

Date: July 2, 2012

Date Minutes Approved: July 23, 2012

BOARD OF SELECTMEN MINUTES

Present: Theodore J. Flynn, Chair; Shawn Dahlen, Vice Chair; and David J. Madigan, Clerk.

Absent: None

Staff: Richard MacDonald, Town Manager; John Madden, Finance Director; and C. Anne Murray, Administrative Assistant.

CONVENED IN OPEN SESSION

The meeting was called to order at 7:00 PM in the Mural Room.

SWEARING-IN CEREMONY: Robert Reardon, Promoted to Fire Captain

Fire Chief Kevin Nord introduced Firefighter/ Paramedic Rob Reardon, who was present for the swearing-in ceremony for his promotion to Captain. Chief Nord mentioned that Captain Reardon is a Certified Paramedic, has a Bachelor's Degree in Fire Science and Communication, and a number of firefighting certifications. He also acknowledged Capt. Reardon's wife, Jen, and other family members who were in attendance, along with a large contingent from Duxbury's Fire Department.

Chief Nord called upon Mrs. Nancy Oates, Duxbury Town Clerk, and Mrs. Oates administered the oath of office to Captain Reardon. Mr. MacDonald, in his role as appointing authority, spoke briefly of his high regard for Capt. Reardon, and then called upon Mrs. Reardon to pin the Captain's badge on her husband.

YEARS OF SERVICE RECOGNITION: DEPUTY CHIEF CHRISTOPHER WEST

Fire Chief Kevin Nord asked the Board's indulgence as he also had a surprise presentation. Chief Nord mentioned that as of last month Deputy Chief Christopher West marked his 25th year of dedicated service. Chief Nord took this opportunity to publically thank Deputy Chief West for his service, which he summed up by saying "He does it all." Deputy Chief West was presented with a certificate in recognition of his 25 years of service along with a well-deserved round of applause.

OPEN FORUM -Nothing was brought forward.

CLASS II LICENSE – USED AUTO SALES, JOHN WISBACH

Mr. Flynn recognized Mr. John Wisbach, the applicant for a Class II (Used Cars) License and asked him to explain to the Board his plans.

Mr. Wisbach said he is requesting the Class II License as he is looking to carry on the sale of used Jeeps and other used vehicles at the location of the former Millbrook Motors at 1474 Tremont ST. He plans to conduct business at this location under the business name of Millbrook Motors Cars, Inc. as a sublet tenant. The business would be for the sales, service, rental, and leasing of used vehicles with a focus on Jeeps.

He mentioned that the individual leasing the entire property will be before the Zoning Board of Appeals shortly. It is his understanding that there will be multiple entities at the location and as far as he knows they

have plans to include: a luxury car rental firm, used car dealer, service center, Jeep restoration facility, and an HVAC expert, who he indicated might be leasing space to do some fabrication onsite.

Mr. Flynn noted he received a communication from the Town Manager requesting that the Board of Selectmen take the matter under advisement as some questions have been raised by the Fire Chief and the Police Chief. Based on that he suggested that the Board continue the matter until the next Board of Selectmen's meeting (tentatively scheduled for July 23, 2012).

Mr. Dahlen moved to continue the public hearing of the application of Mr. John Wisbach for a Class II license until the next Board of Selectmen's meeting (tentatively scheduled for July 23, 2012.) Second by Mr. Madigan. VOTE: 3:0:0.

ACCEPT GIFT FOR ANIMAL SHELTER

Mr. Flynn indicated that the next item of business was for the Board to accept a donation. He mentioned that The Copeland Family Foundation made a \$5,000.00 donation to the Duxbury Animal Shelter. They have made several similarly large gifts in the past. The money can be used for medical and other needs of the animals at the Duxbury Animal Shelter.

Mr. Madigan moved that the Board accept, with gratitude, the Copeland Family Foundation, Inc., donation of \$5,000.00 for the Duxbury Animal Shelter. Second by Mr. Dahlen. VOTE: 3:0:0.

Before continuing Mr. Flynn recognized Eddy Ramos, the Duxbury Animal Control Officer, who was in the audience. Mr. Flynn mentioned that Ms. Susan Curtis, one of the principals of the Friends of the Animal Shelter, has spoken very highly of Mr. Ramos and he values her opinion. He knows that Mr. Ramos is very dedicated and thanked him for the hours he puts in above and beyond the requirements of his job. Mr. MacDonald added a few comments echoing Mr. Flynn's recognition of Animal Control Officer Ramos's work.

In response Animal Control Officer Ramos acknowledged the huge contributions the Friends of the Animal Shelter and specifically mentioned the following individuals for their efforts: Susan Curtis, Jean Downey, and Jocelyn Albertson.

BUSINESS

For Event Permits and One-Day Liquor Licenses, departmental reviews of the requests were done. There were no objections and departmental feedback was incorporated into the conditions listed on the permit or license.

ONE-DAY LIQUOR LICENSE REQUESTS

Duxbury Art Association – 95th Midsummer Art Show, August 3, 2012

Mr. Madigan moved that the Board of Selectmen grant to Ms. Mary Beth Brown, as a representative of the Duxbury Art Association, a One-Day All-Alcohol Liquor License to hold the 95th Annual Midsummer Art Show, on Friday, August 3, 2012 from 6:30 PM to 9:30 PM, at the Ellison Center for the Arts, 64 St. George Street, subject to the conditions listed on the license. Second by Mr. Dahlen. VOTE: 3:0:0.

Bayside Marine – Tournament Awards Night, August 11, 2012

Mr. Madigan moved that the Board of Selectmen grant to Mr. Jackson S. Kent, Jr., as a representative of Bayside Marine Corp., a One-Day Wine & Malt License for an event to be held at the Bayside Marine boat shed, 433 Washington Street, from 4:00 PM to 11:00 PM on August 11, 2012, subject to the conditions listed on the license. Second by Mr. Dahlen. VOTE: 3:0:0.

EVENT PERMITS – none

ANNOUNCEMENTS - none

MINUTES (*if available*) - none

TOWN MANAGER'S BRIEF

Mr. MacDonald mentioned the following items:

1. **Construction Costs for June:** Mr. MacDonald reported that the construction costs for June were \$2.6 million. He said he continues to be amazed and pleasantly surprised by the strong construction costs.
2. **MIIA Rewards** – Mr. MacDonald reported that thanks to the efforts of Susan Kelley, Jeannie Horne, former Executive Asst. Barbara Mello, and Anne Murray, and the participation of the Town employees, the Town has realized an insurance savings of \$34,600. through the MIIA Rewards Program. The savings are realized through a wide array of seminars and training programs.
3. **Fire Dept. Response to Gas Main Break in Kingston:** Mr. MacDonald commended the Duxbury Fire Department for its response and hands-on involvement at a gas main break that occurred in Kingston.
4. **4th of July Holiday Preparation:** The Town Manager reported that at his staff meeting today the Public Safety officials along with the DPW Director assured him that the departments are ready to assure a safe 4th of July holiday. He stressed that fireworks are illegal in Massachusetts and warned citizens that there will be patrols looking for anyone lighting them.
5. **Alleged Stabbing Incident:** Mr. MacDonald told the Board that he had received numerous calls following erroneous media reports of a stabbing incident this weekend in the Chandler School area. He indicated that the Police are following up, but it appears that this might have been a hoax.
6. **Commends Harbormaster and His Staff:** Mr. MacDonald mentioned that this weekend there was a violent pop-up thunderstorm in Duxbury during which the Harbormaster and his staff had to evacuate 30 people from 18 boats. He added that in the midst of people trying to leave the beach, a missing child was reported and as is standard operating procedure vehicles leaving the area were stopped. He reported the child was found unharmed. He publicly commended the professionalism of the Harbormaster and his staff for their handling of the situation.
7. **Transfer Station closed on July 4th:** Mr. MacDonald reported that the Transfer Station will be closed on Wednesday, July 4th.
8. **Crematory Opening Ceremony:** Mr. MacDonald again mentioned that there will be an official Opening Ceremony for the new Crematory on Monday, July 9, 2012 at 6:00 PM. He said the public is welcome to attend, but asked that people get to the site by following the signs ----through the Mayflower Cemetery access. Please do not get there via Mayflower Street.

9. **Gift of the Interfaith Council:** Mr. MacDonald asked the Selectmen to accept a gift of \$11,615. made by the Interfaith Council to the Recreation Department, which will allow 20 Duxbury children to attend camp. He added that the Interfaith Council has provided support in the past but this year's donation far exceeds the previous ones.

Mr. Madigan moved to accept the gift from the Interfaith Council in the amount of \$11,615. Second by Mr. Dahlen. VOTE: 3:0:0.

Mr. Madigan asked when the old Crematory might be taken down. Mr. MacDonald indicated that the exact timeframe has not been set as some staff members have had inquiries and are looking into the potential sale of some of the equipment. He said once those matters are settled then the demolition will be done, but he could not put an exact timeframe to it at this time.

COMMITTEE APPOINTMENTS / RE-APPOINTMENTS

The following votes were taken pertaining to appointments to Town Boards and Committees:

<u>Committee</u>	<u>Name</u>	<u>Appt or Re-Appt</u>	<u>Term Expires</u>	<u>Motion</u>	<u>Second</u>	<u>Vote</u>
Council on Aging	Richard B. ("Dick") Whitney	Re-Appt.	6-30-15	Mr. Madigan	Mr. Dahlen	3:0:0
Council on Aging	Shelley Beeby	Re-Appt.	6-30-15	Mr. Madigan	Mr. Dahlen	3:0:0
Council on Aging ALTERNATE	Rev. Elizabeth B. ("Betsy") Stevens	Re-Appt.	6-30-14	Mr. Dahlen	Mr. Madigan	3:0:0
Council on Aging ALTERNATE	Shirley McMahon-Oktay	Re-Appt.	6-30-14	Mr. Dahlen	Mr. Madigan	3:0:0
Council on Aging ALTERNATE	Terri Scott	Appt.	6-30-14	Mr. Dahlen	Mr. Madigan	3:0:0

ADJOURNMENT OF OPEN SESSION & RECONVENE IN EXECUTIVE SESSION

At 7:23 PM, Mr. Madigan moved that the Board adjourn the public session (i.e., Open Session) and reconvene in Executive Session to Discuss matters regarding the King Caesar Fund, which are of a confidential nature as the fund's purpose is to provide medical relief for the financially-needy residents of Duxbury, in accordance with Mass. General Laws Chapter 30a, Section 21, and then to adjourn directly from Executive Session. Second by Mr. Dahlen

As Chair, Mr. Dahlen declared that due to medical confidentiality it is necessary for King Caesar Fund cases to be discussed in Executive Session. Roll Call Vote: Mr. Flynn---aye; Mr. Dahlen---aye; Mr. Madigan---aye.

The public was asked to leave the room, and then the Executive Session began. The Executive Session Minutes are recorded separately.

LIST OF DOCUMENTS FOR OPEN SESSION MEETING

1. *Background Information Provided by the Fire Chief for Swearing-in Ceremony and surprise recognition of Deputy Chief West's years of service*

- 2. Event Permit Duxbury 375th Birthday Picnic on Sunday, June 17, 2012*
- 3. Class II License: Packet of information including: (a) recommendation that Selectmen take it under advisement pending additional departmental feedback; completed general license application; Surety Bond information; Worker's Compensation information; Completed REAP; Contact Information form; CORI and Cori Authorization; application fee PENDING. In addition several letters from Mr. Wisbach were included which provided information about his license application and /or plans along with a building diagram.*
- 4. Animal Shelter Donation: Information write-up and suggested motion*
- 5. Suggested Motions for Water & Sewer Commissioners and Commitment form*
- 6. One-Day All-Alcohol License for Duxbury Art Association's 95th Annual Midsummer Art Show on Friday, August 3, 2012 –application and feedback packet.*
- 7. One-Day Wine & Malt License for Bayside Marine Fish Tournament Awards Ceremony on Saturday, August 11, 2012 –application and feedback packet.*
- 8. Board & Committee Appointment Sheet 07-02-12: COA and COA Alternates*
- 9. Executive Session Motion*