has received confirmation from Town Counsel that the Treasurer/Collector may borrow (short-term) from General Stabilization Account and Capital Stabilization Account, when necessary.

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A Procurement Policy – Draft was given to Board for their review. There was discussion regarding figure limits and the Board of Selectmen having veto power over every contract. More work will be done to complete and finalize the Policy.

Deadline for the Green Communities is Wednesday, October 30, 2013. Mr. Henry thanked Dale for his effort in completing the necessary application process. Mr. Henry referred to an article in the Boston Sunday Globe and the extensive amount of work that goes into completing the Green Community Application. He also thanked Mr. Seth Pickering of the State for assistance with the process.

Animal Control Officer/Inspector, Mr. Frank Bush submitted his opinion on a recent Zoning Board decision for a Special Kennel Permit at 50 Colchester Road for Phillip and Jennifer Gauthier. Mr. Bush is in opposition of the granting of the Commercial Kennel License, stating, Town officials will not be able to enter the premise without a court order. Emails between the Town Clerk, Ms. Tara Wick, Mr. Bush, and Zoning Board of Appeal members were reviewed by the Board of Selectmen. The issue being - Hobby Kennel License versus Commercial Kennel License and any fees collected for "doggy day care," creating a Commercial License status. A copy of the Zoning Board of Appeals Special Permit issued to Mr. and Mrs. Gauthier on July 23, 2013 was also submitted for review. In the Certificate of Decision on Special Permit: CASE NO. 2013-0529, under Section, II. DETERMINATION AND CONDITIONS: "Mr. and Mrs. Gauthier have two dogs of their own and board between one to four dogs at a kennel at their home, for a total of up to six dogs." The Gauthiers have agreed to pay the Commercial Kennel License Fee of \$150.00 (which permits eleven plus dogs) but they have agreed to limit number of dogs to six. During the application process the Animal Control Officer/Inspector was not contacted for his opinion. Mr. Ken Thompson, Secretary for the Zoning Board of Appeals was present at the meeting. Mr. Thompson stated that during the application process, Mr. and Mrs. Gauthier are amicable to the Special Permit guidelines. Selectmen closed the discussion.

VOTED: Motion made by Mr. Russo to support the Town Clerk's issuance of Commercial Kennel License, including the Zoning Board of Appeals decision and restrictions for a Special Permit to Phillip Gauthier and Jennifer Gauthier CASE NO. 2013-0529. Second Mr. Henry. 2/0/1 Mr. Freitas opposed.

OLD BUSINESS:

Mr. Curtis F. Shaw – donation of approximately one acre of land. Location not know. Mr. Henry stated he believes the one acre may be part of the T.L. Edwards property. He also mentioned that Mr. Moe Joyce had researched other unknown parcels for the town. Mr. Wilhelmsen was in the audience and suggested that wife, Ms. Ann Sobolewski may be able to assist in this matter. Mr. Russo stated he will contact Ms. Sobolwski for her opinion.

CORRESPONDENCE READ BY CLERK:

Filed in Selectmen Assistant's office unless noted otherwise:

Reminder from Town Clerk, any Posted Meetings for Tuesday, November 12, or Wednesday, November 13, will need to be posted/submitted to Town Clerk by Thursday, November 07, 2013 as Veteran's Day is Monday, November 11, 2013 and Town Offices are closed.

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VOTED: Motion made by Mr. Henry to not meet on Tuesday, November 12, 2013. Second Mr. Russo. 3/0

Treasurer/Collector – copy of letter sent to Borrego Solar Systems, Inc. requesting Payment In Lieu of Taxes for \$65,000.00 (Mr. Henry stated the payment is to be in two installments.) Mr. Henry also stated that the Town will receive \$90,000.00 in revenue for next twenty years.

Columbia Gas of Mass – Winter Heating – Flyer – Assistance Guideline. Lobby.
Alcoholic Beverages Control Commission – Calendar Year 2014 Legal Holidays and Dates of Observance. Copy Liquor Licensees and Police Chief.
Mass Municipal Association Advocate magazine.
Police Chief Dillon – request to accept donation of surplus equipment (traffic radar sign) from Town of Duxbury.

VOTED: Motion made by Mr. Russo to accept the donation of surplus equipment (traffic radar sign) from Town of Duxbury. Second Mr. Henry. 3/0

Email from Town Moderator, Mr. John Traynor requesting a meeting for Town residents pertaining to recent issues with the current tax rate, Sysco new growth estimate, and resulting financial steps to address the revenue shortfall.

Mr. Henry reported that he met with Mr. Traynor and Board of Assessor Chair, Mr. Nordahl earlier today to discuss the issue. Mr. Henry also mentioned that we could face the same situation next year. Referencing, Sysco funds will go down on: Personal property and Excise Tax on vehicles. The Special Education (SPED) budget line rises every year. Mr. Russo agreed that the budget for the Town is a “year-long process,” and the Finance Committee Members spend hours poring over the budget. ***This ends correspondence.***

DATES: Monday, November 11, 2013 Veteran's Day – Town House Offices – closed.

VOTED: Motion made by Mr. Henry to accept the Meeting Minutes of October 28, 2013 as corrected. Second Mr. Henry. 3/0

Oct 21, 2013

(LW)

VOTED: Motion made by Mr. Russo to adjourn meeting at 8:40 PM. Second Mr. Henry. 3/0

Respectfully submitted,

Lisa Krance,
Board of Selectmen, Assistant

All Meeting Minutes are sent electronically to Town Clerk's Office and are posted on the Town website. A paper copy and electronic version is on file with the Selectmen's Office.

TOWN WEBSITE: WWW.Town.plympton.ma.us

SELECTMENS' ASSISTANT: Selecemen.assistant@town.plympton.ma.us