

## **Hull Board of Selectmen**

### **Minutes**

**August 11, 2016**

The meeting of the Hull Board of Selectmen was called to order at 7:30 p.m. on Thursday evening, August 11, 2016, at the Hull Municipal Building, 253 Atlantic Ave., Hull, Massachusetts.

Present: Kevin Richardson, Chair; Christopher Mitchell, Vice-Chair; Domenico Sestito, Clerk; and Jennifer Constable, Member. Also present were Phillip Lemnios, Town Manager; James Lampke, Town Counsel; and Catherine Goldhammer, recording secretary. John Reilly, Jr. was absent.

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### **APPOINTMENTS**

#### **Craig Wolfe regarding car show**

Craig Wolfe was present at the meeting to report on the car show, which had a very good turnout this year. He thanked all of those involved in the event. The event has raised \$30,000 so far for Cops for Kids with Cancer. It also provides two scholarships for Hull High School Students, and this year, at the suggestion of Acting Police Chief Robert Sawtelle, it also provided a check for \$1,000 to HAPSA, the town's opiate task force. Wolfe presented this check to Selectman Sestito, the selectmen's representative to the task force, who accepted it and expressed thanks on HAPSA's behalf.

The selectmen thanked Wolfe for his work on the event and voted to approve next year's car show as follows:

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| <b>Motion</b> | Sestito   | Motion to approve the car show for Sunday June 11, 2017, with June 18 as a rain date. |
| <b>Second</b> | Constable |   |
| <b>Vote</b>   | Unanimous |   |

#### **Eo Martin, regarding California Underground: Public Hearing [INSET ADDRESS]**

A public hearing was held regarding Eo Martin's request to extend the operating hours of his restaurant California Underground. The hours that were previously granted by the selectmen were 11 a.m. to 10 p.m. for a Common Victualers and All Alcohol license. Martin is now seeking to extend the closing hour to midnight. Martin said that he hopes to open by the end of August and stated that he wants to extend the hours in order to accommodate people who come in to watch evening football games.

This was an advertised hearing, and abutters were notified. Lampke said that the board had received several letters in favor of the request.

Sestito noted that a recent license applicant had a similar request, which had been turned down until the restaurant opened and had a trial run of its operations. Lemnios expressed a concern that the establishment was going from a restaurant to a sports bar. Martin said that his intentions are still for a taco shop, not a bar. Lemnios asked if the board could permit a later closing on certain days, but Lampke said this could be problematic with the state licensing commissions. He will investigate further. Sestito noted that the board has a mechanism to recall a license, but Lemnios pointed out that this is a potentially lengthy process that would require the board to establish proof and

which can be appealed. Constable stated that she would rather wait to hear what Lampke found out. It was noted that nearby food establishments have closing hours of 1 a.m.

The board will revisit this request at its next meeting on August 25, 2016.

### **Board of Registrars Appointment**

Richardson read a memo from Town Clerk Lori West regarding two appointments to the Board of Registrars. This would be a reappointment of Jean Marie Fleck and a new appointment of William Henderson. Both are enrolled Democrats. Both appointments would be for three-year terms. The selectmen voted as follows

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| <b>Motion</b> | Sestito   | Motion to reappoint Jean Fleck as a member of the Board of Registrars for a term of three years to expire in 2019. |
| <b>Second</b> | Mitchell  |  |
| <b>Vote</b>   | Unanimous |  |

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| <b>Motion</b> | Sestito   | Motion to appoint William Henderson to a three-year term as a new appointment, with the term to expire in 2019. |
| <b>Second</b> | Mitchell  |   |
| <b>Vote</b>   | Unanimous |   |

## **LICENSES**

The selectmen approved new hackney badges for Michael F. Linscott and Marissa Madeline Beatey who were present at the meeting. Both will be driving for Carmen Arroyo at Nantasket Charter.

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| <b>Motion</b> | Mitchell  | Motion to approve a hackney badge for Michael F. Linscott, pending police approval. |
| <b>Second</b> | Sestito   |   |
| <b>Vote</b>   | Unanimous |   |

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|---------------|----------|--|
| <b>Motion</b> | Mitchell | Motion to approve hackney badge for Marissa Beatey, pending police approval. |
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| <b>Second</b> | Sestito |  |
| <b>Vote</b>   |         |  |

## MINUTES

The selectmen voted to approve the following minutes:

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| <b>Motion</b> | Sestito   | Motion to approve the meeting minutes for July 7, 2016 and also for July 14, 2016. |
| <b>Second</b> | Constable |  |
| <b>Vote</b>   | Unanimous |  |

## CORRESPONDANCE

### State Primary Warrant

Richardson read aloud the State Primary Warrant for the primary to occur on Thursday, September 8, 2016. A correction was made to the warrant to replace Central Street to Central Avenue. The selectmen signed the warrant.

### Certificate of change for Salt Water Club Board of Directors

The board voted to accept the change in the Board of Directors of the Nantasket Beach Salt Water Club as presented.

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| <b>Motion</b> | Sestito      | Motion to approve the change to the Board of Directors and officers for Thomas Sullivan. |
| <b>Second</b> | Constable    |  |
| <b>Vote</b>   | Passed 3/0/1 | Mitchell - Abstain   |

### Letter of resignation from Christopher Olivieri regarding the Conservation Commission

An email was received from Conservation Commission member Christopher Olivieri stating that he would no longer be able to serve on the commission due to a change in his work schedule. Richardson said that he had subsequently received another email regarding Olivieri's intentions. He will reach out to Olivieri to confirm.

## **APPOINTMENTS, CONTINUED**

### **Judeth Van Hamm regarding Hull Land Conservation Trust**

Van Hamm was present at the meeting to update the board on the work being done to acquire a conservation restriction from the Lofchie family to create a Straits Pond waterfowl viewing path at the end of Richards Road. The price of the restriction is \$65,000. The Cohasset Conservation Trust promised \$40,000 to the project if Hull could match it. This attempt failed twice. Now the Conservation Trust is attempting to raise the funds by selling memorial bricks for a patio at the head of the trail, with each brick requiring a donation of \$100. They have \$13,000 yet to raise.

The path is located at the end of a private way that is at the end of Richards Road. There will be two parking spaces near the head of the path. Van Hamm said that group walks would probably meet at the estuary building and car pool to the path.

Lemnios noted that the town is fortunate to have dedicated citizens such as Van Hamm, committed to the conservation of public lands. He said that before the selectmen acted on the project, it would have to go before the Conservation Commission. Van Hamm said that she would like action by the selectmen first. Lemnios said that the board would first need direction from the commission.

Catherine Goldhammer, Richards Road, noted that signage would be important, as visitors to the location get to the end of Richards Road and don't know that they have to turn left down the private way. Lemnios stated that this project would dovetail well with the Public Land Use Committee's work on providing signage to public lands.

## **NEW BUSINESS**

Sestito informed the board that a HAPSA Candlelight Vigil will be held on Wednesday, August 31 at the Bernie King Pavilion from 7-9 p.m.

Constable noted the Governor has signed a Municipal Modernization Bill and an economic development bill with two aspects of potential interest to the town. One involves a parking benefit district, which allows towns to designate particular parking areas with the revenue designated for improvements or transportation in that area. The other concerns community development districts. This is more flexible than it was previously regarding business development districts, and encourages public/private partnerships for economic development.

Lampke provided information of the U.S. Coast Guard Honor Band concert to be held at the High School on Wednesday, September 14 from 6-7:15 p.m. This is part of the Boston Light Tercentennial events. Prior to the concert, Sally Snowman, the lighthouse keeper at Boston Light will give a lecture. This will be a picnic style event and the public is invited to bring chairs, blankets, and food. There will be offsite parking across from the Hull Lifesaving Museum.

Resident Rhoda Kanet provided an update on dune openings. She said that six openings have been filled in twice and are now open again with no enforcement action. She said that three are next door to each other and three others are in close proximity to each other. Lemnios said that there have been meetings with Sarah Clarren of the Conservation Department and Jim Dow, DPW director. He also stated that the Conservation Commission has voted to prepare an FAQ for residents in order to educate them on the importance of the dune and the effect of the openings on it. Sheila Connor, Chair of the Conservation Commission, said that they have drafted a letter and are in the process of revising it. Kanet stated that this was going forward without her knowledge as Chair of the Beach Management Committee. Lemnios pointed out that there is a representative of the Beach Management Committee on the Conservation Commission and it was presumed that he would be notifying the Beach Management Committee on these actions. He also noted that as an abutter, Kanet might want to recuse herself from this matter. She stated that she is not an abutter.

## **EXECUTIVE SESSION**

At 9:03 p.m., Richardson asked for a motion to go into Executive Session to discuss the reputation, character, physical condition or mental health of an individual; to consider the discipline or dismissal of, or to hear complaints or charges brought against a public officer, employee, staff member or individual; to go into Executive Session to discuss strategy with respect to litigation and that he as Chair declared that an open meeting may have a detrimental effect of the litigating position of the body; to go into Executive Session to comply with or act under the authority of the Attorney-Client privilege; and to go into Executive Session to consult with legal counsel and obtain legal advice pursuant to the Attorney-Client privilege; and to not reconvene in open session.

The matters to be discussed were:

- Personnel issues

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| <b>Motion</b> |           | Move to go into Executive Session to discuss the reputation, character, physical condition or mental health of an individual; to consider the discipline or dismissal of, or to hear complaints or charges brought against a public officer, employee, staff member or individual; to go into Executive Session to discuss strategy with respect to litigation and that he as Chair declared that an open meeting may have a detrimental effect of the litigating position of the body; to go into Executive Session to comply with or act under the authority of the Attorney-Client privilege; and to go into Executive Session to consult with legal counsel and obtain legal advice pursuant to the Attorney-Client privilege; and to not reconvene in open session. |
| <b>Second</b> |           |  |
| <b>Vote</b>   | Unanimous | Richardson – Aye<br>Mitchell – Aye<br>Constable – Aye<br>Sestito – Aye   |

**The open session was adjourned at 9:05 p.m. on a motion by Sestito, seconded by Mitchell. The board will meet next at 7:30 p.m. on Thursday August 25, 2016.**

*Recorded by Catherine Goldhammer*

Approved by:

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## Documents

The following documents were included in the Board of Selectmen's packets or were presented during the meeting and are available in the Board of Selectmen's office upon request:

- Board of Selectmen's agenda and added agenda for August 10, 2016
- Email from Christopher Olivieri regarding resignation from Conservation Commission
- Application from Michael F. Linscott, 30 Thaxter St. Hingham for new hackney badge with Nantasket Charter
- Application from Marissa Beatey, 208 Newbridge St., Hingham, for new hackney badge with Nantasket Charter
- Packet regarding Hull Land Conservation Trust

- List of Board of Directors and officers of the Nantasket Beach Salt Water Club
- Warrant for September 8 primary
- Letter and packet from Eo Martin, regarding California Underground
- Memo regarding Board of Registrars Appointment