

PLYMOUTH SELECT BOARD

TUESDAY, FEBRUARY 21, 2023

GREAT HALL, TOWN HALL, 26 COURT STREET, PLYMOUTH, MA – 6:00 PM
HYBRID PARTICIPATION IN-PERSON OR VIA ZOOM WEBINAR

6:00 PM - CALL TO ORDER

Betty Cavacco, Chairman of the Board, called the meeting to order at 6:00 p.m. and asked Select Board Member, Harry Helm to read the opening statement.

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_Q9KtC8f1ydH61g

Present: Betty Cavacco, Chairman
Richard Quintal Jr., Vice Chairman
John Mahoney Jr.
Harry Helm

Derek Brindisi, Town Manager
Brad Brothers, Assistant Town Manager

PUMP STATION FLOOD BARRIER WALL – ARPA PRESENTATION

On behalf of the Plymouth County Commissioners and Delegates, Jared Valanzola gave a presentation regarding the Pump Station Flood Barrier Wall that was funded by County APRA funds.

6:00 P.M., 6:01 P.M., 6:03 P.M. PUBLIC HEARINGS

LIQUOR LICENSE (TRANSFER) – SODEXO OPERATIONS LLC D/B/A CREATIVE GOURMET
LIQUOR LICENSE (TRANSFER) – SODEXO OPERATIONS LLC D/B/A CREATIVE GOURMET
(PEABODY PICNIC PAVILLION)
LIQUOR LICENSE (TRANSFER) – SODEXO OPERATIONS LLC D/B/A CREATIVE GOURMET
(ACCOMACK ROOM)

On a motion by John Mahoney and seconded by Harry Helm, the Board vote all three Liquor License Transfers, as presented above.

Voted 4/0 By Roll Call: Mahoney-Yes, Cavacco-Yes, Helm-Yes, Quintal-Yes

6:00 P.M. PUBLIC HEARING – AQUACULTURE LICENSE REQUESTS

CONNOR DOYLE (NEW), CONNOR DOYLE (NEW UPWELLER), JAMES CARPENTER
Michael Dawley, Assistant Harbormaster described the requests and stated that the Harbormaster's Office and the Harbor Committee are in favor of these requests.

On a motion by John Mahoney and seconded by Harry Helm, the Board voted all three Aquaculture Requests as presented above, as a group.
Voted 4/0 By Roll Call: Mahoney-Yes, Cavacco-Yes, Helm-Yes, Quintal-Yes

PUBLIC COMMENTS

Margaret Sheehan, Member of the Boot Pond and Great South Pond Coalition, and the South Ponds Preservation Coalition. Ms. Sheehan commented on the January 25, 2023 letter from the Massachusetts Division of Fish and Wildlife regarding the conservation restriction for the Town Forest. Ms. Sheehan stated that she is a landowner on Great South Pond, to where the Town Forest is adjacent. Ms. Sheehan believes that there have been multiple violations of the conservation restriction, which she believes involves, swimming, human waste, and trash. Ms. Sheehan asked the Town to comply with the restrictions. Ms. Cavacco stated that some of the information Ms. Sheehan has stated is incorrect.

Lori Downs, Precinct 17, Town Meeting member, said she is concerned with the Wareham Road and River Road intersection, due to recent collisions. Ms. Downs described other instances of near-fatal collisions. Ms. Downs stated believes that the recent study which she believes was done by A.D. Makepeace doesn't indicate that a stop sign can be installed due to MUTCD prescriptions. Ms. Downs said there is high traffic and congestion.

Joe Hutchinson, Precinct 17, Town Meeting member, described the need for the DPW to install a four-way stop sign at Wareham Road. Mr. Brindisi stated that recent studies do not warrant a four-way stop sign. Mr. Brindisi stated that Town staff are looking into issues to remedy the problem.

Kevin Lynch stated that he is concerned with the costs associated with the Proposed New Town Charter printing and mailing costs.

JR Frey stated that he believes installing a four-way stop sign without a right to do so would jeopardize the Town's federal funding.

Al DiNardo, Precinct 17, Town Meeting member stated that he would like to know from the Plymouth County Commissioners what the status is of the County Woodlot. Ms. Cavacco stated that the Board does not know the status, however, she believes it will not be a horse racing track.

Kate Barnes, a Plymouth resident stated that she is concerned with the Town Forest conservation restrictions.

LICENSES AND ADMINISTRATIVE NOTES

On a motion by Harry Helm and seconded by John Mahoney, the Board voted to approve Administrative Notes and Licenses as a group.
Voted 4/0 By Roll Call: Mahoney-Yes, Cavacco-Yes, Helm-Yes, Quintal-Yes

ADMINISTRATIVE NOTES

1. The Board will vote to approve July 12, 2022, Open Session minutes.
2. The Board will vote to approve July 22, 2022, Open Session minutes.

3. The Board will vote to approve July 26, 2022, Open Session minutes.
4. The Board will vote to approve August 2, 2022, Open Session minutes.
5. The Board will vote to approve August 16, 2022, Open Session minutes.
6. The Board will vote to approve September 8, 2022, Open Session minutes.
7. The Board will vote to approve September 20, 2022, Open Session minutes.
8. The Board will vote to approve October 4, 2022, Open Session minutes.
9. The Board will vote to approve October 18, 2022, Open Session minutes.
10. The Board will vote to approve October 18, 2022, Executive Session minutes.
11. The Board will vote to approve November 1, 2022, Open Session minutes.
12. The Board will vote to approve November 15, 2022, Open Session minutes.
13. The Board will vote to amend the November 15, 2022, Executive Session minutes.
14. The Board will vote to approve the November 29, 2022, Open Session minutes.
15. The Board will vote to withdraw Administrative Notes 17, 18, 19 from the February 7, 2023, Select Board, Regular Session meeting.
16. The Board will vote to acknowledge an Open Meeting Law complaint filed on Monday, January 30, 2023, furthermore, the Board will take any remedial action necessary.
17. The Board will vote to acknowledge an Open Meeting Law complaint filed on Monday, January 30, 2023, furthermore, the Board, as the Water Commissioners, will take any remedial action necessary.
18. The Board will vote to recommend 2023 Special Town Meeting Article 2, FY2023 Budget Amendments.
19. The Board will vote to recommend 2023 Special Town Meeting Article 3, Unpaid Bills of a Prior Year.
20. The Board will vote to recommend 2023 Special Town Meeting Article 5, Facility Capital Maintenance Stabilization Fund.
21. The Board will vote to recommend 2023 Special Town Meeting Article 6, General Purpose Stabilization Fund – Replenishment.
22. The Board will vote to approve the Town Moderator's request that 2023 Spring Town Meeting be held as a hybrid (remote/in-person) representative town meeting, pursuant to Chapter 291 of the Acts of 2022.
23. The Board will authorize the acceptance of a grant in the amount of \$60,650.00 through the Massachusetts Department of Environmental Protection Statewide Water Management Act Program, to be utilized for three study components related to managing current and future demands upon the Plymouth Public Water System.
24. The Board will authorize the acceptance of a grant providing training modules and threat simulation services through the Massachusetts Executive Office of Technology Services and Security's Municipal Cyber Security Awareness program, to be used for Town-wide employee cyber security training.
25. The Board will authorize the application for, and—if awarded—acceptance of, a grant in the amount of \$2,000,000.00 through the U.S. Department of Transportation's National Culvert Removal, Replacement, and Restoration program, to be used towards the reconstruction of the Morton Park Stone Bridge.
26. The Board will authorize the application for, and—if awarded—acceptance of, a grant in the amount of \$2,000,000.00 through the U.S. Fish & Wildlife Service's National Fish Passage Program for construction costs associated with the Jenney Grist Mill Bypass Project.
27. The Board will authorize the application for, and—if awarded—acceptance of, a grant in the amount of \$1,000,000.00 through the Massachusetts Executive Office of

Environmental Affairs' Dam, Levee & Seawall Repair or Removal Program, for repairs to the Jenney Pond Dam.

28. The Board will authorize the application for, and—if awarded—acceptance of, a grant in the amount of \$662,385.60 through the Federal Emergency Management Agency's Assistance to Firefighters Program, for the replacement and upgrade of the Fire Department's Self-Contained Breathing Apparatus ("SCBA") airpacks and air bottles.
29. The Board will authorize the application for, and—if awarded—acceptance of, a grant of two radar-equipped speed feedback signs through the Massachusetts Department of Transportation's School Zone Traffic Calming Program, for the placement of signs on Long Pond Road, at the entrance to Plymouth South High School and Plymouth South Middle School.
30. The Board will authorize the application for, and—if awarded—acceptance of, a grant in the amount of \$8,000.00 from the American Academy of Dermatology's Shade Structure Program, to be used towards the costs associated with the construction of a shade pavilion planned for Stephens Field.

Licenses

1. Plymouth Public Library Foundation, 132 South Street, Anne Phelan is requesting a One Day Wine and Malt License for May 4, 2023, from 6:00 p.m. to 8:00 p.m. at the Plymouth Public Library for a donor reception.
2. Special Occasion Limousine (61 Camelot Dr., Diane Dockery, Owner) is requesting the following renewal licenses/permits. Applying for 4 vehicles – Livery (3 renewals, 1 new) (Inspected).
3. Plymouth Public Library Foundation, 132 South Street, Anne Phelan is requesting an outdoor amplified music permit for May 4, 2023, from 6:00 p.m. to 8:00 p.m. at the Plymouth Public Library for a donor reception.
4. Cumberland Farms of Massachusetts, Inc., 154 Samoset Street is requesting a change of officers. List of proposed new officers are included in the Agenda Packet.

SPECIAL TOWN MEETING WARRANT ARTICLES

Article 4 - Capital Improvements

On a motion by Richard Quintal and seconded by John Mahoney, the Board voted to recommend Article 4 for Special Town Meeting.

Voted 4/0 By Roll Call: Mahoney-Yes, Cavacco-Yes, Helm-Yes, Quintal-Yes

Article 8 - Amend General Bylaw - Chapter 71 § 71-10 Financial Affairs

On a motion by Richard Quintal and seconded by Harry Helm, the Board voted to recommend Article 8 for Special Town Meeting.

Voted 4/0 By Roll Call: Mahoney-Yes, Cavacco-Yes, Helm-Yes, Quintal-Yes

Article 9 - Municipal Airport Capital Supplemental Appropriation

On a motion by Richard Quintal and seconded by John Mahoney, the Board voted to recommend Article 9 for Special Town Meeting.

Voted 4/0 By Roll Call: Mahoney-Yes, Cavacco-Yes, Helm-Yes, Quintal-Yes

Article 10 - Municipal Airport Sewage Treatment Plant Upgrade Supplemental Appropriation

On a motion by John Mahoney and seconded by Harry Helm, the Board voted to recommend Article 10 for Special Town Meeting.

Voted 4/0 By Roll Call: Mahoney-Yes, Cavacco-Yes, Helm-Yes, Quintal-Yes

Article 11 - Petition to Amend Sections 1 and 2 of Chapter 363 of the Acts of 2014

On a motion by John Mahoney and seconded by Harry Helm, the Board voted to recommend Article 11 for Special Town Meeting.

Voted 3/1 By Roll Call: Mahoney-Yes, Cavacco-Yes, Helm-Yes, Quintal-No

Article 12 - Appropriate Funds for Traffic/Parking Study

On a motion by Harry Helm and seconded by Richard Quintal, the Board voted to recommend Article 12 for Special Town Meeting.

Voted 4/0 By Roll Call: Mahoney-Yes, Cavacco-Yes, Helm-Yes, Quintal-yes

EXECUTE ANNUAL TOWN MEETINGS AND SPECIAL TOWN MEETING WARRANTS

On a motion by John Mahoney and seconded by Harry Helm, the Board voted to execute the 2023 Annual Town Meeting and 2023 Special Town Meeting Warrants, as presented.

Voted 4/0 By Roll Call: Mahoney-Yes, Cavacco-Yes, Helm-Yes, Quintal-yes

TOWN MANAGER'S REPORT

Mr. Brindisi stated that the Stephens Field project had some design delays, and the projected date for the project to go out to bid is mid-May 2023. Mr. Brindisi stated that approximately 54 Town Meeting members are up for re-election in 2023. Mr. Brindisi reminded members to pull papers for the upcoming Town Election. Mr. Brindisi stated that the Town has installed two way-finding kiosks at two locations at Town Hall. Mr. Brindisi stated that James Downey is now the acting Town Engineer. Mr. Brindisi noted several water main breaks due to the Water Street Sewer Interceptor Replacement Project.

SELECT BOARD OPEN DISCUSSION

Mr. Mahoney stated that three bids were under what Town Meeting approved for the Spire Center project.

ADJOURNMENT

On a motion by Richard Quintal and seconded by Harry Helm, the Board voted to adjourn the Open Session at 7:59 p.m.

Voted 4/0 By Roll Call: Mahoney-Yes, Cavacco-Yes, Helm-Yes, Quintal-Yes

Recorded by: Anthony Senesi

Assistant to the Select Board/Town Manager