

Date: May 3, 2010

Date Minutes Approved: May 10, 2010

BOARD OF SELECTMEN MINUTES

Present: Shawn Dahlen, Chair; Elizabeth Sullivan, Vice-Chair; and Christopher Donato, 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 7:46 PM. Mr. Dahlen explained that the meeting was scheduled to open later than usual this evening, due to the installation ceremony for Duxbury Police Chief Matthew Clancy.

OPEN FORUM

No items were brought forward.

MEETING OF THE WATER & SEWER COMMISSIONERS

Ms. Sullivan moved that the Board adjourn as Selectmen, with the purpose of convening as the Water & Sewer Commissioners. Second by Mr. Donato. Vote: 3:0:0.

After discussion, Ms. Sullivan moved that the Board commit the following charges to collection for water, sewer, and service: Water--\$537,243.81; Sewer--\$75,172.50; and Service---\$900.00; amounting in the aggregate to \$613,316.31. Second by Mr. Donato. Vote: 3:0:0.

Ms. Sullivan moved that the Board adjourn as Water & Sewer Commissioners and reconvene as Selectmen. Second by Mr. Donato. Vote: 3:0:0.

TWO EVENTS FOR THE DUXBURY BEACH PRESERVATION SOCIETY

The Duxbury Beach Preservation Society is a fundraising entity for the Duxbury Beach Reservation. Mr. Dahlen recused himself from the discussions and votes on these two events because he is a Director of the Duxbury Beach Reservation.

1) REQUEST FOR ONE-DAY LIQUOR LICENSE: TAMMY KIRK FOR DUXBURY BEACH PRESERVATION SOCIETY / Beach Party on August 14, 2010

Ms. Tammy Kirk and Mr. Steve Fitzgibbons, co-chairs for the Duxbury Beach Preservation Society Party were present. Ms. Maggie Kearney, President of the Duxbury Beach Reservation was also present. Ms. Kirk explained that they are hoping to have 500-600 people present at the event, and to have a bonfire this year. Ms. Kearney said that the Duxbury Beach Reservation is in support of the event.

Ms. Sullivan noted that Town Counsel had provided a memorandum regarding the steps that must be taken to be sure that there is no overlap between the One-Day

Liquor License for the Beach Party event, and the Seasonal Liquor License at Duxbury Beach Park 2.

Ms. Ripley explained that the event has grown larger this year. Public safety department heads have requested the opportunity to meet with the organizers to do more extensive planning. Additional requirements, beyond those listed on the permit, may be suggested by the Harbormaster Department.

Mr. Donato moved that Ms. Tammy Kirk, as a representative of the Duxbury Beach Preservation Society, be granted a One-Day All-Alcohol License to hold a beach party on Saturday, August 14, 2010 on the grounds of Duxbury Beach Park, from 6:30 PM to 12:00 AM, contingent upon the conditions on the permit, and upon the requirements to be set at a meeting with public safety department heads. Second by Ms. Sullivan. Vote: 2:0:1 (Mr. Dahlen did not vote.)

2) TAMMY KIRK FOR DUXBURY BEACH PRESERVATION SOCIETY / ROAD RACE ON AUGUST 14, 2010

Ms. Ripley explained that everything is in order for this event. The applicant will be working closely with the Harbormaster Department with regard to coordination with regular beach operations and endangered species protection.

Mr. Donato moved that Ms. Tammy Kirk, as a representative of the Duxbury Beach Preservation Society, is granted permission to conduct the Gurnet Classic Road Race, as a round trip to and from "Blakeman's Beach House" to the first crossover on Duxbury Beach on August 14, 2010, contingent upon the conditions listed on the permit. Second by Ms. Sullivan. Vote: 2:0:1 (Mr. Dahlen did not vote.)

HUMAN RESOURCES OFFICER RE: COLLECTIVE BARGAINING

Ms. Jeannie Horne, Duxbury Human Resources Officer, presented the final agreement for the Duxbury Police Union. This agreement had been negotiated between the Town and the Police Union over the course of several months. There are several language changes from prior agreements, pertaining to training, sick leave, and management rights. It is only a one-year agreement, because there are unresolved issues at the State level pertaining to the Quinn Bill.

Ms. Sullivan moved that the Board of Selectmen accept the collective bargaining agreement between the Duxbury Board of Selectmen and the Massachusetts Coalition of Police, Local 376B, Duxbury Police Union employees, from July 1, 2009 to June 30, 2010. Second by Mr. Donato. Vote: 3:0:0.

TOWN MANAGER BRIEF

- 1) **Police Chief:** The Town welcomed new Police Chief Matthew Clancy at an installation ceremony this evening. Mr. MacDonald thanked everyone who attended the event.
- 2) **Bond Rating:** Standard & Poor: The Town has achieved a AAA Bond Rating from Standard & Poor. This has helped to lower our borrowing costs significantly. Moody's: Moody's has just elevated our bond rating from AA2 to AA1. While this is an improvement, it is less than the Town deserves, according to the Town Manager and Finance Director. For example, Moody's suppressed our rating, in part because we do not have "enough debt." The Finance Director questions the wisdom of

exposing the Town to additional debt in an uncertain economy. The Town may consider discontinuing its participation with Moody's in the future.

ANNOUNCEMENTS

Mr. Donato announced that the American Red Cross DUXBURY COMMUNITY BLOOD DRIVE will be held on Monday, May 10, 2010 from 2 PM -7 PM at the First Parish Unitarian Church.

NEW BUSINESS

No items were brought forward.

OLD BUSINESS

No items were brought forward.

ENTER EXECUTIVE SESSION AND ADJOURN OPEN SESSION

At 8:05 PM, Ms. Sullivan moved that the Board enter Executive Session in order to discuss collective bargaining issues, since an open discussion could have a negative impact on the bargaining position of the Town, and then to adjourn immediately afterward. Second by Mr. Donato. Roll Call Vote: Ms. Sullivan---aye; Mr. Donato---aye; and Mr. Dahlen---aye.