

BOARD OF SELECTMEN MEETING

Tuesday, August 2, 2016

A meeting of the Rockport Board of Selectmen was held at 6pm on Tuesday, August 2, 2016 in Conference Room A in Town Hall; present were four selectpersons, the Town Administrator and the Asst. Town Administrator; Selectperson Campbell was not present.

6:30PM Meeting Called to Order

Executive Session – MGL Ch. 30A §21(a)3 Strategy Relative to Collective Bargaining (AFSCME Supervisors, AFSCME General Unit MCoP Local 154, and MCoP Local 154A):

Executive Session: Selectperson Sheedy moved that the Board of Selectmen enter into Executive Session under MGL Chapter 30A, §21(a)3 to discuss strategy with respect to collective bargaining with the AFSCME Supervisors Unit, AFSCME General Unit, MCoP Local 154, and MCoP Local 154A, Selectperson Wilkinson seconded, Selectperson Battistelli – aye, Selectperson Sheedy – aye, Chairperson Murphy – aye, Selectperson Wilkinson – aye, all in favor.

Enter Executive Session for strategy with respect to collective bargaining Motion Approved

Chairman Murphy: “We are entering executive session because, by not doing so, it would be detrimental to the Town’s bargaining position. The Board will reconvene in Open Session.”

7:00 Pledge of Allegiance and Moment of Silence:

Public Comment Period:

Approval of Minutes of July 19, 2016: Selectperson Battistelli moved that the Selectmen approve the minutes of July 19, 2016, Selectperson Wilkinson seconded, Vote: 3-0; Selectperson Sheedy abstained as she was not present on 7/19/16.

Approval of 7/19/16 Minutes Motion Approved

Selectmen Updates and Liaison Reports: Selectperson Wilkinson spoke on resident sticker areas in town; she said the police have assured her that they are doing their regular patrols. She has asked that they step up patrols to the beaches and town lots over the next couple of weeks. Selectperson Wilkinson will be meeting with the Chief about the Selectmen parking spots in the Town Hall lot. The Town Administrator requested that the Board meet next Tuesday, 8/9/16, so the board will get back on the correct schedule.

Selectmen Updates & Liaison Reports

7:20 Action List

Conservation Commission Approval to withdraw \$125 from the Conservation Fund for Controlling Invasive Plants at the Headlands: Selectperson Wilkinson moved that the Board of Selectmen approve the Conservation Commission’s request to withdraw \$125 from the Conservation Fund to pay for controlling invasive plants at the Headlands, Selectperson Battistelli seconded, Vote: 4-0.

Action List:  
Conservation Commission Approval for withdrawal from Conservation Fund Motion Approved

Fuel Oil Supply and Delivery Agreement with Todd Oil for FY17 at lowest Global Company Price plus 11¢ per gallon: Selectperson Sheedy moved that the Board of Selectmen approve and sign a Service agreement with Todd Oil of 15 Railroad Avenue in Rockport to supply and deliver No. 2 Fuel Oil to several locations in Rockport at the lowest

Fuel Oil Supply and Delivery Agreement with Todd Oil Motion Approved

global company price plus 11¢ per gallon for FY17, Selectperson Battistelli seconded, Vote: 4-0.

Mass. Audubon  
Lease Amendment  
Straitsmouth  
Island  
Motion Approved

Mass Audubon Lease Amendment to include the erection of a Wooden Barn on Straitsmouth Island: Selectperson Battistelli moved that the Selectmen approve, and ask the Chairman to sign, an amendment to the Mass Audubon Lease to include the erection of a wooden barn on Straitsmouth Island to be used for equip. storage, Selectperson Sheedy seconded, Vote: 4-0.

Endorsement of  
By-Law  
Amendment  
Regarding Annual  
and Fall Town  
Meeting  
Scheduling  
No Vote Taken.

Endorsement of By-Law Amendment regarding Annual and Fall Town Meeting Scheduling: The Government and By-Law Committee is proposing the following options: Option 1, 2, or 3 to Chapter 2, section 2 of the General By-Laws that changes how Town Meetings are scheduled, no vote taken.

- Option 1:** Fall Town Meeting takes place the second Saturday in September.
- Option 2:** That the Fall Town Meeting would be scheduled by the Moderator for purposes of accommodating major cultural celebrations.
- Option 3:** as scheduled by the Board of Selectmen and the Moderator for all purposes.

It was stated that Town Moderator Visnick prefers option 2, around Cultural Celebrations, and remain with Monday night for Fall Town Meeting and Saturday for the Spring Town Meeting. S. Jacques, Gov't and By-Law Committee, said the committee discussed using Survey Monkey to ask the voters to see what they prefer. They did not conduct the survey; however S. Jacques will leave a draft of the survey with the Board tonight. Selectperson Wilkinson said she recommends waiting for Spring Town Meeting before making a by-law change to gain more information.

Appointments to  
Winter Park Ban  
Task Force  
Motion Approved

Appointments to the Winter Parking Ban Task Force: Selectperson Wilkinson moved that the Selectmen appoint Joe Parisi, Bill Aspesi, Chief John Horvath, Chief Jim Doyle, Don Campbell, Rae Francoeur, Jim Ugone, Carole Rowe, and Sandy Weaver as members of the Winter Parking Ban Task Force, Selectperson Sheedy seconded, Vote: 4-0. Selectperson Campbell had sent in his opinion as he is not present tonight and said citizen participation is critical and he has faith in his fellow board members to choose the right candidates for this task force.

Permission for use  
of 8 Parking  
Spaces on T-  
Wharf  
Motion Approved

Permission for use of 8 Parking Spaces on T-Wharf on August 19th through August 21st: Selectperson Sheedy moved that the Board of Selectmen grant permission to the Cape Ann Star Fleet of the Sandy Bay Yacht Club to use 8 parking spaces on T-Wharf for visiting boats for the Star Ned Hay Regatta from Friday, August 19th through Sunday, August 21st, Selectperson Battistelli seconded, Vote: 3-0, Selectperson Wilkinson abstained.

7:45 Selectmen Briefing

Selectmen  
Briefing

Rockport  
Little Free  
Library  
Project

Motion to add  
item to agenda  
Motion  
Approved

Motion to  
erect Little  
Free Library  
Motion  
Approved

Rockport Little Free Library Project – Nicholas Endicott said this is a small public project, it's a small box the size of a kitchen cabinet filled with books and it's open 24 hrs/day until it is taken down. It has proven to be helpful for community members, it helps people that either can't afford books or those that can't get to libraries during the day and it moves books; there are 40,000 little libraries across the world. It will be stewarded by student volunteers from Rockport High School. He recommended several possible locations; Barletta Park is his favorite because people go there for information now. Selectperson Wilkinson moved to add an agenda item to tonight's meeting for the Little Free Library, seconded by Selectperson Sheedy, Vote: 4-0. Selectperson Battistelli moved that the Board give Nicholas Endicott permission to erect a Rockport Little Free Library in a location within Barletta Park, to be determined in agreement with the DPW, Vote: 4-0.

Five Corners – Traffic and Parking Committee: Chief Horvath said the Committee met this afternoon. He said it can be confusing; there are things we can do to improve it. There were recommendations by a committee in 2011 by MAPC. The Metropolitan Area Planning Council conducted another site visit to see if after five years they would change their recommendations. They determined there were four options:

- 1) building out some sidewalks to slow the traffic, shrinking the footprint of the intersection.
- 2) same as option #1 but includes building out the corner of Parker and Main.
- 3) includes a traffic signal.
- 4) adding a roundabout, this could require possible land takings. He said there is room for a roundabout at Five Corners, however anything in the center would need to be kept low for visibility and large trucks would have to be able to drive over a portion of it.

Selectperson Wilkinson inquired if there are concerns other than at times there is a wait on Railroad Avenue. J. Horvath said there are actually very few accidents; there have been five since January of 2015.

Chairman Murphy said he would like to see something done because we've been hearing about this for years. He said we should try something to improve the situation.

8:15 Discussion Items

Discussion Items:

Plowing Private Roads – postponed to next meeting.

Plowing Private Roads – postponed

Adoption of AG Regulations 940 CMR 29.10 to allow Remote Public Meeting Participation: this would allow members of any committee to skype into a meeting, with some regulations. There needs to be a quorum at the meeting. The Attorney General's office has set up these regulations that communities can adopt. Selectperson Campbell sent his position to the Board chairman indicating he is strongly in favor of this as long as all protocols are observed. He said this is a necessary step in today's mobile society. This will be put on as an action item at a subsequent meeting but needs review and discussion beforehand. We would adopt it and could draft an article to adopt and draft regulations that could be considered. Chairman Murphy said he would like to learn about other municipalities that have adopted it.

Adoption of AG Regulations to allow Remote Public Meeting Participation

Amendments to Chapter 242, Section 5 of the Acts of 1959 as Amended & General By-Laws Chapter 20, Section 5a (ii): Selectperson Campbell had requested this item be on an agenda because he wants it clear in the by-laws if board members can be on other committees. It was decided that this be postponed for when Selectperson Campbell is present. Selectperson Wilkinson recommended waiting for when Town Counsel is scheduled to attend a meeting and all board members are present.

To clarify which town board members can be on other committees Postponed

Other Business/Announcements

8:20 Selectperson Sheedy moved to adjourn, seconded by Selectperson Wilkinson, Vote: 4-0.

Items Signed:

Warrant FY '17, 8/4/16 Expense \$130,882.88, Payroll \$200,275.70

No. 2 fuel oil supply and delivery agreement, Todd Oil

Mass. Audubon First Amendment to Lease Straitsmouth Island Building 8/15/14