

TOWN OF KINGSTON
BOARD OF SELECTMEN

MINUTES
October 28, 2008

Vice Chairman Sandra D. MacFarlane opened the meeting of the Board of Selectmen held on October 28, 2008 at 7:00 p.m. in Room 200 at the Town House, 26 Evergreen Street, Kingston. Present were Mark S. Beaton, Jean Landis-Naumann, Dennis N. Randall and Town Administrator Kevin R. Donovan. Chairman Paul M. Gallagher was absent.

The Vice Chairman acknowledged the absence of the Chairman due to personal issues. Mr. Beaton asked if Representative Calter would address issues of Question 1 on the upcoming Presidential ballot during the Open Forum period of the meeting. Representative Calter gave an overview of the question and provided answers to questions asked.

Elizabeth White, 14 Oak Street, advised the Board that whenever there is a power outage in the Rocky Nook area, there is also no service on hardwired phones and she expressed concern should there be an emergency.

Linda Felix came forward and read a letter about the cancellation of band at Silver Lake Junior High School. Mr. Beaton suggested that Mrs. Felix contact the School Committee and Mr. Randall agreed that a showing of parents at the next School Committee meeting would have more of an impact.

Theresa Harpold of 9 Wapping Road came forward to express support for the Wind Turbine project and asked that the members of the Board vote favorably to support the project.

Representative Calter came forward to express his support for the Wind Turbine project and asked the Board to pass along its unanimous support for the endeavor.

Bill Kavol, also spoke in favor of the Wind Turbine project.

Mrs. Landis-Naumann advised that as a caretaker of one of the islands under the Garden Club project she was very disappointed that mums that had been planted had been stolen and that she was very sad to see materials belonging to the public had been removed.

Green Energy Committee Chairman Brian Spires thanked the Board for its continued support of the municipal Wind Turbine project. Mr. Spires stated that MTC (Massachusetts Technology Collaborative) was looking for a firm commitment from the Board and requested that the Board endorse a proclamation in order to continue the Wind Turbine development. Ms. MacFarlane and Mr. Randall stated that they attended the Wind 102 presentation and many questions regarding safety had been answered. Mr. Randall asked if the project was site specific or portable. Mr. Beaton stated that it was site specific but could be moved slightly. He further stated that Kingston was far ahead of the curve and other Towns just starting out would not get the size of the grant, 1.8 million dollars to put up a safe renewable source of energy. He encouraged the Board to endorse the proclamation.

Upon motion made by Mrs. Landis-Naumann and seconded by Mr. Beaton, following a discussion and a 4-0-0 vote, it was—

VOTED: To endorse the concept of locating a Wind Turbine at the Transfer Station location.

Upon motion made by Mr. Randall and seconded by Mr. Beaton, following a discussion and a 4-0-0 vote, it was—

VOTED: To dispense with reading the public notice for the continuation of the Earth Removal Permit for Thomas Sayers.

Fred Marneau, representing Thomas Sayers stated that there were piles of materials that had the potential to be sand slides and needed to be removed in order to stabilize the site. He stated that he was doing the work as requested by Conservation, Board of Health and the Building Inspector. Mr. Armstrong stated that there was still work to be done and did not want the earth just hauled out. He advised that no material should leave the site until stabilized. Upon motion made by Mr. Randall and seconded by Mrs. Landis-Naumann, following a discussion and a 4-0-0 vote, it was—

VOTED: To close the public hearing.

Mr. Randall asked what the fine would be for removal of earth without a permit. Mr. Armstrong stated that it would be \$50.00 and there had been 2-3 violations, some minor and some more significant. Mr. Randall stated that a message should be sent regarding violation of the By-Law and suggested a fine of \$200.00. Mr. Armstrong stated that he would take the Board's recommendation for the fine.

Upon motion made by Mrs. Landis-Naumann and seconded by Mr. Beaton, following a discussion and a 4-0-0 vote, it was—

VOTED: To approve the Earth Removal Permit subject to conditions set by the Building Inspector.

Gene Wyatt, Chairman of the Recycling Committee was present to report on recycling efforts in the Town. Mr. Wyatt advised that Kingston has the lowest recycling rate on the South Shore and there are lots of opportunities to generate income from recycling. He requested that the Board adopt a resolution in support of the Mass Recycles Paper! Campaign. Ms. MacFarlane read the Resolution. Upon motion made by Mrs. Landis-Naumann and seconded by Mr. Randall, following a discussion and a 4-0-0 vote, it was—

VOTED: To adopt the Resolution as read by Ms. MacFarlane. (Resolution is on file in the Selectmen's office)

The Board reviewed the Town Administrator's report. Items discussed were; the State Tax Revenues that have fallen below target, the FY10 Budget preparation with an initial 5% reduction, departments to curtail discretionary spending and a recommendation for the Board to institute a hiring freeze effective immediately. Upon motion made by Mr. Beaton and seconded by Mrs. Landis-Naumann, following a discussion and a 4-0-0 vote, it was—

VOTED: To institute a hiring freeze and not fill any vacancies, effective immediately.

Upon motion made and seconded, following a discussion and a 4-0-0 vote, it was—

VOTED: To accept the minutes of the September 30, 2008 public and executive session meeting.

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

VOTED: To cancel the November 11, 2008 meeting due to Veterans Day.

On the matter of the Oil Bids for the Elderly and Veterans, since there had been no interest by any residents, the Board decided to not move forward at this time.

The Board reviewed the application for Plymouth Subway, Inc. for a Common Victualler license at the Independence Mall. Upon motion made and seconded, following a discussion and a 3-0-1 vote, it was—

VOTED: To grant the Common Victually license to Plymouth Subway, Inc.

Mr. Beaton abstained from voting.

The Board reviewed the request to pay for professional services from the NOI Fund. Ms. MacFarlane stated that she had discussed the request with the Chairman of the Conservation Commission who assured that they were following policy in obtaining approval prior to use. Upon motion made by Mr. Beaton and seconded by Mrs. Landis-Naumann, following a discussion and a 4-0-0 vote, it was—

VOTED: To approve the payment of \$2,630.00 to Woods Hole Group, Inc.

The Board reviewed two requests to waive the ambulance fee due to hardships and voted unanimously to approve one request and returned one request for further information.

The Board reviewed the draft ETA Expansion Proposal from the Town of Plymouth. Mr. Beaton stated that this was something the Board had been working to get for quite a long time and would allow Kingston to give a tax break to business and triggers other incentives from the State. Mrs. Landis-Naumann stated that Kingston would not benefit with the no-competition clause unless it had reciprocity. The Board did agree that it started a dialogue with Plymouth. Upon motion made by Mr. Beaton and seconded by Ms. MacFarlane, following a discussion and a 4-0-0 vote, it was—

VOTED: To accept the draft proposal and proceed with discussion of the ETA Expansion with Plymouth, concerning a reciprocal agreement

Upon motion made and seconded, following a discussion and a 4-0-0 vote, it was—

VOTED: To accept the deed for the 7 River Street Property, and further;

VOTED: To appoint Hazel Foley to the Old Colony Planning Council Area Agency for Aging and Rev. Donald Milligan as Police Chaplain.

Spencer Clough, Library Trustee was present and advised that the Trustees would like to be removed from the Heritage Center Development Committee due to a potential Conflict of Interest and to replace their member with a citizen-at-large member. Mr. Clough stated that they were willing to have a member act as a liaison to the Committee. Upon motion made by Mr. Beaton and seconded by Mr. Randall, following a discussion and a 4-0-0 vote, it was—

VOTED: To change the Library Trustee position on the Heritage Center Development Committee to a Citizen-at-Large appointment.

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

VOTED: To adjourn at 8:55 p.m.

Respectfully Submitted:

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