

**PLYMOUTH COUNTY COMMISSIONERS**  
**EXECUTIVE SESSION MEETING**

**November 4, 2015**

**Executive Session**

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 and Gary Bousquet V Plymouth County, the Board voted to enter into Executive Session and to return to open public session at 5:35 p.m. Chairman Pallotta called the roll: Commissioner Hanley-Yes. Commissioner Wright-Yes. Chairman Pallotta-Yes.

**Executive Meeting Minute Acceptance**

Motion by Commissioner Wright to accept the executive session meeting minutes from June 9, June 24, July 16, August 17, August 24, September 21, September 24 and October 8 of 2015. Seconded by Commissioner Hanley.  
Vote: The motion passed unanimously.

**Update on South Street Transfer Station/Landfill**

Update with respect to litigation for County of Plymouth v Department of Environmental Protection (docket PLCV14-01289) re. Plymouth Dump and South Street Transfer Station. The Superior Court date for hearing for judgement on pleading is scheduled for Nov 16 and the Administrator will attend. Also, answers from the town of Plymouth based on the County suit are due early next week.

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

The Administrator established communications with Verizon and has worked with the Treasurer on financial issues to clarify the existing tower leases for payment of \$175,500 in past and current lease payments and \$69,000 for clarification of Verizon's ownership of the towers. The County would look to complete a RFP next year at the end of the current leases for continued rental income and sub lease income. Attorney Gildea discussed the idea of the contract ownership. Commissioner Hanley made a motion for Chair Pallotta to review documents and move forward with the clarifications in the best interest of the County. The motion was seconded by Commissioner Wright.

Vote: The motion passed unanimously.

**Kingstown Corp ZBA update**

The Administrator forwarded the ZBA decision granting a permit to Kingstown for 201,000 cubic yards of sand/gravel given noted conditions and subject to appeal. The excavation location on the "Wood Lot" moved a bit south. The Administrator met with Brad Cushing. Mr. Cushing stated that the Commissioners were aware of and approved the shifting of the land from the original area on the north of the plot to an area south of the power line easement. Mr. Cushing

feels there are funds owed due to excavating 201K of gravel instead of 250K. Finally, Mr. Cushing wanted the Commissioners to know that he is still open to negotiating to give the County access through his land in lieu of a land exchange. The Administrator will reach out to Mr. Cushing to continue discussions and look for solution to the issues. The Administrator will also be meeting with Joe Iantosca next week to discuss projects and access on his land.

**Update on litigation of Gary Bousquet V Plymouth County**

The Administrator is answering interrogatories with Attorney Gildea and his team. The case is a slip and fall case stemming from an October 21, 2011 incident.

**Update and discuss strategy on Union Negotiations with SEIU and OPEIU**

SEIU Unfair Labor Practice Update- a meeting was held at the DLR on October 14 between the union and Attorney Gildea and me. After mediator conferences with both sides on the facts of the case, the union withdrew their complaint. We will be negotiating with the SEIU for both unions during November.

The Administrator then updated the Commissioners on union negotiations with the Registry Union. The Commissioners requested financial analysis be completed as to the proposal for costs of the insurance changes. The Administrator will send the analysis out this week.

Commissioner Hanley motioned, seconded by Commissioner Wright, to come out of executive session and return to open session. Roll call vote: Commissioner Hanley - yes, Commissioner Wright - yes and Chair Pallotta - yes.

Executive Session ended at 6:42 PM.

Respectfully submitted,  
Frank Basler  
Administrator