

SELECT BOARD MEETING
Monday, November 6, 2023
Select Board Chamber, Town Hall

Participants: James J. Kilcoyne; Lynne E. Fidler; Stephen R. Darcy; Michael A. Maresco, Town Administrator

Mr. Kilcoyne moved, seconded by Ms. Fidler, to open the meeting at 6:30 p.m. The vote was unanimous. Roll Call Vote: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye. Mr. Kilcoyne announced that the meeting is being recorded by Marshfield Community Media.

Town Administrator Report – Michael Maresco provided the Board with his brief as follows:

- Weekly call to WATD to discuss various issues and Select Board meeting agenda
- Participated in Mass Municipal Association (MMA) seminar on municipal energy
- Attended DPW construction meeting to review outstanding issues
- Participated in MMA Future Managers meeting
- Participated in meeting on Beach Nourishment bid package and Intermunicipal Agreement with Duxbury
- Participated in MMA Emergency Shelter briefing
- Participated in the Ventress Library Trivia Night fundraiser at Haddad's
- Met with Ned Bangs regarding summer concerts funded through cultural council grant
- Attended the COA Volunteer Recognition
- Weekly meeting with Fred Russell to review ongoing projects
- Participated in Housing Trust Meeting
- Met with Reid Foster of The Elovators to discuss a potential charitable project
- Participated in special Select Board meeting
- Participated in AmVets Dinner at the Elks
- Met with Shaun Strobel to review challenges, FY23 closeout, Munis, FY25 budget and FY25 Capital Improvement Plan
- Participated in Robinson court case at Plymouth County Superior Court
- Participated in meeting to review natural gas options for the Town with Craig Joyce of Single-Source Energy Solutions Inc.
- Chaired the D.I.R.T. meeting to review current construction projects, Brant Rock development, condos, hotels and parking issues
- Participated in Daniel Webster Preservation Trust fundraiser
- Met with Chief Tavares, Captain McDonough, Shaun Strobel and Meg from CLA to identify Munis issues in FY24 budget with Harpers and IMC
- Meet with Susan Caron, Chair of Open Space Committee, to discuss funding for title searches of owner unknown parcels
- Working with Sue Flynn and Shaun Strobel to identify Opioid funds received in FY23 for report to Attorney General
- Phone meeting with Mike Nelligan regarding Town audit after FY23 books are closed
- Resolved issue of pole removal plan at Adelaide Way subdivision
- Met with Ned Bangs for an update on the work of the Recreation Trails Committee
- Phone call with Regina Porter regarding tea collection and burning of the tea on November 26 on the Town Green
- Met with Craig Hannafin and Bill Finn regarding airport projects and the need to file the 1997 property line survey done by Bob Merrill
- Met with Jonathan Lane and Doug Ozelius of Revolution 250 Committee regarding celebrating the 250th anniversary of the signing of the Declaration of Independence

Joint Meeting with Marshfield Housing Authority – Michael Maresco said that Kevin Cantwell was elected to the Housing Authority in 2021 for a five-year term but resigned on August 22, 2023. The Select Board and Housing Authority need to vote to appoint someone to fill this position until the next municipal election in April 2024. James Kilcoyne noted that there was 14 days public notice of this appointment. Kerry Richardson appeared before the Board and said that on October 3, 2023, the Housing Authority voted 3:1 to support the appointment of John Daley to fill this vacancy. Mr. Richardson gave some details on Mr. Daley's background and history with the Marshfield Housing Authority.

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James Kilcoyne read through the duties of the Marshfield Housing Authority. Joseph Pecevich, Housing Authority Commissioner, said that he had some questions for Mr. Daley who was not present at the meeting. Mr. Pecevich asked how Mr. Daley got on the Select Board agenda before this was discussed at a Housing Authority meeting. Kerry Richardson said that the Marshfield Housing Authority voted to support this appointment on October 3, 2023 and subsequent to that vote they requested a joint meeting with the Select Board. Due to the fact that there was not 14 days notice, the original posting was postponed until this evening. Joseph Pecevich said that he would have liked to have the opportunity to ask Mr. Daley what he thinks the role of the Housing Authority, the role of the Housing Commissioners and the role of the Director of the Housing Authority are. Mr. Pecevich said that he is opposed to this appointment because he is in favor of new blood on the Commission. James Kilcoyne asked if he had an opportunity to state these concerns at the Housing Authority meeting on October 3, 2023. Mr. Pecevich said that he thought this meeting would be the place to discuss Mr. Daley's qualifications for appointment to the Housing Authority.

Lynne Fidler said that John Daley's resume is impressive and said that the Marshfield Housing Authority has made great strides and is on a path to improvement. Stephen Darcy said that it is clear that we met all of the posting requirements and said that he is ready to move forward with a vote. Michael Maresco said that he does not have any reservations about making this appointment tonight. James Kilcoyne said that this is a very important committee, and he feels it is important to get someone into this position as soon as possible. Joseph Pecevich said he is not saying Mr. Daley does not have a great resume, but he would like to hear his perspective on the role of the Housing Authority going forward.

Helen Bennett, 1 Tea Rock Garden, said that she has been on the Housing Authority for two years and she supports this appointment. Cecelia Delgadillo, 109 Genevieve Lane, said that there was ample time for conversation about this appointment at the Housing Authority meeting on October 3rd and there were no questions asked. Ms. Delgadillo said that she feels that Mr. Daley's experience is an asset and she supports this appointment. James Kilcoyne noted that 3 out of 5 members of the Housing Authority are new members within the last two years so that should alleviate Mr. Pecevich's concerns about "new blood" on the commission. Robin Dunn, 13 Tea Rock Garden, said that she has been going to the meetings for four years and said that she supports this appointment. Colleen Whalen, Assistant Executive Director of the Housing Authority, said that she supports the appointment of John Daley.

James Kilcoyne moved, seconded by Lynne Fidler, to appoint John Daley to fill the vacancy on the Marshfield Housing Authority created by the resignation of Commissioner Kevin Cantwell by a majority vote of the Select Board and Marshfield Housing Authority. The vote was 6:1. Roll call vote: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye; Mr. Richardson – aye; Ms. Delgadillo – aye; Ms. Bennett – aye; Mr. Pecevich - nay.

Shaun Strobel, New Treasurer/Collector – Shaun Strobel appeared before the Board to give an update on his first week as Treasurer/Collector. James Kilcoyne welcomed Mr. Strobel and said that he has the skill set to help the Town. Shaun Strobel said that his first week was spent getting to know the team and familiarizing himself with the operations. Lynne Fidler said that she looks forward to working with Mr. Strobel. Stephen Darcy said that we are very lucky to have Mr. Strobel on our team. Michael Maresco said that no one is happier to have Mr. Strobel on board than he is, and added that Shaun has been at the window meeting residents as they were coming in to pay their taxes. Mr. Maresco said that Shaun Strobel has already proven to be a great asset.

Pole Hearing – Nevada Street – James Kilcoyne read the public notice regarding this hearing into the record. Ross Bilodeau of Pike Telecom & Renewables, represented Verizon at this hearing and gave some details on the reason for this petition to move a pole seven feet at the request of the customer at 73 Nevada Street whose driveway is blocked by the pole. Lynne Fidler asked if there is any other reason to move this pole. Mr. Bilodeau

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said that he is only aware of it being moved for the driveway. Lynne Fidler asked if there is any other location that would work for this pole. Mr. Bilodeau said that this was the best location they could come up with to satisfy this customer. Stephen Darcy asked if they looked at alternative locations. Mr. Bilodeau said that he is not the engineer, but he assumes that they looked at other options. Stephen Darcy asked if it would be feasible to move the pole in the opposite direction. Mr. Bilodeau said that he does not know, but assumes that it could be an option. Michael Maresco asked if the option of moving the pole to the other side of the street was considered. Mr. Bilodeau said that would probably involve adding additional poles.

James Kilcoyne opened the hearing for public comment. Attorney Mike Savage, 137 Ocean Street, and Bill Moroney, 73 Nevada Street, appeared before the Board. Mr. Savage gave some details on the reason for this request and provided some photos showing that the abutter on the left has put concrete blocks in the right of way and the abutter on the right has put a fence in the right of way.

Rick DiTullio, 96 Avon Street, said that his daughter lives at 69 Nevada Street and the driveway that the pole is blocking was not an existing driveway, it was put in by Mr. Moroney. Mr. DiTullio said that Verizon attempted to move the pole without a hearing several months ago. Mr. DiTullio noted that the stone wall was installed to push the lawn back and make space for cars to park off the street, when the property line was found to be incorrect, his daughter moved the wall back 3 feet and also moved her car charger. Mr. DiTullio said that when his daughter bought her home there was not a pole in front of it, when Mr. Moroney bought his house there was a pole in front of it. Attorney Savage said that the pole will still be on Mr. Moroney's property but will be moved closer to the property line.

Shaun Robinson, 86 Nevada Street, said that Mr. Moroney has created all of these problems and has been fighting with neighbors since he moved in. Mr. Robinson said that Mr. Moroney has been trying to intimidate and threaten the women who live next door to him. James Kilcoyne asked how long the pole has been in its current location. Mr. Bilodeau said that it has probably been there since the neighborhood was built.

Lynne Fidler said there seems to be a discrepancy on the property lines and where the pole is being moved to. Ms. Fidler suggested tabling this item until they can get more information. Beth Triner, 172 Bay Avenue, asked if Roberts Rules of Order apply. Don Triner, 172 Bay Avenue, said that it seems irresponsible to move the pole closer to the property line rather than move it further on to Mr. Moroney's property.

Jennifer McNealy, 74 Nevada Street, said that the pole was there prior to Mr. Moroney putting the driveway in. Ms. McNealy said that she has witnessed Mr. Moroney throwing objects at his neighbors and said that he has caused chaos in the neighborhood.

Angela Human, 77 Nevada Street, said that Mr. Moroney's original survey was corrected in 2003 by the previous owners of the property. Ms. Human said that the property lines have not changed since he bought his house and spoke in opposition to moving this pole.

Steve Donnelly, 65 Towne Way, spoke in support of Mr. Moroney and said that the neighborhood is ganging up on him. Attorney Savage showed a photo of the lot lines and where the pole would be located.

James Kilcoyne said that he agrees with Ms. Fidler that they need to get more information. Stephen Darcy said that it is not their role to bail someone out from a series of bad decisions. James Kilcoyne asked if the pole could be moved in the opposite direction. Mr. Bilodeau said they could probably do it but it may require additional poles.

James Kilcoyne moved, seconded by Lynne Fidler, to continue this hearing and request more information and other options for relocating this pole. The vote was unanimous. Roll call vote: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye.

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Capital Improvement Plan – Michael Maresco gave some details on the Capital Improvement Plan and how the process works. James Kilcoyne moved, seconded by Lynne Fidler, to approve the FY25 Capital Improvement Plan in the amount of \$900,000. The vote was unanimous. Roll call vote: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye.

School Street Signalization – After a brief discussion, James Kilcoyne moved, seconded by Lynne Fidler, to sign the School Street Traffic Signalization Agreement. The vote was unanimous. Roll call vote: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye.

Intermunicipal Agreement Between Marshfield and Duxbury – James Kilcoyne gave some details on this joint beach nourishment project. Michael Maresco gave some details on the bid process for this project. James Kilcoyne moved, seconded by Lynne Fidler, to approve and sign the intermunicipal Agreement between the Town of Duxbury and the Town of Marshfield for the joint beach nourishment project. The vote was unanimous. Roll call vote: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye.

Permission to Accept Donation – James Kilcoyne moved, seconded by Lynne Fidler, to approve the request of the Veterans Agent for permission to accept a donation in the amount of \$300 from Robert Carmody of Hingham. The donation will be used to provide assistance for health and welfare, morale and/or the financial needs of our veterans and their dependents. The vote was unanimous. Roll call vote: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye.

New Appointment to Cultural Council – Susan Sloan – James Kilcoyne moved, seconded by Lynne Fidler, to appoint Susan Sloan to the Cultural Council for a three-year term expiring on June 30, 2026. The vote was unanimous. Roll call vote: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye.

New Appointment to Cultural Council – Jeannine Wilkins – James Kilcoyne moved, seconded by Lynne Fidler, to appoint Jeannine Wilkins to the Cultural Council for a three-year term expiring on June 30, 2026. The vote was unanimous. Roll call vote: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye.

Request to Declare Items as Surplus – James Kilcoyne moved, seconded by Lynne Fidler, to approve the request of the Ventress Memorial Library to declare the following items as surplus for donation or destruction: 203 adult non-fiction books, 189 adult music CDs, 201 children's non-fiction books. The vote was unanimous. Roll call vote: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye.

Acceptance of Minutes – James Kilcoyne moved, seconded by Lynne Fidler, to accept the minutes of October 23, 2023 and October 27, 2023 as written. The vote was unanimous. Roll call vote: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye.

Executive Session – at 8:45 p.m. Mr. Kilcoyne moved, seconded by Ms. Fidler, to go into Executive Session to discuss strategy with respect to collective bargaining that if conducted in open session may have detrimental effect on the bargaining position of the Town and to discuss strategy with respect to litigation that if conducted in open session may have a detrimental effect on the litigating position of the Town, not to return to open session. The vote was unanimous. Roll Call Vote: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye.

Mr. Kilcoyne moved, seconded by Ms. Fidler, to close the Executive Session at 9:35 p.m. and adjourn the meeting. The vote was unanimous. Roll Call Vote: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye.

Respectfully submitted,

Catherine Burke

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The following documents and exhibits were presented at the meeting: letter from Housing Authority recommending appointment of John Daley; cover letter requesting appointment to Housing Authority and resume from John Daley; petition from Verizon and Eversource for pole relocation on Nevada Street and notice of Public Hearing; School Street signalization agreement; request from Veterans Services for permission to accept donation; application for appointment to Cultural Council from Susan Sloane; application for appointment to cultural Council from Jeannine Wilkins; request from Cyndee Marcoux for permission to declare obsolete items as surplus.