

Date: December 7, 2009

Date Minutes Approved: December 14, 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; John Madden, Finance Director; and Barbara Ripley, Executive Assistant.

The meeting was called to order at 6:40 PM.

ENTER EXECUTIVE SESSION

At 6:41 PM, Ms. Sullivan moved that the Board enter Executive Session to discuss strategy with regard to collective bargaining contracts since an open meeting may have a detrimental effect on the Town's bargaining position. Second by Mr. Witten. Roll Call Vote: Mr. Donato---aye; Mr. Witten---aye; and Ms. Sullivan---aye.

END EXECUTIVE SESSION

At 7:22 PM, Ms. Sullivan moved to end the Executive Session and to re-convene in Open Session. Second by Mr. Witten. Roll Call Vote: 3:0:0.

OPEN FORUM

No items were brought forward for discussion.

FEE HEARING (TRANSFER STATION)

Mr. Madden said that additional time is needed to pull together all the information requested by the Selectmen last week. Mr. Witten moved that the Fee Hearing, regarding Transfer Station Fees, be continued to December 21, 2009. Second by Mr. Donato. Vote: 3:0:0.

PROPOSED TOWN MEETING ARTICLE—RECALL ELECTIONS

Mr. David Lowry, who has asked the Selectmen to sponsor this article, was present.

Mr. Witten said that he has reviewed the proposed language. He had several recommended changes. After extensive discussion, the following motion was presented:

Mr. Donato moved that the Board insert an article providing for recall elections in the Town of Duxbury, as drafted by Mr. David Lowery on November 30, 2009, with the following changes: A) The number of registered voters required to file an affidavit is raised from ten to one-hundred; B) The number of registered voters who must sign the recall petition is raised from 5% to 10%; and C) The last sentence of Section 7 is removed (pertaining to future appointments by a recalled official. Second by Mr. Witten. Vote: 3:0:0.

Ms. Sullivan emphasized that a vote to insert the article in the warrant is not a promise to support the article.

LICENSE RENEWALS

Mr. Witten moved that the Board of Selectmen renew the following liquor licenses for the year 2010, subject to satisfactory inspection by the Inspectional Services Department, and provision of proof of server training. Second by Mr. Donato. Vote: 3:0:0.

Common Victualler: All-Alcoholic Beverages

Mile Post Tavern
Tsang's Café
Wildflower Café

Inn-holder: All-Alcoholic Beverages

Winsor House Inn

Club: All-Alcoholic Beverages

Duxbury Veteran's Club
Village at Duxbury

Retail: All-Alcoholic Beverages

Millbrook Market
Bennett's General Store
Duxbury Wine & Spirits
Osborn's Country Store
Casey's Fine Wines & Spirits

Retail: Wine & Malt Only

Vintages Wine Shop
La Maison du Vin
Foodies Duxbury Market

Mr. Witten moved that the Board renew the All Alcoholic Restaurant License for the following establishment, with the condition that the license shall be effective for only so long as the licensee retains occupation, use, or control of the premises. Second by Mr. Donato. Vote: 3:0:0.

North Hill Country Club, Johnson Golf Management

Mr. Donato moved that the Board of Selectmen renew the following licenses for 2010, subject to the provision of all renewal paperwork and fees to the Board of Selectmen office. Second by Mr. Witten. Vote: 3:0:0.

<u>CLASS ONE AUTO</u>
Millbrook Motors, Inc.
<u>CLASS TWO AUTO</u>
Bayside Marine Corp.
New Duxbury Auto Sales
Saint George St. Garage
<u>COMMON VICTUALLER</u>
Alden Elementary School
Bay Path at Duxbury
Benchwarmer Sub Shop
Bennett's General Store
Bread Board @ Dux. High
Chandler School
Crossroads for Kids, Inc.
Depot Street Market
Dimitri's Pizza
D'Orazio's
Dunkin Donuts
Duxbury Beach Park
Duxbury Deli
Duxbury High School
Duxbury Middle School
Duxbury Pizza
Duxbury Senior Center
Duxbury Yacht Club
Farfar's Danish Ice Cream
First Parish Church
Foodies

French Memories
Holy Family Church
Mile Post Tavern
Millbrook Market
Miramar Retreat
My Little Bakery
ONE, LLC
Osborn's Country Store
Scoops, The Ice Cream Shop
Snug Harbor Fish Company
Tsang's Café, Inc.
Uncommon Grounds
Vintages Wine Shop
Wildflower Cafe
<u>ENTERTAINMENT</u>
Mile Post Tavern
Winsor House Inn
<u>GENERAL</u>
J's Ice Cream
Jake's Dogs
Duxbury Beach Park
<u>INNHOLDER</u>
Winsor House Inn
<u>FARMERS' MARKET</u>
Duxbury Farmers Regional Market

Mr. Donato moved that the Board renew the Common Victualler License for the following establishment with the condition that the license shall be effective for only so long as the licensee retains occupation, use, or control of the premises. Second by Mr. Witten. Vote: 3:0:0:

Johnson Golf Management, North Hill Country Club

ONE-DAY LIQUOR LICENSE: MR. EDWARD DEVNEW FOR THE DUXBURY YACHT CLUB/ MEMBERS CHRISTMAS PARTY ON DECEMBER 13, 2009

Ms. Donato moved that Mr. Edward P. Devnew, as a representative of the Duxbury Yacht Club, is granted a One-Day All-Alcoholic Beverage License to hold a members Christmas party at the Golf clubhouse on December 13, 2009, from 5:00 PM to 9:00 PM, subject to the conditions listed on the license. Second by Mr. Witten. Vote: 3:0:0.

TOWN MANAGER BRIEF

- 1) **The Massachusetts Department of Transportation sent a letter of support for traffic signals at the intersection of Routes 3 and 3A. However, no funding was offered. the Town of Duxbury is encouraged to coordinate efforts with the Town of Kingston and private developers in an effort to expedite this project.**
- 2) **Construction costs were \$2.4 million in November. There was one home construction project that cost \$1.2 million.**
- 3) **There was an H1N1 vaccine clinic today at the Duxbury Middle School. Approximately 500 injections were administered. The clinic went well. Mr. MacDonald thanked members of the Duxbury Bay Area Medical Reserve Corps, the Board of Health, and school staff.**
- 4) **Firefighter John Montosi was honored on November 29 for his heroic actions resulting in the rescue of a Pembroke woman from a house fire. He was awarded the Medal of Valor.**
- 5) **Connor Clarke, as part of his Eagle Scout application, has completed a mapping of graves at the Duxbury Cemetery. This information will be useful to many individuals and organizations.**

ANNOUNCEMENTS

- 1) **Ms. Sullivan announced that she attended the annual meeting of the Duxbury Beach Reservation. She noted that the Reservation does not intend to raise its fee for the Town's 2010 beach lease. She also announced that the Reservation may apply for a seasonal wine and beer license for Duxbury Beach Park.**
- 2) **The primary election to fill the seat of U.S. Senator Edward Kennedy will be held on Tuesday, December 8 at the Duxbury Middle School. Polls will be open from 7:00 AM to 8:00 PM.**
- 3) **The Town Manager will be making his FY2011 budget presentation at the Selectmen meeting of December 14, 2009.**

MINUTES

Mr. Witten moved that the Board approve the minutes of the Open Session of November 30, 2009, as presented. Second by Mr. Donato. Vote: 3:0:0.

ADJOURNMENT

Mr. Donato moved to adjourn the meeting at 8:20 PM. Second by Mr. Witten. Vote: 3:0:0.