

**Date: July 23, 2018**

*Date Minutes Approved: August 6, 2018*

TOWN CLERK

2018 OCT 25 AM 10:03

DUXBURY, MASS.

**BOARD OF SELECTMEN**

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

**Absent:**

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

**CONVENED IN OPEN SESSION –**

**I. CALL TO ORDER**

The meeting was called to order at approximately 7:00 pm in the Town Hall (Mural RM).

**II. OPEN FORUM** *-nothing was brought forward.*

**III. NEW BUSINESS**

**Discussion pertaining to Approval of Deed for DeLorenzo property – Summer Street**

Mr. Madigan explained that the Selectmen have to sign the Approval of Deed which approves the acceptance by the Duxbury Conservation Commission for property located on Summer Street from Linda A. DeLorenzo, Trustee of the John DeLorenzo Family Trust, which was approved by vote under Article 34 of the March 10, 2018 Town Meeting.

Mr. Madigan moved that the Board of Selectmen executes an Approval of Deed for property located on Summer Street from Linda A. DeLorenzo, Trustee of the John DeLorenzo Family Trust, pursuant to MGL c. 40 §8C and the vote taken under Article 34 of the March 10, 2018 Annual Town Meeting, and approves the acceptance by the Conservation Commission for conservation and passive recreation purposes. Second by Mr. Dahlen. VOTE: 3:0:0.

**Vote to Close the September 6, 2018 Special Town Meeting Warrant**

Mr. Madigan moved that the Board of Selectmen close the September 6, 2018 Special Town Meeting Warrant. Second by Mr. Dahlen.

Before voting on the motion, Town Manager René Read briefly updated the Board on the anticipated articles:

1) An Article regarding use of Stabilization Funds:

This article will authorize the withdrawal of funds from the Stabilization account to cover the FY18 deficit spending, which was a result of this winter's storms. It will cover costs related to overtime for Fire, Police, and DPW staff, a Police contract settlement which occurred after Town Meeting, and some coverage towards the cost of the armourment of the seawall.

He mentioned that he, along with a number of other Duxbury Town staff, recently attended a FEMA orientation workshop for filing for disaster relief funds. He mentioned that the Town should be able to use some of the FEMA reimbursement funds to replenish the Stabilization Fund.

Some of the funds might come in before the March, 2019 ATM. In addition, by the March 2019 ATM the Town might also know how much funding will be available from the State grant for which the \$3 million maximum has been applied for. So at the 2019 ATM there will be an article to replenish the Stabilization Fund and the dollar amount will take all of above into consideration.

2) An Article regarding Seawall Easements:

We need to have an article regarding seawall easements so that the maintenance work can be done on the seawall. Easements would be on both sides of the seawall to allow for work on both the seaward side and the landward side and to include access points. Mr. Dahlen pointed out having access points will help keep the cost down. There was a brief discussion about the footage of the easements which ranged from 30 ft. on the seaward side to between 10 ft.-15 ft. on the landward side. The exact footage remains to be worked out.

3) An Article as a result of a Citizen's Petition from Dr. Dan Hebert: This article will be proposing a zoning change that would allow veterinary hospitals by special permit in the Residential Compatibility (RC) district.

4) An Article submitted by Island Creek Oysters: This article will for a zoning change to allow office use in the two front buildings on the former Battelle property. With respect to a third building on that site Mr. Read indicated that he expects that there will be a separate Memorandum of Understanding (MOU) with respect to maintaining it as a historical building.

The Selectmen voted on the motion. VOTE: 3:0:0.

### **Call for State Primary Election – Tuesday, September 4**

Mr. Madigan moved that the Board of Selectmen directs either of the Constables of the Town of Duxbury to notify and warn the inhabitants of Duxbury who are qualified to vote in the State Primary Election to vote at Precincts One through Six at the Lt. Timothy J. Steele Athletic Building, 130 Saint George Street, Duxbury, Massachusetts on Tuesday, the 4th Day of SEPTEMBER, 2018 from 7:00 A.M. to 8:00 P.M. Second by Mr. Dahlen. VOTE: 3:0:0.

## **IV TOWN MANAGER'S REPORT**

Mr. Read mentioned the following items:

1. FEMA Orientation:

As he mentioned earlier, he and a number of Town staff attended the FEMA orientation workshop to learn the process for filing claims for reimbursements.

2. Keene Street Dugouts:

Mr. Read said there have been some discussions about the dugout proposals for the Keene Street fields and the hope is that the work on the dugouts will begin in September.

3. Seawall Signs:

Before the end of the meeting Mr. Read showed a sample of the lawn signs (2' x3') that the Duxbury Seawall Committee has proposed. The signs show a website: [protectduxbury.org](http://protectduxbury.org) (which

is currently under construction but should be available soon). They are proposing to put the signs up for the two weeks before the Special Town Meeting on September 6<sup>th</sup>. The exact number of signs and locations will be provided to / discussed with the Director of Municipal Services.

## **V COMMITTEE APPOINTMENTS & RE-APPOINTMENTS / RESIGNATION**

<b>COMMITTEE / Names</b>	<b>Appointed or Reappointed</b>	<b>Special Position Designation</b>	<b>TERM EXPIRES</b>	<b>MOTION</b>	<b>SECOND</b>	<b>VOTE</b>
<b>Duxbury Bay Management Comm.</b>						
Sam Davenport	Re-Appt.		06-30-21	D. Madigan	S. Dahlen	3:0:0
Dax Guenther	Re-Appt.		06-30-21	D. Madigan	S. Dahlen	3:0:0
<b>Local Historic District Commission*</b>						
Georgia Taft-Pye	Re-Appt.	Bd. of Realtors Rep.	06-30-21	D. Madigan	S. Dahlen	3:0:0
<b>Municipal Commission on Disability*</b>						
Patricia McCarthy	Appt.		To fill an unexpired term due to expire 06/30/20	D. Madigan	S. Dahlen	3:0:0
<b>Sidewalk &amp; Bike Path Committee</b>						
Thomas D. Nee	Appt.		06-30-21	D. Madigan	S. Dahlen	3:0:0

*\*Board or Committee is now fully staffed.*

**Duxbury Bay Management Commission** –Has one open seat and is reviewing Talent Bank forms.

**Sidewalk & Bike Path Committee:** Has one or possibly two open seats and is reviewing Talent Bank forms.

## **VI ONE-DAY LIQUOR LICENSE REQUESTS**

08/04/18 Some Enchanted Evening

Mr. Madigan moved that the Board of Selectmen grant to Reverend Thomas Griffith, as a representative of Miramar Retreat Center, a One-Day All-Alcohol License to hold a fundraising dinner dance “Some Enchanted Evening” at 121 Parks Street on Saturday, August 4, 2018 from 5:30 PM to 9:30 PM, subject to the conditions on the license. Second by Mr. Dahlen. VOTE: 3:0:0.

09/24/18 Friends of the COA Golf Tournament Reception

Mr. Madigan moved that the Board of Selectmen grant to Mr. Christopher Barry, as a representative of the Friends of the Duxbury Council on Aging, a One-Day Wine & Malt License for a Golf Tournament Reception on Monday, September 24, 2018 (rain date: Monday, October 1, 2018) at the Duxbury Senior Center, 10 Mayflower ST, from 5:00 pm to 9:30 pm, subject to the conditions on the license. Second by Mr. Dahlen. VOTE: 3:0:0.

## VII EVENT PERMITS

08/05/18 Chestnut Street Grille –CD Promotional Event

Mr. Madigan moved that the Board of Selectmen grant to Ms. Emily Walker, as representative of The Chestnut Street Grille, an Event Permit for a CD Promotional Event to be held at The Chestnut Street Grille, 8 Chestnut Street, on Sunday, August 5, 2018 from 6:00 pm to 9:00 pm, subject to the conditions on the permit. Second by Mr. Dahlen. VOTE: 3:0:0.

## VIII MINUTES

Executive Session Minutes: *none*

Open Session Minutes: *06-04-18 Selectmen's Minutes-Draft and 07/09/18 Selectmen's Minutes-Draft*

Mr. Madigan moved that the Board of Selectmen approve the 06-04-18 and the 07/09/18 Selectmen's (Open Session) Minutes, as presented. Second by Mr. Flynn. VOTE: 2:0:0. (*Mr. Dahlen was not present at those meetings, and therefore did not vote on the Minutes.*)

## IX BONUS SHELLFISH SEASON (for August, 2018)

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

the **commercial** harvesting of **quahog clams** for the month of **August, 2018** in accordance with posted Attachments A & B. Second by Mr. Dahlen. VOTE: 3:0:0.

## X ANNOUNCEMENTS

Mr. Madigan made the following announcements:

### 1. **Upcoming Elections and Voter Registration Deadlines:**

**State Primary Election** – Tuesday, September 4th (day after Labor Day); the polls are open 7 am - 8 pm. Last day to register to vote – Wednesday, August 15th

**Special Town Meeting** – Thursday, September 6th  
Last day to register to vote – Monday, August 27th

**State Election** – Tuesday, November 6th - polls are open 7am-8pm  
Last day to register to vote – Wednesday, October 17th

### 2. **Next Selectmen's Meeting is on: Monday, August 6, 2018.**

## XI ADJOURNMENT

At approximately 7:20 pm, Mr. Madigan moved that the Board adjourn. Second by Mr. Dahlen. VOTE: 3:0:0.

*Minutes submitted by C. Anne Murray*

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

- 1) Agenda: 07-23-18 Selectmen's Agenda*
- 2) OPEN FORUM: none*
- 3) NEW BUSINESS:*
  - a. Approval of Deed for DeLorenzo property-Summer ST: Coversheet –explanation approved by 2018 ATM Art. 34 and suggested motion. Signature page.*
  - b. Vote to Close Special Town Meeting: Suggested motion.*
  - c. Call for State Primary Election-Sept. 4, 2018: Suggested motion.*
- 4) Town Manager's Report: Sample seawall sign.*
- 5) Committee Appointments/ Re-Appointments / Resignation: 7-23-18 Board and Committee Appointment Sheet*
- 6) One-Day Liquor License Requests: Packet for 08-04-18 Miramar Some Enchanted Evening & for 09-24-18 Friends of the COA Golf Tournament Reception*
- 7) Event Permits: Packet for 08-05-18 Chestnut Street Grille –CD Promotion Event*
- 8) Minutes: 06-18-18 Selectmen's Minutes –DRAFT and 07-09-18 Selectmen's Minutes –DRAFT*
- 9) BONUS SHELLFISH SEASON: Bonus Shellfish Season for August, 2018-DRAFT*
- 10) ANNOUNCEMENTS: 07-23-18 Suggested Announcements*

