



## TOWN OF ROCKLAND

### Board of Selectmen

Town Hall  
242 Union Street  
Rockland, Massachusetts 02370

Telephone: 781-871-1874  
Fax: 781-871-0386

## OPEN SESSION MINUTES of MAY 20, 2013

#### Chairman:

Edward F. Kimball  
Vice Chairman:  
Deborah A. O'Brien

#### Selectmen:

Lawrence J. Chaffee  
Michael P. Johnson  
Lawrence J. Ryan

Town Administrator:  
Allan R. Chiocca

Executive Assistant:  
Mary B. Stewart

SELECTMEN'S MEETING  
Monday, May 20, 2013 @ 7 p.m.

H. BERNARD MONAHAN MEMORIAL ROOM  
TOWN HALL, 242 UNION STREET  
ROCKLAND, MASSACHUSETTS

### PLEDGE OF ALLEGIANCE

MOS

Joseph Anevski  
Frank DelPrete

Selectman Johnson was not in attendance for this meeting.

*The audience, participants and general public should be aware that any and all portions this open meeting may be recorded by audio and video resources. All or some of this meeting may be rebroadcast periodically by WRPS or other outlets. Persons wanting a DVD copy of this meeting should contact WRPS or the BOS office, a small fee will be charged.*

#### 1. Reorganization of the Board of Selectmen

~MOTION to elect Mr. Kimball Chairman by Ms. O'Brien, 2<sup>nd</sup> by Mr. Chaffee  
passed 5-0

~MOTION to elect Ms. O'Brien Vice Chairman by Mr. Chaffee, 2<sup>nd</sup> by Mr. Kimball  
passed 5-0

### OPEN FORUM

Mr. Kimball recommended adopting a policy that Open Forum shall be for non-controversial presentations of less than 3 minutes at the beginning of each meeting. Any item expected to incur discussion will be assigned as a BOS agenda item.

~MOTION to approve Mr. Kimball's policy by Mr. Chaffee, 2<sup>nd</sup> by Mr. Ryan  
passed 4-0.

## **MINUTES**

**2. Open Session Minutes of April 16, 2013. Held**

**3. Executive Session Minutes of April 16, 2013. Held**

**4. Open Session Minutes of May 6, 2013-**

**~MOTION to approve by Ms. O'Brien, 2<sup>nd</sup> by Mr. Ryan passed 4-0.**

**5. Executive Session Minutes of May 6, 2013-**

**~MOTION to approve by Ms. O'Brien, 2<sup>nd</sup> by Mr. Chaffee not to be released until all matters are settled O-C 4-0.**

**6. Rockland School Accreditation-Superintendent Retchless**

**Superintendent Retchless appeared before the BOS to announce Rockland High School has been removed from probation and is now fully accredited**

## **UNFINISHED BUSINESS**

**7. First Baptist Church request**

**The First Baptist Church requested assistance to help reface the historic steeple clock in return for the use of the church parking lot during school construction. The Church will provide insurance and hold harmless documents to the Town.**

**~MOTION to approve by Mr. Chaffee, 2<sup>nd</sup> by Ms. O'Brien passed 4-0**

**8. 9/11 Freedom Walk**

**Adam Royle appeared to request permission to hold the Freedom Walk at Bicentennial Park on September 11, 2013**

**~MOTION to approve by Ms. O'Brien, 2<sup>nd</sup> by Mr. Ryan passed 4-0**

**9. Beech Street Solar Contract amendments-CDM reviewed**

**Mr. Chiocca, Mary Mancini of CDM and Jim Paul Beech Street Solar Committee Chairman explained proposed amendments to the original agreements for site use and the Power Purchase Agreements.**

**MOTION to approve site amendment by Ms. O'Brien, 2<sup>nd</sup> by Mr. Ryan passed 4-0.  
MOTION to approve PPA amendment by Ms. O'Brien, 2<sup>nd</sup> by Mr. Ryan passed 4-0.**

## **10. RITE Contract**

**Town Counsel Clifford appeared before the BOS to outline the proposed RITE agreement. The BOS asked a few clarifying questions. Patricia Donnelly RITE Union President spoke to endorse the contract and thank the TA for the cooperative spirit of negotiations.**

**~MOTION to approve by Mr. Chaffee, 2<sup>nd</sup> by Ms. O'Brien passed 4-0**

## **11. Superior Officers Union Police Contract**

**Town Counsel Clifford appeared before the BOS to outline the proposed PD Superior Officers contract agreement. Attorney Clifford outlined the difficulties to settle, as this is a new union. The BOS asked a few clarifying questions. Lt Zeoli thanked Mr. Chiocca and Attorney Clifford for their professionalism during the extended negotiations.**

**~MOTION to approve by Ms. O'Brien, 2<sup>nd</sup> by Mr. Chaffee**

## **12. AFSCME Contract**

**Town Counsel Clifford appeared before the BOS to outline the proposed AFSCME agreement. He outlined the changes in the new contract.**

**~MOTION to approve by Ms. O'Brien, 2<sup>nd</sup> by Mr. Chaffee**

## **NEW BUSINESS**

### **15. New Manager – 99 Restaurant**

**Kathryn Toohey appeared before the BOS to be appointed as the new manager due to the passing of previous manager Michael LeConte.**

**~MOTION to approve by Mr. Ryan, 2<sup>nd</sup> by Ms. O'Brien passed 4-0.**

**~MOTION to approve transfer of all Licenses necessary by Mr. Chaffee, 2<sup>nd</sup> Ms. O'Brien passed 4-0.**

### **16. East West Parkway and MOU**

**SSTTDC Chairman Eramo appeared before the BOS to address the proposed Traffic Control and Maintenance Agreement for the East-West Parkway. The BOS reviewed the agreement. Fire Chief Duffy requested the "Gate" at the northerly end of Union Street be accessible for emergency vehicles. Mary Parsons asked a few questions regarding the eventual opening of the roadway.**

## 17. Annual Appointments Round 1

### 2013 APPOINTMENTS BY THE BOARD OF SELECTMEN FOR BOARDS, COMMITTEES AND COMMISSIONS

#### \*Council on Aging-Alternate – NEW APPOINTMENT (3 Year Term)

Lorraine Ahern – 11 Birch Street

#### \*Sustainable Community Committee – NEW APPOINTMENT (1 Year Term)

Charles V. Kimball – 90 Huggins Road

#### Aging, Council on – (3 Year Appointment) (11 members – 3 alternates)

*The Council on Aging is responsible for ensuring that programs for senior citizens are carried forth within budgetary authority and limits.*

Nancy Callahan – 224 Crescent Street

Cynda Childs – 24 Lancaster Street

Eleanor Cole - 16 Linwood Terrace

#### American's with Disabilities Act (ADA) Commission (3 Year Term)

Anton Materna – 416 Market Street

Dennis Robson – 11 Magnolia Drive

#### Animal Control Officer

Patricia A. Whittemore – 810 Liberty Street

#### Beech Street Solar Array Project

John Lucas – 136 Greenwood Street

Anton Materna – 416 Market Street

James R. Paul, Jr. – 162 Webster Street

#### Chief Procurement Officer – (Annual)

Allan R. Chiocca – 10 Summerdale Farms Way, Bridgewater, 02324

#### Chief Procurement Officer – Alternate (Annual)

Eric Hart – (Accounting Office)

**Conservation Commission – (3 Year Appointment)**

*The Conservation Commission is charged with ensuring that the Wetland Protection Act and Rivers Protection Act of the Commonwealth of Massachusetts are adhered to within the limits of the Town of Rockland.*

Lorraine M. Pratt – 771 Hingham Street  
Angelo J. Triantaffelow – 80 Lincoln Road

**Constables (3 Year Appointment)**

*Constables are primarily responsible for serving and executing civil process. Annual report fees must be paid to the Town of Rockland before reappointment.*

Kevin Dalton – 764 Plain Street, Suite 2, Marshfield, MA 02050-2171- fees paid  
Kevin C. McKenna – 1034 East Washington Street, Hanson 02341 – fees paid

**Counsel, Land Use (Annual Appointment)**

*Town Counsel advises the Board of Selectmen and other departments and commissions in legal matters and represents the Town in all litigation.*

Galvin & Galvin – 10 Enterprise Street, Suite 3, Duxbury, MA 02332

**Counsel, Tax Title (Annual Appointment)**

Attorney Laura Brown – 800 Hingham Street, Rockland, MA 02370

**Cultural Council – (2 Year Term – Total of 6 years – 1 year off – then can reappoint)**

*The Cultural Council is responsible for approving state granted funds to ensure that the arts and humanities are provided to the residents of the Town.*

Sheila Webster Togo – 191 Summer Street

**Director of Emergency Management (Annual Appointment)**

*Coordinates and assists in the event of a major emergency within the Town. Activates the Emergency Operations Center and maintains contact with state and federal agencies.*

James F. Simpson– 22 Heritage Drive

**Dog Hearing Officer (Annual Appointment)**

*This position acts for the Selectmen and is charged with dispute resolution involving persons who have filed formal complaints against vicious and nuisance dogs.*

Allan R. Chiocca – 10 Summerdale Farms Way, Bridgewater 02324

**Fence Viewer (Annual Appointment)**

Thomas Ruble – 32 Niles Street, Abington 02351

**Internet Committee – (3 Year Appointment)**

Lance Cummins – 27 Stanton Street

**Memorial Committee (Annual)**

*The committee is charged with ensuring that war memorials and remembrances are provided for those who served the nation and those who gave the ultimate sacrifice.*

Mary Jane Letizia – 163 Damon Road  
Angelo J. Triantaffellow – 80 Lincoln Road  
Anton F. Materna – 416 Market Street  
Jeffrey P. Najarian – 22 Bradford Street

**Municipal Hearing Officer (Annual)**

Allan R. Chiocca – 10 Summerdale Farms Way, Bridgewater 02324

**Old Colony Planning Council Area Agency on Aging (Annual)**

Rita M. Howes – 390 North Avenue (Delegate)

**Parking Clerk - (Annual) HELD until next meeting**

June P. Donnelly – 158 Nevens Circle

**Plymouth County Advisory Commission**

*Represent the Town of Rockland on the Advisory Board.*

Lawrence J. Chaffee – 936 Union Street

**Registrars of Voters (3 year term) (Still seeking 1 Democrat)**

Deborah Vecchione – 635 Salem Street

**Rent Control Board – (3 Year Term)**

Daniel DiRenzo – 540 Webster Street (Hometown)  
Estelle E. Stoddard – 2 Dogwood Circle (Resident)

**Rockland Senior Center Building Committee (Annual) (Ms. O'Brien abstained)**

Deborah O'Brien – 35 Eleanor Lane

**South Shore Recycling Cooperative (3 Year Term)**

Rudolph Childs – 24 Lancaster Street  
Victoria Deibel – 678 Hingham Street

**South Shore Regional School Committee Member – (3 Year Term)**

Gerald F. Blake – 28 Morningside Drive

**South Shore Tri-Town Development Corporation – (5 Year Term)**

Gerard Eramo – 118 West Elm Street, Pembroke 02359

**Taxation Aid Committee**

Dr. John Rogers – 27 Heritage Drive

**Tree Warden (Annual Appointment)**

*The Tree Warden is responsible for ensuring that laws of the Commonwealth regarding the placement, pruning and removal of public shade trees are followed. The position requires the supervision of one full-time employee.*

Robert Corvi, Jr. – 63 Concord Street

**Weights & Measures, Inspector of (Annual Appointment)**

*The Sealer enforces all relevant laws relating to the sale and purchase of all fuels, including gasoline, diesel, oil and propane.*

Thomas Ruble – 32 Niles Street, Abington (02351)

**Zoning Board of Appeals (3 Year Appointment)**

*The ZBA is charged with hearing petitions from property owners from the zoning by-laws. Also acts as an appeal board on decision made by the Zoning Enforcement Officer.*

Peter McDermott – 132 Huggins Road  
Rita Howes – 390 North Avenue

**Zoning Board of Appeals (Assistant-Alternate) – (Annual)**

Alternate – Robert Rosa – 474 Beech Street

~MOTION to approve all by Mr. Chaffee, 2<sup>nd</sup> by Ms. O'Brien passed 4-0.  
(Parking Clerk appointment tabled).

**18. CDBG-Program Income Fund request-Wayne Darragh**

**Mr. Darragh wrote to request to use up to \$20,000 of funds from the Project Income Account to subsidize the FY11 Housing Rehabilitation Program.**

**~MOTION to approve by Ms. O'Brien, 2<sup>nd</sup> by Mr. Ryan passed 4-0.**

**19. South Shore Chamber of Commerce relocating to Rockland**

**Mr. Chiocca announced and welcomed the newly relocated South Shore Chamber of Commerce.**

**20. TOWN ADMINISTRATOR'S REPORT & CORRESPONDENCE**

**-Welcomed new Selectman Larry Ryan.**

**-Request for \$10,000 transfer from Retirement Account to the Fire Department Sick Leave Buy Back.**

**~MOTION to approve by Mr. Chaffee, 2<sup>nd</sup> by Ms. O'Brien passed 3-0-1 (Ryan)**

**-Memorial Day Parade- request to hold parade on May 27, 2013. Approved 4-0.**

**-Read request of Veteran's Agent for help flagging the cemeteries for Memorial Day.**

**-Announced United States 1<sup>st</sup> Court of Appeals decision-McGee Case Dismissed.**

**-Read a letter from Lt. Zeoli regarding the success of the Prescription Take-Back Event.**

**-Thanked everyone involved in the annual Rail Trail Clean-up.**

**-Announced the preparations for the "FOX" News ZIP TRIP on June 28<sup>th</sup> are being made by "FOX" not the Town but that suggestions would be forwarded.**

**SELECTMAN'S COMMENTS**

*Comments and opinions expressed by individual members do not necessarily reflect the views of all of the BOS and are the opinions and comments of only the individual member.*

**Mr. Ryan**

**-Thanked everyone who took the time to vote.**

**-Please remember the victims of the recent Oklahoma tornados.**

**-Requested the missing bench plaques be replaced**

**-Invited the public to the annual fishing derby**

**Mr. Chaffee**

- Welcomed Mr. Ryan
- Please remember the people of Oklahoma
- Thanked the Police for coordinating all the various events of April 27<sup>th</sup>.
- Congratulated Superintendent Retchless and all those involved in the recertification project.

**Ms. O'Brien**

- Welcomed Mr. Ryan
- Thanked retiring School Committee members Marilyn Werkheiser and Mike Mullen
- Congratulation to all new graduates.

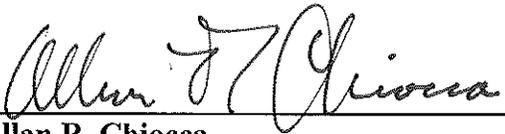
**Mr. Kimball**

- Welcomed Mr. Ryan.
- Thanked all those who voted.
- Thanked everyone who attended Town Meeting.
- Please remember Oklahoma.
- Send ideas for Zip Trip to Town Hall.
- Discussed Tri-Town Audit

**EXECUTIVE SESSION for personnel issue**

~MOTION to go into Executive Session not to reconvene to discuss a personnel issue by Mr. O'Brien, 2<sup>nd</sup> by Mr. Chaffee passed by Roll Call vote 4-0.

**21. Personnel issue**



Allan R. Chiocca  
Town Administrator



Deborah A O'Brien, Vice-Chairman  
for the Rockland Board of Selectmen

The listings of matters are those reasonably anticipated by the Chair which may be discussed at the meeting. Not all items listed may in fact be discussed and other items not listed may also be brought up for discussion to the extent permitted by law.