

Date: September 21, 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; Robert S. Troy, Duxbury Town Counsel, and Barbara Ripley, Executive Assistant.

The meeting was called to order at 8:30 AM.

DUXBURY BEACH TRIATHLON

Mr. Brian Noyes was present to request an increase in the number of participants allowed for the Duxbury Beach Triathlon, to be held on Saturday, September 26, 2009. His original application was for a total of 700 participants. He would like to allow 800 registrations. He says that most triathlons experience a minimum of 10% "no-shows", so he believes the actual number of participants will be very close to 700.

Ms. Ripley reported that the Board of Health and Fire Departments had no issue with the increased number of participants. The Police Chief said that his only concern is with the swim portion of the race. However, he said that if the Harbormaster is comfortable, that he would agree. The Harbormaster said that the additional number of participants may cause him to need additional staff for the event. Depending upon the mutual aid he is able to get from other towns, this may or may not result in increased cost to the event organizers. He also said that any required state or federal marine event permit(s) must represent the actual participant numbers.

After discussion, Mr. Donato moved that the Board approve an increase in the number of participants in the 2009 Duxbury Beach Triathlon, contingent upon the following:

- permission from federal and state permit grantors;
- approval by the insurance company that is covering the event.

Second by Mr. Witten. Vote: 3:0:0.

EXECUTIVE SESSION

At 8:40 AM, Mr. Witten moved that the Board enter Executive Session in order to discuss pending litigation, since discussion in an open meeting could have a detrimental effect on the Town's litigation position, and to reconvene in Open Session afterward, for the purposes of adjournment only. Second by Mr. Donato. Roll Call Vote: Ms. Sullivan---aye; Mr. Witten---aye; Mr. Donato---aye.

END EXECUTIVE SESSION

At 9:20 AM, Mr. Witten moved that the Board end Executive Session. Second by Mr. Donato. Roll call vote: Ms. Sullivan---aye; Mr. Witten---aye; Mr. Donato---aye.

ADJOURNMENT

At 9:21 AM, Mr. Witten moved to adjourn the meeting. Second by Mr. Donato. Vote: 3:0:0.