

**Date: December 6, 2010**

*Date Minutes Approved: December 13, 2010*

## **BOARD OF SELECTMEN MINUTES**

**Present:** Shawn Dahlen, Chair; Elizabeth H. Sullivan, Vice-Chair; and Christopher Donato, Clerk.

**Absent:** None

**Staff:** Richard MacDonald, Town Manager, John Madden, Finance Director (arrived at 7 PM), and C. Anne Murray, Adm. Assistant.

### **CONVENED IN OPEN SESSION & ENTERED EXECUTIVE SESSION**

The meeting convened in Open Session at 6:31 PM. Upon convening, Ms. Sullivan moved that the Board enter Executive Session in order to consider the purchase, exchange, lease or value of real property since an open meeting may have a detrimental effect on the Town's negotiating position, and to reconvene in Open Session immediately afterward, in accordance with Massachusetts General Laws Chapter 30a, Section 21, Paragraphs 6. Second by Mr. Dahlen.

Mr. Dahlen, as Chair, declared that an open meeting may have a detrimental effect on the Town's negotiating position

Roll Call Vote: Ms. Sullivan—aye; Mr. Dahlen—aye. *(Mr. Donato arrived shortly after the vote.)*

### **RE-CONVENED IN OPEN SESSION**

Having completed and adjourned the Executive Session the Board of Selectmen re-convened at 6:53 PM. The public was invited into the room, and the Open Session resumed at 7 PM.

### **OPEN FORUM**

No items were brought forward for discussion from the audience.

In keeping with the Open Meeting Law, Mr. Dahlen mentioned that from this point on for any items which are brought forward during Open Forum the discussion will be limited to putting the topic on a future agenda. In this way the public will know that a given topic is to be discussed at a Board of Selectmen's meeting should they want to attend and participate.

### **JOHN HAMILTON RE: FUNDRAISING EVENT AT SENIOR CENTER ON JANUARY 22, 2011**

Mr. "Jack" Hamilton, a representative of the Friends of the Council on Aging, was before the Board with a request for a One-Day Wine & Malt License and to publicize an upcoming event.

Mr. Hamilton explained that it has come to the Friends' attention that there is a great need in the community for fuel assistance. So on Saturday, January 22<sup>nd</sup> from 6 PM to 11 PM the Friends will be sponsoring a Black Tie (Optional) Bingo Night with the proceeds from the ticket sales to go into a fuel assistance fund. Hors d'oeuvres will be served with the catering done by Mr. Peter Dewey. Tickets cost \$50 and will be available at the Senior Center. Mr. Hamilton encouraged the public to attend to support a worthy, community cause.

Ms. Sullivan moved to grant to Mr. John A. Hamilton, as a representative of the Friends of the Duxbury Council on Aging, a One-Day Wine & Malt License to hold a Black Tie fundraising event at the Duxbury Senior Center on January 22, 2011 from 6:00 PM to 11:00 PM, subject to the conditions on the license. Second by Mr. Donato. VOTE: 3:0:0.

**LICENSE RENEWALS**

**2011 LICENSE RENEWALS: ALCOHOL**

**Ms. Sullivan moved that the Board of Selectmen renew the following liquor licenses for the year 2011, subject to satisfactory inspection by the Inspectional Services Department, proof of liquor liability insurance, payment of all funds owed to the Town; and proof of server training:**

**Common Victualler: All-Alcoholic Beverages**

Mile Post Tavern
Sun Tavern
Tsang's Café
Wildflower Café

**Inn-holder: All-Alcoholic Beverages**

Winsor House Inn
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**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

**Seasonal: Wine and Malt Common Victualler**

Duxbury Beach Park 2
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**Second by Mr. Donato. VOTE: 3:0:0.**

**2011 LICENSE RENEWALS: ALL OTHER LICENSES**

**Ms. Sullivan moved that the Board of Selectmen renew the following licenses for 2011, subject to the provision that all renewal paperwork and fees to the Town of Duxbury be submitted to the Board of Selectmen office.**

<b><u>CLASS ONE AUTO</u></b>		
None		
<b><u>CLASS TWO AUTO</u></b>		
Bayside Marine Corp.		
New Duxbury Auto Sales		
Saint George St. Garage		
<b><u>COMMON VICTUALLER</u></b>		
Alden Elementary School		French Memories
Bay Path at Duxbury		Holy Family Church
Benchwarmer Sub Shop		Mile Post Tavern
Bennett's General Store		Millbrook Market
Bread Board @ Dux. High		Miramar Retreat
Chandler School		My Little Bakery
Crossroads for Kids, Inc.		ONE, LLC
Depot Street Market		Osborn's Country Store
Dimitri's Pizza		Scoops, The Ice Cream Shop
D'Orazio's		Snug Harbor Fish Company
Dunkin Donuts		Sun Tavern
Duxbury Beach Park 2		Tsang's Café, Inc.
Duxbury Deli		Uncommon Grounds
Duxbury High School		Vintages Wine Shop
Duxbury Middle School		Yo Taco
Duxbury Pizza		Wildflower Cafe
Duxbury Senior Center		
Duxbury Yacht Club		
Farfars Danish Ice Cream		
First Parish Church		
Foodies		

<b><u>ENTERTAINMENT</u></b>
Mile Post Tavern
Sun Tavern
Winsor House Inn
<b><u>LIVERY</u></b>
None

<b><u>GENERAL</u></b>
J's Ice Cream
Jake's Dogs
Duxbury Beach Park 2
<b><u>INNHOLDER</u></b>
Winsor House Inn
<b><u>FARMERS' MARKET</u></b>
Duxbury Farmers Regional Market

Second by Mr. Donato. VOTE: 3:0:0.

**BUSINESS**

**TOWN MANAGER BRIEF**

Mr. MacDonald mentioned the following items:

1. **Emergency Management Performance Grant:** Mr. MacDonald said that the Fire Chief informed him that the Fire Department has again received a \$4,000. Emergency Management Performance Grant. The funds can be used in running regional emergency operations centers and shelters. The Chief has been successful in obtaining this grant in the past, and he is to be commended for continuing to go after the funding.
2. **November Construction Costs:** Mr. MacDonald reported that the November Construction Costs were \$1,015,000. Mr. MacDonald said it is encouraging that Duxbury has been averaging about a million dollars per month.
3. **Jaycox Tree Farm:** Over the weekend 218 Christmas trees were sold at the Jaycox Tree Farm bringing in slightly over \$15,000, and that was on par with last year's sales. He commended Mr. Grady and the forester, who oversees the town-owned Jaycox Tree Farm.

- 4. Preliminary Budget Presentation: Mr. MacDonald announced that he will be making his Preliminary Budget Presentation to the Board of Selectmen and the public at next Monday night's Board of Selectmen's meeting at 7 PM.**

#### **ONE-DAY LIQUOR LICENSE REQUESTS**

*Patrick Browne for Duxbury Rural & Historical Society: Members Party/ 12-10-10*

**Ms. Sullivan moved that the Board of Selectmen grant to Mr. Patrick Browne, as a representative of the Duxbury Rural & Historical Society, a One-Day Wine & Malt License to hold a Members Party at the King Caesar House, 120 King Caesar Road, on Friday, December 10, 2010 from 6:00 PM to 8:00 PM, subject to the conditions on the license. Second by Mr. Donato. VOTE: 3:0:0.**

#### **EVENT PERMIT REQUESTS**

*MS Cape Cod Getaway Bike Ride*

**It was noted that this has been an annual event and there have been no problems with it in the past.**

**Ms. Sullivan moved that the Board of Selectmen grant to the National Multiple Sclerosis Society (Central New England Chapter) permission to conduct a portion of their 24th annual Great Mass Getaway Bike Tour in the Town of Duxbury on Saturday, June 25, 2011, contingent on the conditions in the license. Second by Mr. Donato. VOTE: 3:0:0.**

#### **ANNOUNCEMENTS**

**On behalf of the Board of Selectmen, Mr. Donato offered congratulations to the Duxbury High School Varsity Football Team for defeating Concord-Carlisle 35-13 on Saturday at Gillette Stadium to claim the MIAA division 2A Super Bowl crown and a perfect 13-0 record. He also congratulated Coach Maimaron and the coaching staff.**

**Ms. Sullivan announced that she will not be standing for re-election in March. She said that she has had an amazing experience serving as a Selectman for three terms. She believes that change is good, but that it is time for someone new to step forward to fill the seat. She ended by thanking the community for giving her the opportunity to serve for nine years.**

**Mr. Dahlen and Mr. Donato took a few moments to recognize Ms. Sullivan for her many years of service to the community; not only as a Selectman but having also served on the Finance Committee and the School Committee prior to that.**

#### **MINUTES**

**Ms. Sullivan moved to approve the Minutes of November 29, 2010, as presented. Second by Mr. Donato. VOTE: 3:0:0.**

#### **BOARDS AND COMMITTEES: APPOINTMENTS / RESIGNATION**

**Mr. Donato announced the Board received the resignation of Ms. Donna Theodossiou, as a member of the Alternative Energy Committee. On behalf of the Board, Mr. Donato extended their thanks to Ms. Donna Theodossiou for her diligent service.**

**Ms. Murray indicated that there are several openings on the Alternative Energy Committee (AEC). The Talent Banks have been given to the AEC, and they will be discussing potential candidates at an upcoming meeting.**

**OLD BUSINESS - No old business was brought forward for discussion.**

**NEW BUSINESS - No new business was brought forward for discussion.**

**ADJOURNMENT**

**Mr. Donato moved to adjourn the meeting at 7:15 PM. Second by Ms. Sullivan. Vote: 3:0:0.**

**LIST OF DOCUMENTS (available in Selectmen's office except where otherwise noted)**

- 1. Application for One-Day Liquor License: Friends of COA Black Tie Bingo Night 01-22-11**
- 2. List of License Renewals**
- 3. Town Manager's Brief: Emergency Management Performance Grant Information & November 2010 Construction Cost Coversheet**
- 4. Application for One-Day Liquor License Request: DRHS for Members' Party 12-10-10**
- 5. Event Permit: National Multiple Sclerosis Society 24<sup>th</sup> Annual Great Mass Getaway Bike Tour on 06-25-11**
- 6. Announcement: Congratulations to Dux. High School Varsity Football Team MIAA Div. 2A Super Bowl Champions**
- 7. Draft Selectmen Minutes: 11-29-10**
- 8. Board/Committee Resignation: Donna Theodossiou from Alt. Energy Committee**