

Date: June 2, 2014

Date Minutes Approved: June 16, 2014

BOARD OF SELECTMEN MINUTES

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

Absent: (none)

Staff: René J. Read, Town Manager; and C. Anne Murray, Administrative Assistant

I CALL TO ORDER

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

II OPEN FORUM - nothing was brought forward.

III NEW BUSINESS

RECOGNITION OF GOLD AWARD GIRL SCOUTS:

Janine Neprud & Madeline Buchanan

Mr. Flynn said that tonight the Board was recognizing two Gold Award Girl Scouts and explained the Gold Award is the Girl Scouts' equivalent to an Eagle Scout award for a Boy Scout. He explained that a Girl Scout must earn her Silver Award, complete a "Journey" and the project included in it, or complete two "Journeys" to be eligible for the Gold Award. The Gold Award project is something that the girls choose because it is a cause they are passionate about. It requires a total of 80 hours of planning and carrying out the project, with the mentoring by staff at the Council office in Middleboro.

He read a brief description of the Gold Award projects as described by Janine Neprud and Madeline Buchanan. Then Janine and Madeline were asked to rise, and Mr. Flynn read separate resolutions to honor Janine Neprud and Madeline Buchanan. The framed, signed resolutions were presented to the Gold Award Girl Scouts by the Board of Selectmen.

EXECUTE BONDS / Thomas Connolly, Treasurer

Mr. Connolly mentioned the following:

- The Town maintained its AAA with Standard & Poor's. He noted that the Town has a strong financial team, and John Madden, the Finance Director, did an excellent job leading the recent credit call. That along with the financial information provided by the financial team certainly helped with the rating.
- The Town received 9 bids on the \$3,489,000 General Obligation Municipal Purpose Loan of 2014 dated June 6, 2014.
- The bid was awarded to Raymond James and Associates of Petersburg, FL at a net interest cost 1.475270. The Town received a premium of \$173,363.25. So the true interest cost will be 1.413854.
- Included in this sale will be:
 - \$2,200,000. Power Point Bridge project
 - \$ 864,000. Pine Street Water Main project

\$ 425,000 Refinancing the bond of 12-15-02*

As the 2002 bond had an interest rate of 3.725488 and a true interest rate of 3.645238, Mr. Connolly said over the life of the bond the Town will realize a savings of about \$45,000.

Mr. Dahlen moved that the Board of Selectmen authorize Treasurer of the Town of Duxbury, Massachusetts to award the \$3,489,000. General Obligation Municipal Purpose Loan of 2014 Bonds dated June 6, 2014 to the bidder submitting the bid attached hereto in accordance with the terms set forth in the attached bid and in the Notice of Sale dated May 19, 2014, relating to the Bonds, subject to the approval of this award by the Board of Selectmen. Second by Mr. Madigan. VOTE: 3:0:0.

7:01 PM PUBLIC HEARING for Seasonal, All-Alcohol Package Store License for KBBJ Marketplace d/b/a Sandy Lambert's Marketplace

Mr. Flynn moved that the Board of Selectmen open the advertised public hearing for a Seasonal, All-Alcohol Package Store License for KBBJ Marketplace d/b/a Sandy Lambert's Marketplace, Sandy Barry, Manager, 277 Saint George Street, Duxbury MA. Second by Mr. Madigan. VOTE: 3:0:0.

Ms. Sandy Barry, the manager of Sandy Lambert's Marketplace, explained that she was seeking this license for the customers who have been coming in to the location for 60 years as currently she only holds a wine and malt license; not the all-alcohol license that was previously at this location.

Mr. Dahlen noted that the seasonal license would be for the period of April 1st through November 30, 2014.

The Selectmen asked "How many Seasonal (licenses) the Town has available?"

Attorney Phil Markella, the Applicant's legal representative, said that it was his understanding that the Town currently has three Seasonal, All-Alcohol Package Store Licenses.

Mr. Dahlen thought that Duxbury Beach Park (i.e., Blakeman's) has a seasonal license, but that is a wine and malt seasonal license. Atty. Markella also commented that it is an "on premises" seasonal license.

Ms. Murray indicated that she did not get the total number of seasonal licenses available, but was assured that the license being applied for is available.

The Chair asked if there were any questions or comments from the public, but no one indicated that they wanted to speak.

Mr. Flynn moved that the Board of Selectmen, acting as the Licensing Authority, approve a Seasonal, All-Alcohol Package Store License for KBBJ Marketplace d/b/a Sandy Lambert's Marketplace, Sandy Barry, Manager, 277 Saint George Street, Duxbury MA, subject to the conditions on the license. Second by Mr. Madigan. VOTE: 3:0:0.

Mr. Flynn moved that the Board of Selectmen close the public hearing for a Seasonal, All-Alcohol Package Store License for KBBJ Marketplace d/b/a Sandy Lambert's Marketplace. Second by Mr. Madigan. VOTE: 3:0:0.

BONUS SHELLFISH SEASON (*June, 2014*)

Mr. Flynn moved that the Board of Selectmen declare a temporary Bonus Shellfish Season:

- 1) for the commercial harvesting of soft shelled clams for the month of June, 2014 in accordance with posted Attachments B & C; and
- 2) for the commercial harvesting of quahog clams for the month of June, 2014 in accordance with posted Attachments A & C; and
- 3) for the recreational harvesting of softshell clams for the months of June, 2014 in accordance with posted Attachment D.

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

Mr. Madigan questioned why this month's Bonus Shellfish Season was only for one month when last month two months were approved. Ms. Murray answered that each month the Harbormaster, in his capacity as the Shellfish Constable, makes the determination regarding the Bonus Shellfish Season.

IV TOWN MANAGER'S REPORT

Mr. Read reported on the following topics:

1. Dredging Meeting: He said he had a call from Christina Pacheco from Sen. Ed Markey's office in response to the letter sent by the Board to our Congressional delegation requesting Federal funding for dredging projects in Duxbury Bay. Ms. Pacheco has advised him that she has been collaborating with Mike Jackman from Rep. Bill Keating's office to set up a meeting here in Duxbury (at DBMS) on the subject of dredging. That meeting will take place tomorrow at 5:00 p.m. at the Duxbury Bay Maritime School (DBMS). The meeting has been posted to allow the entire Board to attend.
2. Duxbury Beach Update: He announced there are 21 pairs of Piping Plover on Duxbury Beach with 19 established nests. The approximate hatch dates span from now through the 15th of this month, or slightly later, as there potentially two other pairs are likely to nest.

While it is impossible to predict whether or not the beach will be closed, we do anticipate restrictions being placed on those portions of the beach where nests and fledged birds may be found as we have done in prior years. We will continue to work closely with the Reservation and will be doing the best we can in terms of ensuring safe and appropriate access to the beach.

Something that is being offered this year to both non-residents and residents is if patrons visiting the beach find that the ORV beach access limits have been reached (250/250), free parking is being offered by the Reservation in their reserve parking lot which can accommodate between 3-350 vehicles. Information will be made available to patrons by the Harbormaster's staff when restrictions are imposed.

3. Fourth of July Parade: Mr. Read mentioned that on the 4th of July Parade will be on Friday, July 4th beginning at 2:00 p.m. It starts at Halls Corner and goes down Washington Street and ends at Duxbury High School. The Parade Awards Ceremony will be at 4 p.m. at the Duxbury Middle School.
4. Plymouth County Mosquito Control: He mentioned a memorandum was received from Mr. Tony Texeira, Superintendent of the Plymouth County Mosquito Control. The memorandum states: “The Duxbury Board of Health requests the mosquito adulticide applications be conducted at the following Town-owned properties starting on or about June 9, 2014: DPW Barn (behind Town Hall), Keene Street Field, Lincoln Street Field, Mayflower Cemetery, North Hill Country Club, Senior Center (10 Mayflower ST), Tarkiln Field (Summer ST), the Transfer Station (Mayflower ST), Wadsworth Field, and Blairhaven (Howland’s Landing).”

At the end of the Town Manager’s report, Mr. Madigan mentioned how the electronic signboard used to be placed at Rte. 139 and Rte. 14 intersection area when there were beach parking restrictions / closures. He inquired if the electronic signboards would be in place this year.

In response, Mr. Dahlen said that something that is new, and will be even better, is that now beach patrons can go to the Harbormaster’s website (www.duxburyharbormaster.org under “Current Beach Conditions”) and sign up to receive emails that will go to smart phones to tell you what crossovers are closed and notify you when either of the oversand areas are closed and when they are re-opened.

Mr. Read said he wasn’t sure about the usage of the signboards, but he would check on it.

5. Open House at Duxbury Middle School / Duxbury High School: Mr. Read added one item to his report. He mentioned that there was a notice in the *Duxbury Clipper*, but for those who might have missed it the gist of it was:
 - DMS/ DHS OPEN HOUSE: There will be an Open House on Saturday, June 21st at the Duxbury Middle School / High Schools for those who would like to walk the halls of the old schools one last time.
 - After the Open House the DMS/DHS will be officially closed with a flag lowering ceremony.
 - DMS/ DHS Yard Sale: During the Open House there will be a yard sale of items declared surplus: desk, chairs, books, TV carts, shelves, file cabinets, tables, easels, and TV/VCR/DVD equipment.
 - The DMS will undergo hazardous material removal and demolition on July 7th and the DHS will undergo the same on July 21st, with major demolition of both buildings scheduled to begin in September.
 - Ribbon-Cutting Ceremony for the Opening of the new DMS/DHS will be on Thursday, August 28th at 2:00 p.m.

V COMMITTEE APPOINTMENTS / RE-APPOINTMENTS / RESIGNATIONS

Committee	Name	Appointment or Re-appt.	Term Expires	Motion	Second	Vote
*Agricultural Commission	Lisa Betteridge	Re-appt.	6/30/2017	Mr. Madigan	Mr. Flynn	3:0:0
*Agricultural Commission	Roger W. Ritch	Re-appt.	6/30/2016	Mr. Madigan	Mr. Flynn	3:0:0

Committee	Name	Appointment or Re-appt.	Term Expires	Motion	Second	Vote
*Board of Health	Bruce Bygate	Re-appt.	6/30/2014	Mr. Flynn	Mr. Madigan	3:0:0
*Board of Health	Jerry Janousek	Re-appt.	6/30/2014	Mr. Flynn	Mr. Madigan	3:0:0
CPC At-Large member	Sarianna Seewald	Re-appt	6/30/2017	Mr. Dahlen	Mr. Madigan	3:0:0
*Duxbury Cultural Council	Carol Langford	Re-appt	6/30/2017 (T2)	Mr. Flynn	Mr. Madigan	3:0:0
*Duxbury Cultural Council	Suzanne Errasti	Appointment	6/30/2017 (T1)	Mr. Flynn	Mr. Madigan	3:0:0
*Duxbury Cultural Council	Thèsése Dimuzio	Appointment	6/30/2017 (T1)	Mr. Flynn	Mr. Madigan	3:0:0

Additional comments regarding the Boards and Committees:

*With the above-appointments the board or committee will be fully staffed.

Board of Health: At their May 15th meeting the Board of Health voted to maintain Dr. David Brumley as the Chair and Mr. Clint Watson as the Vice-Chair.

CPC: The Selectmen have the authority for the appointment of the At-Large member. The Open Space Committee has authority for the appointment of their representative to the CPC. Kathy Palmer, who has served as the Open Space Committee’s representative is being re-appointed by the Open Space Committee. With these appointments the CPC will be fully staffed.

VI MINUTES

05-19-14 Executive Session Minutes

Mr. Flynn moved the acceptance of the 05-19-14 Executive Session Minutes to remain unavailable until such time as they can be released. Second by Mr. Madigan. VOTE: 3:0:0.

05-19-14 Selectmen’s Minutes (Open Session)

Mr. Flynn moved the acceptance of the Open Session 05-19-14 Selectmen’s Minutes. Second by Mr. Madigan. VOTE: 3:0:0.

VII ANNOUNCEMENTS

Mr. Flynn mentioned the next scheduled Selectmen’s Meeting will be Tuesday, June 3, 2014 at the Duxbury Bay Maritime School at 5:00 PM. It will be regarding the dredging of Duxbury Harbor and the approach channel, and the congressional response to the request for assistance with funding. Mr. Read added that it is expected that there will be representatives from the House and Senate congressional delegations present.

VIII ADJOURNMENT

At approximately 7:28 p.m., Mr. Madigan moved that the Board adjourn. Second by Mr. Flynn.
VOTE: 3:0:0.

Minutes prepared by: C. Anne Murray

LIST OF DOCUMENTS FOR 05-19-14 SELECTMEN'S MEETING

1. *Agenda for 06-02-14 Selectmen's Meeting*
2. *OPEN FORUM: no documents*
3. *NEW BUSINESS:*
 - a. *RECOGNITION OF GOLD AWARD GIRL SCOUTS: Coversheet with background information on the Girl Scout Gold Award and each of the Gold Award Girl Scout's projects; and copies of Resolutions in honor of Janine Neprud & Madeline Buchanan*
 - b. *PUBLIC HEARING FOR SEASONAL, ALL-ALCOHOL PACKAGE STORE LICENSE FOR KBBJ MARKETPLACE – Coversheet with suggested motions and some background information; copy of the Seasonal All-Alcohol Package Store License; copy of the legal notice published May 21, 2014 in the Duxbury Clipper, and copy of the Form 43.*
 - c. *EXECUTE BONDS / Thomas Connolly –Certificate of Award, Bond Report (final); Copy of the Vote of the Selectmen to be executed; Standard & Poor's Rating of Duxbury, Massachusetts; General Obligation dated May 27, 2014*
 - d. *BONUS SHELLFISH SEASON FOR JUNE, 2014: Suggested Motion and copy of the Memorandum of May 15, 2014 from Donald C. Beers, Harbormaster/ Shellfish Constable pertaining to the Bonus Shellfish Season.*
4. *TOWN MANAGER'S REPORT DATED JUNE 2, 2014: 06-02-14 Memorandum to Selectmen from Anthony Texeira, Superintendent of Plymouth County Mosquito Control, and Duxbury Clipper article about the School Open House and move in dates.*
5. *APPOINTMENTS /RE-APPOINTMENTS & RESIGNATIONS: FY'15 Board and Committee Appointments / Re-appointments 06-02-14 sheet*
6. *MINUTES: EXECUTIVE SESSION MINUTES: 05-19-14 Executive Session Minutes – DRAFT (moved to Exec. Session file) OPEN SESSION MINUTES: 05-19-14 Selectmen's Minutes-DRAFT*
7. *ANNOUNCEMENTS: Next meeting information.*