

PLYMOUTH COUNTY COMMISSIONERS
EXECUTIVE SESSION MEETING

February 12, 2016

In Accordance with MGL, Chapter 30A, Section 21, held for the purpose of discussing the consideration of the purchase, exchange or lease of real property - "Wood Lot" shown on Assessors Map 88 as Lot 54, Plymouth, MA, to update and discuss strategy with respect to collective bargaining with the SEIU and OPEIU, and to discuss litigation with respect to the County of Plymouth v Department of Environmental Protection (docket PLCV14-01289) re. Plymouth Dump and South Street Transfer Station, the Board voted to enter into Executive Session and to not return to open public session at 9:57 a.m. Chairman Pallotta called the roll: Commissioner Hanley-Yes. Chairman Pallotta-Yes.

Update on South Street Transfer Station/Landfill

Administrator Basler updated the Commissioners with respect to litigation for County of Plymouth v Department of Environmental Protection (docket PLCV14-01289) re. Plymouth Dump and South Street Transfer Station. According to Attorney Nagle: "DEP's request for reconsideration is still pending, which arguably tolls the deadline for appeal, but their deadline to appeal judge's decision is about to expire, so they are filing notice of appeal (to appellate court) to cover themselves just in case. We don't have to do anything here. Also, on the 21E lawsuit against the town, I am drafting discovery requests and expect to have them ready to go by next week. I will check in before serving them to the town."

Update on Land Use and Contract Negotiations for the "Wood Lot"

Administrator Basler updated the Commissioners on discussions with Brad Cushing. He is in Florida till June. Mr. Cushing wants to know if the Commissioners want him to move forward with excavation or not given his permit approval from the Town of Plymouth. Mr. Cushing also stated that his offer stands for the trading of the property to achieve access to the Woodlot. The Commissioners instructed the Administrator to reach out to Mr. Cushing with the message that due to ongoing litigation and concern from local environmentalists, the Commissioners would like to return the funds to Mr. Cushing that were received for the project. Administrator Basler will follow up via call and email. The Commissioners are still interested in moving forward with the idea of a land swap.

Update on Union Negotiations with the SEIU and the OPEIU

Administrator Basler and Attorney Gildea updated the Commissioners on the negotiations meetings held with the OPEIU Registry Union. Costs of the unions 3% COLA request were discussed and the proposal was rejected. Attorney Gildea and Administrator Basler will continue negotiations sessions.

Executive Session ended at 10:30 a.m.

Respectfully submitted,
Frank Basler, Administrator