

Hull Board of Selectmen

Minutes

January 5, 2017

The meeting of the Hull Board of Selectmen was called to order at 7:30 p.m. on Thursday evening, January 5, 2017, at Hull Municipal Building, 253 Atlantic Ave., Hull, Massachusetts.

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

APPOINTMENTS

DCR Nantasket Beach seawall proposal update

Conservation Administrator Chris Krahforst provided an update on the recent DCR plans for repairs to portions of the Nantasket Beach seawall. The DCR proposal includes the addition of bedding and armored stone to the toe of the seawall, going 65' seaward. The discussion included:

- Concerns regarding addition of nontraditional material to beach;
- Previous studies in 2010 and 2014 which both showed that beach nourishment is a crucial part of a long term solution for the beach;
- Possibility of using river sand being dredged in another Army Corps project.

Lemnios stated that the town has kept Congressman Stephen Lynch's office apprised of the situation. He also noted that the 2014 letter listed all of the negative impacts of doing revetment only. Krahforst added that Nantasket Beach is an ideal beach for beach nourishment because of the way it is anchored. Lampke noted that the Conservation Commission can deny the project, but denials can be appealed through local, regional, DEP, and superior court.

Discussion regarding Public Records Law

Lampke reviewed with the board about updates to the state's public records law, which went into effect on January 1, 2017. He noted that every municipality and agency must now appoint a Records Access Officer to help coordinate and assist with document requests. In addition, the state is encouraging the use of electronic records and posting of records to a website as a way to facilitate and expedite records requests.

The town has ten business days to respond to a request. Lampke noted that most requests are handled within a few days, but some are more complicated, depending on the length of the documents, whether they are in storage, or whether there are legal or privacy issues involved. In a more complicated case, an initial response can indicate that more time is needed to obtain the records. Lampke further stated that requests can be made via electronic media, or in writing, orally, via land mail, or hand-delivered mail.

The town has alerted departments of the new requirements and training has begun and will continue. Each department will have someone designated by the Town Manager to be the Records Access Officer for that department, with Town Clerk Lori West as a main contact and coordinator. Information on public records has been posted to the website to explain the new law to the public. Lemnios stated that the town is up to speed and compliant. Lampke added that best practices are still being shared by municipalities statewide. He further stated that all town board members and staff members should have a town email and use it rather than using a personal email.

Discussion regarding Marijuana Law

Lampke provided the town with an update regarding the marijuana laws passed in November. He stated that it was written as a citizens’ referendum. The state legislature was able to change some details, particularly pertaining to dates, after the law was enacted.

He stated that cities and towns throughout the state are looking at how to handle the implementation of the law, particularly regarding zoning. Some towns are considering a time-limited moratorium while they study the implications of the law and how best to respond to it. Lampke stated that Director of Planning and Community Development Chris Di’Iorio has reviewed moratoriums that other towns have used and the Planning Board will be considering the matter.

Lemnios stated that there is already an individual in town who is planning to open a “smoke shop” to sell paraphernalia. Lampke said that the sale of paraphernalia is hard to regulate, but the town can regulate, via zoning bylaws, where marijuana itself may be sold. Lampke stated that communities may be able decide not to allow the sale of marijuana at all, but that issue is not legally clear as yet.

Moratorium and bylaw changes would have to go before Town Meeting and if passed would have to be approved by the Attorney General’s office. Lemnios suggested that the board might want to consider articles for the Town Meeting warrant while they consider a moratorium and zoning regulations.

LICENSES/APPROVALS

The board approved licenses as follows:

| | | |
|----------------------|----------------|--|
| <p>Motion</p> | <p>Sestito</p> | <p>Motion to approve licenses for:</p> <ul style="list-style-type: none"> • Richard Laws, Richard Laws dba Seaport Livery Service, 58 Lynn Ave. for a Livery License for Vehicles (2014 Ford Escape, 2014 Toyota Avalon, 2015 Chevrolet Suburban, 2008 Chevrolet Suburban, and 2013 Lincoln MKT) and Livery Badge (Renewal) • Richard J. McKenna, 9 Massasoit Ave. for a Livery Badge for Seaport Livery Service (Renewal) • John Cashman, 21 Shore Garden Rd. for a Livery Badge for Seaport Livery Service (Renewal) • Louis Gainor, 123 Beach Ave. for a Livery Badge for Seaport Livery Service (Renewal) • Rabih Habchy, K & R Auto Relocation, Inc. 30 C St. for a Class II Wholesale (Renewal) • Mohamed Zeidan, Mohamed Auto Dealer, 55 Whitehead Ave. for a Class II Wholesale (Renewal) • Hull Knights of Columbus, 440 Nantasket Ave. for a one day all alcohol for January 28, 2017 from 1-5 p.m. for a baby shower. • Hull Knights of Columbus, 440 Nantasket Ave. for a one day all alcohol for January 14, 2017 from 12-4 p.m. for a memorial service |
|----------------------|----------------|--|

| | | |
|---------------|-----------|--|
| Second | Mitchell | |
| Vote | Unanimous | |

NEW BUSINESS

Lemnios provided the following updates:

- The Crescent Beach seawall project will be mobilizing in February.
- The town has met with Beta Engineering regarding Complete Streets grants. The grants are usually given for projects that improve pedestrian and bicycle use of streets. Lemnios suggested that the town initially focus on pedestrian improvements.
- The paving program will get underway in the spring. Lemnios will present more details at an upcoming meeting.
- Town officials will attend a meeting with Marshfield Representative Jim Cantwell regarding winter preparedness.

Constable noted that board members have copies of a draft communications policy and requested that a discussion be put on a future agenda. She further said that she had received correspondence from a resident regarding pedestrian safety on Beach Avenue and the possibility of turning a portion of it into a one-way street.

Sestito informed the board that Jason McCann of the Planning Board has been looking into apps for carpooling as a way of easing the parking burden in the Pemberton area.

Resident Rhoda Kanet asked if there has been any new information on the two-way traffic study. Lemnios stated that the HRA is reviewing an RFP for that matter. Kanet also announced that there will be two Martin Luther King Day events: a breakfast at St. Nicholas and a dinner and movie at the temple.

EXECUTIVE SESSION

At 9:19 p.m., Richardson asked for a motion to go into Executive Session to consider the purchase, exchange, lease or value of real property, and that the Chair declares that an open meeting may have a detrimental effect on the negotiating position of the body; to go into Execution session to comply with, or act under the authority of the Privacy Laws, including G.L. c. 214, sec. 1B; to comply with or act under the authority of the attorney client privilege; and to consult with legal counsel and to obtain legal advice pursuant to the attorney client privilege; and not to reconvene in open session.

The matters to be discussed were:

- Town leases that may be expiring, including Saltwater Club, Yacht Club, Mezzo Mare, Pemberton Pier

| | | |
|---------------|-----------|--|
| Motion | Constable | So moved |
| Second | Sestito | |
| Vote | Unanimous | Richardson – Aye Mitchell – Aye Constable – Aye Sestito – Aye |

| | | |
|--|--|--------------|
| | | Reilly – Aye |
|--|--|--------------|

The open meeting was adjourned at 9:20 p.m. The board will meet next at 7:30 p.m. on Thursday, January 19, 2017.

Recorded by Catherine Goldhammer

Approved by:

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 January 5, 2015
- License application from Richard Laws regarding livery license renewal
- License application from Richard J. McKenna regarding livery badge renewal
- License application from John Cashman regarding livery badge renewal
- License application from Louis Gainor regarding livery badge renewal
- License application from Rabih Habchy regarding Class II Wholesale renewal
- License application from Mohamed Zeidan regarding Class II Wholesale renewal
- License application from Hull Knights of Columbus regarding one day all alcohol for January 28, 2017
- License application from Hull Knights of Columbus for one day all alcohol for January 14, 2017