

## **MINUTES – SELECTMEN’S MEETING**

**Monday, April 4, 2022**

**Selectmen’s Hearing Room, Town Hall**

Participants: Christopher R. Rohland; Stephen R. Darcy; James J. Kilcoyne; Michael A. Maresco, Town Administrator

Mr. Rohland moved, seconded by Mr. Darcy, to open the meeting at 6:30 p.m. The vote was unanimous. Christopher Rohland announced that the meeting is being recorded by MCTV.

Town Administrator Report – Michael Maresco provided the Board with his brief as follows. Week of March 28, 2022:

- Weekly meeting with PMA on police station project
- Attended first meeting of Cyber Task Force to ensure the Town is prepared in the event of a cyber attack
- Participated in the Lappin Foundation zoom meeting with Mayors and Managers regarding fighting anti-Semitism
- Meeting with DPW regarding servicing of Town vehicles
- Bi-weekly Police Building Committee meeting to review and vote on change orders
- Weekly OAC meeting regarding Police Station project
- Meeting with Nexgrid regarding DPW carports and rooftop photovoltaic units
- Participated in joint hearing with Select Board and Advisory Board regarding Special and Annual Town Meeting Warrants
- Attended Advisory Board meeting with Anne Bastille and Lisa Clark on FY23 budget
- Attended Levitate concert parking meeting with Police Department
- Met with Fred Russell, Dan Pallotta and Carol Hamilton on Senior Center project
- Attended monthly Finance Team meeting
- Meeting with Steve Darcy to review some issues regarding Town government
- Meeting with Cyndee Marcoux and Lisa Clark on new copy machines for library patrons and staff
- Sent out press release on Recreation Department Easter Egg Hunt on April 9, 2022
- Conference Call with Labor Counsel on personnel issues
- Phone discussion with Matt Glaser regarding holiday lights
- Meeting with Danielle Kerrigan and Fire Chief Jeff Simpson for his annual review
- Attended the Recreation Trails Committee meeting and event at Daniel Webster Estate
- Sent out Covid-19 update and press release for Town Hall clinic
- Handled personnel issue at the Library with Danielle Kerrigan

Michael Maresco gave an update on the Vaccination Clinic and said that the Town Hall clinic will open tomorrow and operate on Tuesdays and Thursdays from 9:00 a.m. until 3:00 p.m. by appointment with all three vaccines available.

Fuel Storage Registrations – Christopher Rohland read through the list of Fuel Storage License holders as follows:

Marshfield Municipal Airport  
Quirk Kia South  
Quirk Chrysler, Dodge, Jeep, Ram  
Williams Coal & Oil Company  
Roht Marine  
Speedway #2470  
Prime Gasoline  
Shell  
Ocean Street Auto Repair and Services  
Marshfield Country Club  
Public Petroleum  
Rand-Handy Oil Co.  
McDougall Bros.  
Cedarview Filling Station  
Green Harbor Marine  
Taylor Marina

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Christopher Rohland moved, seconded by Stephen Darcy, to approve the renewal of these registrations for storage of fuel contingent on receipt of paperwork and fee and clearance by the Collector’s Office. The vote was unanimous.

Beach Hires – Lt. William Sullivan appeared before the Board and gave some details on his recommendations on staffing for the 2022 beach season. After a brief discussion, Christopher Rohland moved, seconded by Stephen Darcy, to hire the individuals listed below as recommended by Lt. Sullivan.

**REHIRES:**

<u>Lifeguards</u>	<u>Parking/Snack Bar/Work Crew</u>
Mitch Davis	Jake Murphy
Connor Merrick	Michael Marini
Amanda Dustin	Jenny Brown
Liam Healy	Thomas Burgoyne
Mackenzie Murphy	Megan Clougherty
Brendan Finneran	Nathan Zimmer
Daniel Stack	Kristen Gonsalves
Michael Walsh	Siobahn Keane
Tyler Slate	Howard Studley
Charlie Simpson	Norman Macgilvary
Maryann O’Donnell	Katelyn Kaulbfliesch
Ashley Brennan	Elias Horne
Riley McNealy	Rachel Murphy
Dylan Ward	Maria Ramos
Amanda White	Josie Flavius
Nichole Murphy	Brendan White
David Kaminski	Gabriella Silvera
Emma Connelly	Jeremy Curto
Kylie Norelus	Patrick McManus
Anthony Molander	

**NEW HIRES:**

James Murphy  
Dylan Tranfaglia  
Andrew Braithwaite  
Jay Vigilante  
Liam Connolly  
Harry Connolly  
Shannon Flaherty  
Lauren Buckley  
Megan Connelly  
Brian Griffin  
James Emery  
Michael Hurley  
Kara Leahy  
Joseph Corbo  
Susan Sloane

The vote was unanimous.

Roche Bros. Application for Change of Manager – Christopher Rohland read into the record the public notice regarding this hearing. Lawrence Baxter appeared before the Board and gave some details on his background and qualifications. Mr. Baxter said that he has worked for Roche Bros. for over 38 years, has managed other Roche Bros. stores with liquor licenses and is TIPS certified. Christopher Rohland moved, seconded by Stephen Darcy, to approve the application for Change of Manager at Roche Bros. Supermarket located at 605 Plain Street from Paul Gaughan to Lawrence Baxter. The vote was unanimous.

Green Harbor Lobster Pound – Commercial Parking Permit – After a brief discussion, Christopher Rohland moved, seconded by Stephen Darcy, to grant a commercial parking permit for 46 spaces at the Green Harbor Lobster Pound, 131 Beach Street from April 15, 2022 through September 15, 2022 contingent on clearance from the Collector’s Office. The vote was unanimous.

Permission to Accept Donation – Animal Control – Michael Maresco gave some details on this donation from the Friends of the Marshfield Animal Shelter. Christopher Rohland moved, seconded by Stephen Darcy, to approve the request to accept a donation of dog kennels valued at \$13,708 from the Friends of the Marshfield Animal Shelter. The vote was unanimous.

Request to Waive Building Permit Fees – Michael Maresco gave some details on this request. Christopher Rohland moved, seconded by Stephen Darcy, to waive the building permit fees to move three sheds that will be relocated from the Fairgrounds vaccination clinic to the Town Hall parking lot, Rexhame Beach parking lot, and Fire Headquarters. The vote was unanimous.

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Application for Annual Peddlers License – After a brief discussion, Christopher Rohland moved, seconded by Stephen Darcy, to grant an annual peddlers license to Lolly Jolly Waffles LLC for the operation of a food truck at an event at South Shore Buds on April 23, 2022 and other events in Marshfield with approval of the event organizer, pending approval from the Board of Health. The vote was unanimous.

Dangerous Dog Hearing – Christopher Rohland read into the record the public notice regarding this hearing and gave some details on the hearing process. Lt. William Sullivan, Animal Control Officer Griffin Webb and dog owners Dina Brown and Daniel Cookson appeared before the Board and were sworn in by Robert Galvin. Griffin Webb gave a detailed timeline of incidents involving Ms. Brown and Mr. Cookson’s dog Chelsea. Christopher Rohland asked why this is just coming before them now since the issues with this dog date back to January 2021. Griffin Webb said that he worked with the owners to try measures to control the dog after the early incidents, but the bites have recently escalated and they have exhausted all mitigation methods. Lt. Sullivan said that they like to be proactive and give the dog owners time to remedy the situation before coming to the Board of Selectmen for a hearing. Stephen Darcy asked how many times the Police and Animal Control have been called to this address. Griffin Webb said that they have been there well over 50 times. Stephen Darcy asked if Officer Webb has a sense of how the neighbors feel about the dog. Officer Webb said that the neighbors are not comfortable with the dog being there and are very concerned for their safety. James Kilcoyne asked if the dog was removed from the property after the owners received the letter from property management. Griffin Webb said it was not.

Christopher Rohland asked Dina Brown and Daniel Cookson if they had anything to say. Dina Brown said that she and Mr. Cookson are drug addicts and are currently in treatment. Ms. Brown said that Chelsea never bit anyone when they lived in Florida. Ms. Brown said that they rescued the dog at 8 weeks old and never had any problems with her for the first five years, but they were not properly caring for the dog during their addiction. Ms. Brown said that the police have been called multiple times due to drug overdoses at their apartment and said that the bite incident shown in the picture was after she and two people she was with overdosed and Chelsea was trying to wake her and probably saved her life. Ms. Brown said that she does drug testing every other day now and added that losing the dog would be harmful to her recovery.

Christopher Rohland congratulated Ms. Brown and Mr. Cookson on recognizing their addiction and doing something about it. Mr. Rohland said that this is a difficult decision because other people’s safety is involved. Stephen Darcy said that he appreciates Ms. Brown and Mr. Cookson’s candor and asked what they see as the path forward to assure the safety of others. Daniel Cookson said that they are living with his parents in a more residential area now. Mr. Cookson said that they have a fenced in yard where Chelsea cannot escape and is no longer confined in an apartment. James Kilcoyne noted that Tracy Britt, the dog training expert, said in her report that Chelsea would require extensive training to keep the public safe and asked if Ms. Brown and Mr. Cookson felt they would be able to commit to and afford that type of long term training. Mr. Cookson said that they both have steady employment and more financial stability now. Dina Brown agreed that they are much more financially stable now than during their addiction and said that they will do whatever is necessary to keep Chelsea. Christopher Rohland said that the incidents over the past year are very disturbing and he does not see a path forward that would keep Chelsea from biting in the future. Stephen Darcy said that he is a big believer in animal rehabilitation, but it is concerning that Tracy Britt does not feel confident that this dog can be rehabilitated and he thinks this is a public safety concern.

Robert Galvin read the reasons under MGL Ch. 40 Section 157 whereby a dog can be found NOT dangerous and noted that none of these reasons apply in this case. James Kilcoyne said that he is sorry that he cannot find any circumstances that would allow him to determine that this dog is not dangerous. After a brief discussion, Christopher Rohland moved, seconded by Stephen Darcy, based on the evidence presented at this hearing to find that the dog Chelsea is a dangerous dog. The vote was unanimous. Robert Galvin outlined the options available for dealing with a dangerous dog. Christopher Rohland said that it

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appears that this dog cannot be confined or controlled, and he does not want to be responsible for another person or animal being injured. Mr. Rohland recommended that the dog be humanely euthanized. Stephen Darcy agreed that this is a last resort, but all other options have been exhausted. James Kilcoyne said that his duty is not just to be compassionate to Ms. Brown, Mr. Cookson and Chelsea, but to protect the citizens of the Town, and very regretfully agreed that the dog should be humanly euthanized. Christopher Rohland moved, seconded by Stephen Darcy, to order that the dog be humanely euthanized within 10 days. The vote was unanimous. Ms. Brown and Mr. Cookson left the hearing room. Robert Galvin noted that there is a 10 day appeal period and we will serve them with that notice so that they can exercise their rights. Lt. Sullivan and Officer Webb thanked the Board for their compassion under difficult circumstances.

Pole Hearing – Ferry Street – Christopher Rohland read the public notice regarding this hearing into the record. Karen Johnson from Eversource Energy and Jeff Suveg from the Marshfield Municipal Airport appeared before the Board. Ms. Johnson gave some details on this request for permission to install one new pole and underground cable and conduit on Old Colony Lane to support installation of an electric car charging station at the airport. After a brief discussion, Christopher Rohland moved, seconded by Stephen Darcy, to approve this petition. The vote was unanimous.

Application for One-Day Entertainment License – Frozen 4 – Ben Virga appeared before the Board and gave some details on this event which is planned to take place outside of South Shore Buds on April 23, 2022. Mr. Virga reviewed steps to be taken to make sure there is no consumption of cannabis on the premises including extra staffing and a detail officer as required by the Marshfield Police Department. Mr. Virga said that all products sold will be in sealed bags that will need to be placed in vehicles before customers can attend the outdoor festival. Christopher Rohland said that Frozen 4 has been a great business owner in Town and has done everything required in the Host Agreement. Mr. Rohland said that the biggest challenge will be ensuring that people are not going to consume on the premises. Mr. Virga said that they are taking steps to ensure that this does not happen. Chief Tavares said that any concerns the Police Department had have been addressed. James Kilcoyne asked if they explored other locations for this event. Mr. Virga said that the event is an official grand opening as well as a celebration of 4/20 so another location would not make sense. After a brief discussion, Christopher Rohland moved, seconded by Stephen Darcy, to grant this one-day entertainment license to Frozen 4 Corp. dba South Shore Buds for a community engagement event on Saturday April 23, 2022 from 10:00 a.m. until 6:00 p.m. The vote was unanimous.

Application for Temporary Entertainment and Common Victualler Licenses – Circus Smirkus – Christopher Rohland gave some details on this event, which was an annual event prior to the pandemic. After a brief discussion, Christopher Rohland moved, seconded by Stephen Darcy, to grant a temporary entertainment license to the Marshfield Education Foundation for Circus Smirkus at the Marshfield Fairgrounds on July 20, 21, 22 and 23, 2022, pending approval from Board of Health, Building Department, Marshfield Police and Fire Department. The vote was unanimous. Christopher Rohland moved, seconded by Stephen Darcy, to grant a common victualler license to the Marshfield Education Foundation for Circus Smirkus at the Marshfield Fairgrounds on July 20, 21, 22 and 23, 2022, pending approval from the Board of Health. The vote was unanimous.

Application for Temporary Wine & Malt License – North River Arts Society – Michael Maresco gave some details on this annual event. Christopher Rohland moved, seconded by Stephen Darcy, to grant a temporary wine & malt license to the North River Arts Society for the Festival of the Arts on May 27, 28 and 29, 2022, pending approval from Marshfield Police and Fire. The vote was unanimous.

Application for Temporary Wine & Malt License – Marshfield Hills General Store – Christopher Rohland moved, seconded by Stephen Darcy, to grant a temporary wine & malt license to Tish Vivado, Marshfield Hills General Store, for the Festival of the Arts on May 28 and 29, 2022, pending approval from Marshfield Police and Fire. The vote was unanimous.

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Acceptance of Minutes – Christopher Rohland moved, seconded by Stephen Darcy, to accept the minutes of March 28, 2022 as written. The vote was unanimous.

Executive Session – At 8:20 p.m. Mr. Rohland moved, seconded by Mr. Darcy, to go into Executive Session to discuss strategy relating to collective bargaining and to conduct collective bargaining sessions with the Marshfield Firefighters Union pursuant to General Laws, c. 30A, sec. 21(a)(2). The vote was unanimous. Roll Call Vote: Mr. Rohland –aye; Mr. Darcy – aye; Mr. Kilcoyne – aye.

Mr. Rohland moved, seconded by Mr. Darcy, to close the executive session at 10:20 p.m. and adjourn the meeting. The vote was unanimous. Roll Call Vote: Mr. Rohland –aye; Mr. Darcy – aye; Mr. Kilcoyne – aye. There were no votes taken in executive session.

Respectfully submitted,

Catherine Burke

*The following documents and exhibits were presented at the meeting: application and backup information for Roche Bros. Change of Manager; notice and information for Dangerous Dog hearing; public notice and petition for Eversource pole hearing; list of applicants for renewal of fuel storage registration; renewal notice for Green Harbor Lobster Pound commercial parking permit; request to accept donation of dog kennels; list of recommended beach hires; request for waiver of building permit fees; application for temporary entertainment license from Frozen 4 Corp. and recommendations from Police and Town Counsel; application for annual peddlers license from Nina Furness; application for temporary entertainment license for Circus Smirkus; application for temporary common victualler license for Circus Smirkus; application for temporary wine & malt license for North River Arts Society; application for temporary wine & malt license for Marshfield Hills General Store*