

Date: September 14, 2009

Date Minutes Approved: September 28, 2009

BOARD OF SELECTMEN MINUTES

Present: Elizabeth Sullivan, Chair; Christopher Donato, Vice-Chair, and Jon Witten, Clerk.

Absent: No members were absent.

Staff: Richard MacDonald, Town Manager; and Barbara Ripley, Executive Assistant.

The meeting was called to order at 7:00 PM.

OPEN FORUM

Ms. Mary Marshall, resident of Ledgewood Drive, asked a question about the letter from the Town Manager to the Police Chief, dated June 4, 2009, in which the Town Manager said he would not be renewing the Chief's employment contract. In that letter, the Town Manager said that he would like to take the Police Department in a new direction. Ms. Marshall asked that the Town Manager describe this new direction, and how the new direction will benefit the Town of Duxbury.

Ms. Sullivan said that she would postpone this issue until the end of the meeting, since there were several people present with scheduled items.

INTRODUCTION OF NEW WATER SUPERINTENDENT

Mr. MacDonald explained that Mr. Peter Mackin has been working as the Acting Superintendent since the resignation of Mr. Paul Anderson. He was the first choice of the selection committee for the new position. Mr. Mackin stated that he is very pleased to have been chosen for the position, and is grateful for the Town Manager's confidence in him.

AMENDMENT TO VENDOR LICENSE (JAKE'S HOT DOGS)

Jake Genereux, and his father, Mr. Paul Genereux, were present. Jake explained that he would like to sell hot dogs at the Ray Coppens Soccer Fields on Sundays during the Fall Soccer Season. The Selectmen reviewed correspondence from Recreation Director, Mr. Gordon Cushing, pertaining to this request. Mr. Cushing recommended that this permission be granted for one year only, and be reviewed on an annual basis. This year, Duxbury Youth Soccer (DYS) will not be staffing the concession stand on Sundays. However, they may in future seasons. Mr. Cushing would not like to see anyone completing with Duxbury Youth Soccer, since DYS is a non-profit entity.

Mr. Witten moved that the Board grant permission to Jake Genereux to operate his hot dog stand at the Ray Coppens soccer fields on Sundays from 11:00 AM through 3:00 PM, during the Fall 2009 Soccer Season only. Second by Mr. Donato. Vote: 3:0:0.

ONE-DAY LIQUOR LICENSE REQUEST: CHRISTINE DALEY FOR DUXBURY YOUTH HOCKEY

Ms. Christine Daley was present to describe a fundraiser which will be held at a private residence. Approximately 130 people are expected, and a police detail officer will be hired to help with parking.

Mr. Donato moved that the Board grant a One-Day Wine & Malt license to Ms. Christine Daley, to hold a fundraiser at the home of Walter and Catherine Rudicus on Saturday, September 19, 2009 from 7:00 PM to 11:00 PM, subject to the conditions listed on the permit. Second by Mr. Witten. Vote: 3:0:0.

EXECUTION OF MEMORANDUM OF AGREEMENT WITH DISPATCHER'S UNION

Ms. Jeannie Horne, Human Resources Officer, was present. She explained that this is a retroactive agreement, for the term of July 1, 2008 to June 30, 2009. The Dispatcher's have been working without a contract since June 30, 2008. This one-year agreement puts the Dispatcher's on the same contract renewal schedule as other Town unions. Like other unions, they are currently negotiating a contract for a term beginning July 1, 2009. The settlement agreement under discussion this evening allows for a 2% wage increase (retroactive to July 1, 2008), as well as provisions pertaining to hours of work, holiday pay, vacation pay, and sick pay.

Mr. Witten moved that the Board of Selectmen execute a Settlement Agreement by and between the Town of Duxbury and the Duxbury Police Dispatchers Union, M.C.O.P., Local 376A for the term July 1, 2008 to June 30, 2009. Second by Mr. Donato. Vote: 3:0:0.

TOWN MANAGER BRIEF

Intersection of Route 53 & Winter Street: Mass Highway will hold a public hearing on Tuesday, September 29 at 7:00 PM in the Mural Room of Town Hall, regarding planned improvements to the Intersection of Route 53 and Winter Street.

Annual Town Report: Barbara Ripley is compiling information from departments and committees for the Fy09 Annual Town Report.

Building Permits: Construction costs for August 2009 were 1.4 million dollars.

Building Committee: The Town Manager has appointed seven members, and three ex-officio members to the newly created Permanent Town Wide Building and Maintenance Committee. This committee will replace the Public Safety Building Feasibility Study Committee. The committee will be responsible for reviewing new building construction, building and facility improvements, and major building maintenance for the Town and schools. The members are: Paul Brogna, Dennis Nolan, Frank Mangione, Lee Kennedy, Adam Yanulis, Andre Martecchini, and Elizabeth Lewis. The ex-officio members are: Peter Buttкус, John Heinstedt, and Scott Lambiase.

ANNOUNCEMENTS AND COMMENTS

H1N1 Education: Lisa Crowner, Health Educator from the Department of Public Health, Bureau of Communicable Disease Control, Division of Epidemiology and Immunization, will conduct a training session on the topic of the 2009 H1N1 pandemic influenza virus, on Monday, September 21 at 7:00 PM, at the Duxbury Senior Center. This training is intended

for members of the Medical Reserve Corps and the general public. No flu shots will be administered at the training.

Oyster Festival: Ms. Sullivan said that the 2009 Island Creek Oyster Festival was a huge success, despite the rainy weather.

Artificial Turf Field: Ms. Sullivan announced that the first event to be held on the new artificial turf field at the high school was a football game on Friday, September 11. The completed field was the result of years of work by the P.R.I.D.E. volunteer committee, and many school and town officials.

Duxbury Crossing: Mr. Witten commented on a memorandum from the Planning Board to the Zoning Board of Appeals pertaining to unauthorized tree-cutting at the Duxbury Crossing Comprehensive Permit Project. He agrees that the ZBA should pursue any and all means that are necessary and appropriate to put an attachment of an amount equaling the funds owed to the Town through a municipal charges lien under chapter 40, Section 58 that was adopted at Annual Town Meeting 2009, Article 28.

OPEN FORUM (RE-VISITED)

Question by Ms. Marshall: Mr. MacDonald stated that he would not be addressing Ms. Marshall's question this evening. He said that he has not had the opportunity to discuss all of his plans for the Police Department with the Selectmen yet, so that it would not be appropriate to discuss them this evening. Ms. Marshall thanked him for his response.

ADJOURNMENT

Mr. Witten moved for adjournment at 7:21 PM. Second by Mr. Donato. Vote: 3:0:0.