

TOWN OF KINGSTON  
BOARD OF SELECTMEN

MINUTES  
June 23, 2009

Chairman Sandra D. MacFarlane opened the meeting of the Board of Selectmen held on June 23, 2009 at 7:00 p.m. in Room 200 at the Town House, 26 Evergreen Street, Kingston. Present were Vice Chairman Dennis N. Randall, Richard J. Arruda, Mark S. Beaton, Paul M. Gallagher and Town Administrator Jill R. Myers.

The Chairman announced the dates to note and the Open Forum.

Elaine Fiore, Sewer Commissioner came forward to inform the Board and the public that the Sewer Treatment Plant had sustained serious power outages and suggested that a claim be pursued with N/Star since it appeared to be a voltage issue. Ms. Fiore stated that CDM and an electrical engineer were assessing the damages and suggested that the Town Administrator inquire if other department had equipment damage.

Members of the Zoning Board of Appeals; George Berger, David Rose, and Carl Pike and Ron Gleason came forward to offer support for the reappointment of John Haas to the Zoning Board of Appeals.

Mr. Gallagher read a letter from resident Heather Berry acknowledging the efforts of Interim Harbormaster Dennis Carvalho in saving her boat during the storm on Monday. In the letter Mrs. Berry commended the swift action of Mr. Carvalho in rescuing her boat and preventing it from being damaged.

Marissa Guidoboni and Ashley Comeau were presented Certificates of Recognition for attaining Girl Scouting Gold Star Award by Chairman MacFarlane.

The Chairman opened the public hearing, by reading the hearing notice, on three applications for Shellfish Aquaculture licenses; Thomas Taylor, John Wheble, and Gregory Barker. No one from the public came forward in support or opposition of the licenses. Mark Guidoboni of the Waterfront Committee advised that the Committee supported issuing the licenses and Ms. Myers advised that she met with the Harbormaster and discussed monitoring and safety issues and that he was also in support of the licenses.

Upon motion made by Mr. Randall and seconded by Mr. Gallagher, following a discussion and a 5-0-0 vote, it was—

VOTED: To close the public hearing.

Mr. Randall stated he would like to see the Board grant the licenses for a three year term and have them report back to the Board at the end of three years. Ms. MacFarlane suggested a five year term and Mr. Beaton stated that the statute allow for up to a ten year term. Ms. Myers advised that Mr. Hickey, DMF response and review of the applications was pending. Upon motion made by Mr. Gallagher and seconded by Mr. Randall, following a discussion and a 4-0-1 vote, it was—

VOTED: To approve the Shellfish Aquaculture license applications for Thomas Taylor, John Wheble and Gregory Barker on ten acres on the inner-tidal area as

designated in said applications and approved by Division of Marine Fisheries for a five year term.

Mr. Beaton abstained from voting on the motion.

Mark Guidoboni from the Waterfront Committee was present to request that the Board adopt the Harborfront Regulations and that the Board consider promoting the Interim Harbormaster to the permanent position of Harbormaster. Ms. MacFarlane stated she had heard that Dennis Carvalho was doing an excellent job as Interim Harbormaster was in favor of making him the permanent Harbormaster. Mr. Gallagher said that he agreed and also was aware of the good work of Mr. Carvalho.

Mr. Guidoboni stated that Mr. Carvalho was willing to accept the position at the salary he was currently being paid and did not expect the salary of the former Harbormaster. Recognizing the hiring freeze, Ms. Myers stated that the Harbormaster position falls under the Wage and Personnel ByLaw and Mr. Carvalho is being paid at the 1st step of the grade at half the salary as the position is considered part-time. She added that the promotion was subject to a six month probationary period. Upon motion made by Mr. Gallagher and seconded by Mr. Arruda, following a discussion and a 5-0-0 vote, it was—

VOTED: To promote Dennis Carvalho to the position of Harbormaster/Shellfish Constable position.

On the matter of the Harborfront Regulation, Ms. Myers advised that a public hearing would be required. Upon motion made by Mr. Randall and seconded by Mr. Gallagher, following a discussion and a 5-0-0 vote, it was—

VOTED: To schedule a public hearing for the adoption of the Harborfront Regulations.

The Board reviewed the Town Administrator's report. Items discussed were; FY2009 Budget status, the recommendation of the Harbormaster to issue two commercial shellfish licenses for razor clams and the announcement of the retirement of two call firefighters.

Ms. MacFarlane stated that the issuance of commercial shellfish licenses was different than Aquaculture. She advised that previously four licenses were issued for mussels when there was found to be an abundance of mussels impacting the shellfish area. Assistant Shellfish Constable Francis Ferioli was present and advised that they needed the licenses to clear out the razor clams. Ms. Myers advised the office was awaiting confirmation from Mike Hickey of the Division of Marine Fisheries.

Mr. Randall thought the commercial license to be a resource management license for a limited purpose. Mr. Gallagher agreed that they needed input from Mr. Hickey.

Tom Cipolla, Convant/SEMASS Business Manager was present and distributed a packet of information on the proposed Memorandum of Understanding for the SEMASS Agreement. Mr. Cipolla outlined the non-binding MOPU proving for an escalation of the tipping fees over the last five years of the contract in exchange for the guarantee of discounted rates for the successor agreement.

Superintendent Paul Basler advised that the current agreement expires January 2015 and there were some Town Administrator's that thought it was a great deal for the Town and some that thought it was not.. He stated that it was important for the Town to increase its recycling efforts to reduce the tonnage that will go to SEMASS. Mr. Beaton stated that signing the non-binding MOU would allow the Town time to explore its options. Upon motion made and seconded, following a discussion and a 5-0-0 vote, it was—

VOTED: To approve and authorize the Chairman to sign the non-binding Memorandum of Understanding with Covanta/SEMASS.

The Board reviewed two resignations received and upon motion made and seconded, following a discussion and a 5-0-0 vote, it was—

VOTED: To accept the resignation of William Kavol from the Waterfront Committee and further;

VOTED: To accept the resignation of Robert Pinato from the Commission on Disability.

A motion was made by Mr. Gallagher and seconded by Mr. Beaton to appoint Edward Gould and Charles Comeau to the Waterfront Committee, Derek Cobb to the Fish Committee, Kevin Chad Voight to the Historical Commission, Michael Rohr to the Recycling Committee, John Haas to the Zoning Board of Appeals and Daniel King and George McAdams as Alternates on the Zoning Board of Appeals. Mr. Randall stated that Mr. King was not interested in being the Alternate and amended the motion to appoint Mr. King to the Conservation Commission. The amendment was accepted and upon motion made and seconded, following a discussion and a 5-0-0 vote, it was—

VOTED: To appoint Edward Gould and Charles Comeau to the Waterfront Committee, Derek Cobb to the Fish Committee, Kevin Chad Voight to the Historical Commission, Michael Rohr to the Recycling Committee, John Haas to the Zoning Board of Appeals, George McAdams as Alternate on the ZBA and Daniel King to the Conservation Commission.

Ms. Myers explained her recommendation on the request to authorize QCAP (Quincy Community Action Programs) to apply to DHCD (Department of Housing and Development) to administer the ADDI (American Dream Down payment Initiative) for residents of Kingston to participate in the program. Upon motion made by Mr. Gallagher and seconded by Mr. Randall, following a discussion and a 5-0-0 vote, it was—

VOTED: To authorize QCAP to apply to DHCD to administer the ADDI.

The Board reviewed the year end transfer request of the Police Chief. Upon motion made and seconded, following a discussion and a 5-0-0 vote, it was—

VOTED: To authorize the transfer of \$5,361.35 as detailed on Chief Rebello's memo.

The Board discussed setting the Goals and Objectives of the Town Administrator and the Board of Selectmen and upon motion made and seconded, following a discussion and a 5-0-0 vote, it was—

VOTED: To schedule Goals and Objectives to the Agenda on July 7, 2009.

Upon motion made and seconded, following a discussion and a 5-0-0 vote, it was—

VOTED: To accept the minutes of the Public and Executive Session Meeting on June 9, 2009, and further;

Ed Loring, requested to speak to the Board regarding a public safety issue. He advised that the Call Firefighters were laid off and for a cost of \$12,000 the safety of the public was being jeopardized. Mr.

Loring also stated that the Call Firefighters had notified the Town Administrator that they offered to work for no pay and Ms. Myers stated that they had not. Mr. Beaton stated that the Town was facing a serious financial situation and may be able to find the money in the Fall.

VOTED: To enter into executive session<sup>1</sup> to discuss Collective Bargaining.

Respectfully Submitted:

Nancy M. Howlett, Assistant to the  
Town Administrator/Board of Selectmen

---

<sup>1</sup> The public session adjourned at 8:50 p.m. and the executive session adjourned at 9:15 p.m.