

Date: March 16, 2020 (Special Town Meeting – Temple Street property)

Date Minutes Approved: April 13, 2020

2020 APR 13 PM 12:37

DUXBURY, MASS.

BOARD OF SELECTMEN

OPEN SESSION

Present: David Madigan, Chair, and Theodore J. Flynn, Vice Chair

Absent: Shawn Dahlen, Clerk

Staff: René J. Read, Town Manager; John Q. Adams, Finance Director; and Nancy O'Connor, Executive Assistant

Other: Jeff Blake, Esq., KP Law (Town Counsel); John Tuffy, Moderator; Betsy Sullivan, Chair of Finance Committee; and Fernando Guitart, Finance Committee member

CONVENED IN OPEN SESSION –

CALL TO ORDER:

The meeting was called to order at 6:00 p.m. in the Duxbury Schools' Performing Arts Center, 73 Alden Street, Duxbury.

6:00PM EXECUTIVE SESSION

Mr. Flynn moved that the Board of Selectmen go into Executive Session for the purpose of discussing consideration of the purchase, exchange, lease or value of real estate, regarding **761 Temple Street**, since an open meeting may have a detrimental effect on the strategizing and negotiating position of the Town, if the chair so declares, in accordance with Mass. General Laws Chapter 30A, section 21, and that the Board reconvene in Open Session on or about 7:00 PM.

Mr. Madigan, as Chair, declared the necessity for an Executive Session to discuss consideration of the purchase, exchange, lease, or value of real estate, as to do so in an Open Session may have a detrimental effect on the Town's strategizing and negotiating position.

Seconded by Mr. Madigan. Roll Call Vote: Mr. Madigan – Aye; Mr. Flynn – Aye

After Executive Session business concluded, Mr. Flynn moved that the Board of Selectmen adjourn the Executive Session and reconvene in Open Session.

Seconded by Mr. Madigan Roll Call Vote: Mr. Madigan – Aye; Mr. Flynn - Aye

Approval of Minutes

Mr. Flynn moved that the Board of Selectmen approve the 3/14/2020 Selectmen's Minutes, as presented. Seconded by Mr. Madigan Vote: 2:0:0

Emergency Declaration re COVID-19

Mr. Flynn read into the record the following Town of Duxbury Declaration of Emergency:

WHEREAS, the 2019 Novel Coronavirus (COVID-19) is a highly contagious and potentially fatal respiratory disease, the prevalence of which is increasing rapidly throughout the world, inclusive of the United States and the Commonwealth of Massachusetts; and

WHEREAS, on March 11, 2020, the World Health Organization designated the COVID-19 outbreak a Pandemic Health Emergency; and

WHEREAS, on March 10, 2020, the Governor of the Commonwealth of Massachusetts issued a Declaration of a State of Emergency to Respond to COVID-19; and

WHEREAS, on March 13, 2020, the President of the United States announced a national declaration of emergency; and

WHEREAS, on March 15, 2020, Governor Baker announced emergency actions to respond to the evolving COVID-19 public health emergency impacting the Commonwealth, including prohibitions on public gatherings of twenty-five or more people and prohibiting on-premises consumption of food or drink at bars and restaurants from March 17, 2020 until April 6, 2020, as well as suspension of elementary and secondary school educational operations from March 17, 2020 until April 6, 2020; and

WHEREAS, the Board of Selectmen of the Town of Duxbury and its Board of Health, in consultation with the State Department of Public Health has determined that COVID-19 presents a major disaster which poses an immediate threat to public health, safety, and general welfare of people residing both within and outside of Duxbury; and

WHEREAS, the Board of Selectmen of the Town of Duxbury and its Board of Health have determined that immediate public action is needed in order to prevent or minimize the spread of COVID-19 by and among the people of Duxbury; and

WHEREAS, it is critical to take additional steps to prepare for, respond to, and mitigate the spread of COVID-19 to protect the health and welfare of the people of Duxbury; and

WHEREAS, declaring a state of emergency will facilitate and expedite the use of resources to protect persons from the impacts of COVID-19, including but not limited to emergency expenditures pursuant to Massachusetts General Laws, Chapter 44, Section 31 and limitations on operating hours and access to public buildings; and

WHEREAS, the Board of Selectmen of the Town of Duxbury and the Duxbury Board of Health recommended that a state of emergency be declared in the Town of Duxbury.

NOW THEREFORE, we, the Board of Selectmen of the Town of Duxbury and Board of Health of the Town of Duxbury, Massachusetts, hereby declare that as of March 16, 2020, a state of emergency exists in the Town of Duxbury. This declaration of emergency shall remain in effect until further notice is given, pursuant to our judgment that the conditions leading to this declaration no longer exist.

Mr. Flynn then moved that the Board of Selectmen have determined that immediate public action is needed regarding the COVID-19 situation and vote to approve and execute a Declaration of Emergency, which will be in full force and effect as of this date and until further notice is given.

Seconded by Mr. Madigan. Vote: 2:0:0

RECESS AND ADJOURNMENT – Monday, March 16, 2020

At approximately 7:15p.m., Mr. Flynn moved that the Board recess until the start of the Duxbury Special Town Meeting and then reconvene, recess, and adjourn in conjunction with the Special Town Meeting. Seconded by Mr. Madigan. Vote: 2:0:0

Note: This STM has been postponed by the Moderator until Monday, April 13, 2020 at 7:00pm due to the seriousness of the recent COVID-19/coronavirus situation and the Town being vigilant for the safety of its residents and employees. This date is subject to change as this situation evolves.

Minutes submitted by Nancy O'Connor

LIST OF DOCUMENTS (documents are kept in the Board of Selectmen files)

- 1) Agenda*
- 2) Minutes to be approved*
- 3) Emergency Declaration and motion*
- 4) Executive Session minutes are kept in separate files*