

Date: September 8, 2014

Date Minutes Approved: September 15, 2014

BOARD OF SELECTMEN MINUTES

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

Absent: None

Staff: René J. Read, Town Manager; Nancy R. O'Connor, Executive Assistant

CONVENED IN OPEN SESSION –

I. CALL TO ORDER

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

II. OPEN FORUM

No items were brought forward for discussion

III. NEW BUSINESS

Swearing in Ceremony of Sergeant Dan Brown, Duxbury Police

Chief Matt Clancy introduced new Sergeant Daniel Brown and his family, his mother, wife Becky, son Patrick and daughter Sarah. It's been a little over ten years since we have had a sergeant promotion. This is a milestone for the department and also a milestone for the Browns. Tom Brown, Jr. and Dan were the top two on the promotion list. Their dad, Tom, worked for the department for 17 years and was promoted to sergeant in 1987. Sergeant Brown, unfortunately, left us far too early in 1991. The Town is lucky that his boys are following the police tradition. Dan is a Duxbury High School graduate. He holds a Master's Degree in Criminal Justice from Curry College and a Bachelor's of Business Administration in Investment Finance from UMass Amherst. Prior to becoming a police officer, he worked in the financial services industry for State Street Global Advisors. He has been with us for 15 years. He was hired in 1999 and became full time in 2003. In 2012 Dan was brought on board as a detective. Dan is also active in the Police Honor Guard, as a SWAT officer, on the Mountain Bike Unit and running the Taser program. Dan is a very involved individual and distinguished himself in the promotional process. We got to the point where our top two candidates were the brothers Brown. Chief Clancy asked the Town Manager to make his presentation.

Mr. Read presented with distinct honor to Sergeant Brown's son, Patrick, and daughter, Sarah, his grandfather's sergeant badge to be pinned on his father's uniform.

Town Clerk Susan Kelley administered the oath. Congratulations to Sergeant Brown.

Amendment to Jake's Hot Dog License

Mr. Flynn moved that the Board of Selectmen approve the amendment to the general license granted to **Jake Genereux, d/b/a Jake's Dogs**, to grant permission to Jake Genereux to operate his hot dog cart at the Ray Coppens Soccer Fields during Fall Mini-Soccer season on Sundays from 11:00 AM until 3:00 PM, from September 14, 2014 through November 9, 2014, in conjunction with Duxbury Youth Soccer Association games and tournaments, contingent upon the conditions set forth in the amendment. Second by Mr. Madigan. Vote: 3:0:0

Discussion regarding canine issues per request of Mr. Bernard Graham

Mr. Bernard Graham presented his troubling observations regarding dog excrement in and around the Town to the Board of Selectmen. He stated that areas affected were Duxbury Beach, Powder Point Bridge, Bay Farm trails, Round Pond trails, North Hill trails, and other walking trails and beaches. He also stated that he was an avid dog lover, was not at the meeting to vilify anyone, and was not affiliated with any of the manufacturers of items presented in his slideshow. Mr. Graham stated that he has stopped walking his dog. He usually walked his dog on Duxbury Beach and Powder Point Bridge as part of his therapy program. He said that the one bag dispenser at the west end of the bridge was empty more than half of the time. He has notified the guard shack as well as the harbormaster several times to refill the dispenser. He experienced a varied success rate with them, but contacted Anne Murray, who he was told "could move mountains," and the dispenser was filled the next day. Mr. Graham has also resorted to bringing in his own bags to fill the dispenser himself and was happy to see that the bags were being used. Dog excrement is harmful to our health, the water and our children.

He did not come to the Board with only complaints, but also the following suggestions:

1. *Inform* – people are not bad – maybe uninformed, ignorant, forgetful, lazy, or in a hurry. They should be informed of the rules and consequences.
2. *Educate* – people need to be more educated about polluting bay waters – everything on bridge gets washed in the water by the rain.
3. *Enable* – enable people to pick up after their dog by increasing the number of stations, make them more prominent and increase awareness. The guard shack on Powder Point Bridge gives out dog treats; they should also give out a doggie bag with the treat.

Mr. Graham read a paragraph from an EPA report regarding pet droppings and how they are the contributors of pollution and bacterial level in runoff. Eliminating or reducing pet droppings can improve the quality of runoff.

Mr. Graham also presented a slideshow with pictures of evidence. His slides included dispensers, signage, trash receptacles, and lack of dispensers at the west end of Powder Point Bridge, Shipyard, Bay Farm (no mutt mitts), Landing Road beach (no mutt mitts), North Hill Marsh, and Round Pond. He also provided slides of suggested solutions – showing more prominent signage and receptacles.

Mr. Read stated that he has spoken with the Harbormaster and indicated that additional dispensers will be installed at the east end of Powder Point Bridge and Howland's

Landing. DPW and Harbormaster trucks will be outfitted with additional mutt mitts to refill the dispensers. He also stated that summer/seasonal usage is high and that the bags are used for more than dog droppings. They are trying to keep ahead of the demand by keeping the dispensers full. He also stated that we cannot force people to do the logical thing, and we are trying to find harmony. He thanked Mr. Graham for his presentation.

Mr. Madigan asked if the DPW goes through the trails. Mr. Read stated that he did not think so, but would talk to Peter Buttkus.

Mr. Dahlen stated that the other issue is enforceability and how do you enforce. We rely on responsible pet owners.

Mr. Flynn asked if anyone has ever been fined. Mr. Ed Ramos, Animal Control Officer, stated that no one has been fined.

Mrs. Margaret Kearney of the Duxbury Beach Reservation spoke in support of Mr. Graham and urges the Board to look at the bag dispenser/sign/receptacle combination. She recommended installing at several locations and that the town could probably get a deal if we bought several.

Ms. Susan Curtis also spoke in support and suggested putting the bag dispensers in the woods further.

Mr. Dahlen thanked all for their input.

Vote to accept the Settlement Agreement by and between the Duxbury Police Union MCOP Local 376B AFL-CIO and the Town of Duxbury beginning July 1, 2013 through June 30, 2016

Mr. Flynn moved the Board of Selectmen to vote to accept the Settlement Agreement by and between the Duxbury Police Union MCOP Local 376B AFL-CIO and the Town of Duxbury beginning July 1, 2013 through June 30, 2016. Mr. Dahlen asked for input from Mrs. Horne, HR Director. She stated that the agreement is consistent with their practices. Second by Mr. Madigan. Vote: 3:0:0

IV. TOWN MANAGER'S REPORT

Budget and Warrant information

On Monday, October 6, 2014, the BOS will be voting to open the ATM/STM Warrants. The deadline for the submission of Annual Town Meeting and Special Town Meeting Articles, with explanations to Town Manager's Office, will be by the close of business on Tuesday, December 2, 2014.

North Hill Country Club

This past summer North Hill Country Club was plagued with a series of problems related to the almost 20 year old irrigation system. The Recreation Director has met with the Finance Committee and as a result, a Reserve Fund Transfer request was approved

(\$68K) to make immediate repairs to the irrigation system. Those repairs will be commencing either the end of this week or the beginning of next week.

Former Police Station

Last Wednesday (Sept 3rd) Scott Lambiase held a bid opening for the Former Police Station property located on West Street.

The bid results were as follows:

Bid # 1 - E. J. Pontiff	\$241,000
Bid # 2 - Juliano Enterprises	\$171,101

Both Bid Packages appeared to be complete and in order. Following a thorough review and consultation with counsel, a Notice of award will be sent out.

V. COMMITTEE APPOINTMENT/RE-APPOINTMENTS/RESIGNATION

Mr. Flynn stated that there are no appointments tonight, but announced open seats for the following Boards and Committees: Alternative Energy Committee; Board of Health; Duxbury Cultural Council; Nuclear Advisory Committee; Open Space Committee; and Shellfish Advisory Committee. He also encouraged interested individuals to fill out a Talent Bank form.

VI. ONE-DAY LIQUOR LICENSE REQUESTS

Mr. Flynn moved that the Board of Selectmen grant to Mr. Matthew Vigneau, as representative of the Alden Kindred of America, a One-Day Wine and Malt License for an event to be held at the Alden House Historic Site, 105 Alden Street, on Thursday, September 18, 2014 from 6-9p, contingent upon the conditions on the license. Second by Mr. Madigan Vote: 3:0:0

Mr. Flynn moved that the Board of Selectmen grant to Mr. Fred L'Ecuyer, as representative of the Duxbury Rotary Club, a One-Day Wine and Malt License to hold a Casino Night on Saturday, November 15, 2014 at the Duxplex on 50 Railroad Avenue from 6-11pm contingent upon the conditions of the license. Second by Mr. Madigan. Vote: 3:0:0

VII. EVENT PERMITS

Mr. Dahlen recused himself from voting (Mr. Dahlen's private home is one of the filming sites). Mr. Flynn moved that the Board of Selectmen grant to Mr. Derek Cunningham, of Boston Scouting, and as a representative of the GK Productions, LLC, permission to hold filming sessions in Duxbury during September, 2014 (and extending into October, 2014, if necessary), subject to the conditions of the permit. Second by Mr. Madigan. Vote: 2:0:0 (Mr. Dahlen recused himself and did not vote)

Mr. Flynn moved that the Board of Selectmen grant to Ms. Susan Bradford, as a representative of the Duxbury Student Union (DSU), permission to hold a Food for Thought/Food Science Festival (as part of the Duxbury Food & Wine Festival) on the

grounds of the Wright Building and parking lot, on Saturday, September 27, 2014, from 12:00 PM – 4:00 PM, subject to the conditions of the permit. Second by Mr. Madigan.
Vote: 3:0:0

VIII. MINUTES

08-11-14 Selectmen's Minutes (Open Session)

Mr. Flynn moved that the Board of Selectmen approve the 08-11-14 Selectmen's Minutes, as drafted. Second by Mr. Madigan. Vote: 3:0:0

IX. ANNOUNCEMENTS

1. State Primary Elections / Poll Location:

Just a reminder that the State Primary Elections will be held TOMORROW (Tuesday, September 9th) from 7:00 AM to 8:00 PM. **Please note that the polls for all precincts will be in the Chandler School Gymnasium, 93 Chandler Street.**

2. Next Scheduled Selectmen's Meeting: will be on Monday, September 15, 2014.

X. ADJOURNMENT

At 7:45pm Mr. Flynn moved that the Board adjourn. Second by Mr. Madigan. Vote: 3:0:0

Minutes respectfully submitted by Nancy O'Connor

LIST OF DOCUMENTS

- 1) *Sergeant Dan Brown biography*
- 2) *Amendment to Jake's Hot Dog License*
- 3) *Draft Settlement Agreement by and between the Duxbury Police Union MCOP Local 376B AFL-CIO and the Town of Duxbury beginning July 1, 2013 through June 30, 2016*
- 4) *Town Manager's Report*
- 5) *Boards and Committees open seats*
- 6) *One-day liquor license request from Mr. Matthew Vigneau as representative of the Alden Kindred to host a paint night on September 18, 2014*
- 7) *One-day liquor license request from Mr. Fred L'Ecuyer as representative of the Duxbury Rotary Club to host a Casino Night at the Duxflux on November 15, 2014*
- 8) *Event permit request from Mr. Derek Cunningham as representative of GK Productions, LLC for filming of the Good Kids in September and October, 2014*
- 9) *Event permit request from Ms. Susan Bradford as representative of the Duxbury Student Union to hold a Food for Thought/Food Science Festival on September 27, 2014*
- 10) *Draft Minutes, Board of Selectmen Open Session August 11, 2014*
- 11) *Announcements*