

**Date:** July 13, 2020

**Date Minutes Approved:** July 20, 2020

TOWN CLERK

**BOARD OF SELECTMEN**

2020 AUG -5 AM 7:55

**OPEN SESSION MINUTES**

DUXBURY, MASS.

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

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

**Others:** Gordon Cushing, Recreation Director

**CONVENED IN OPEN SESSION** (*via remote participation of the Board members and staff*)

**I. CALL TO ORDER** This meeting was called to order at approximately 9:30 am.

*This Open Meeting is being conducted remotely consistent with Governor Baker's Executive Order of March 12, 2020, due to the current State of Emergency in the Commonwealth due to the outbreak of the COVID-19 Virus. In order to mitigate the transmission of the COVID-19 Virus, we have been advised and directed by the Commonwealth to suspend public gatherings, and as such, the Governor's Order suspends the requirement of the Open Meeting Law to have all meetings in a publicly accessible physical location. Further, all members of public bodies are allowed and encouraged to participate remotely. The Order, which you can find posted on our agenda, allows public bodies to meet entirely remotely so long as reasonable public access is afforded so that the public can follow along with the deliberations of the meeting. For public access – please email at [occonnor@town.duxbury.ma.us](mailto:occonnor@town.duxbury.ma.us) or call-in at 781-934-1100 x5400 for questions or comments.*

*This meeting is convening via Zoom video conference produced and recorded by PACTV, and can be viewed live on the Duxbury Government Access Channels – Verizon 39 or Comcast 15; or for those without cable, on PACTV's Prime streaming channel at [PACTV.org/LIVE](http://PACTV.org/LIVE). This meeting will then be available via video on-demand on PACTV's website.*

**II. OPEN FORUM/PUBLIC COMMENTS:** No official “open forum” as these are remote meetings. No public comments via phone calls were received during this meeting.

**III. NEW BUSINESS**

***Discussion pertaining to Extension of Management Agreement with Johnson Golf***

Mr. Cushing mentioned that it is at the Town's sole discretion to extend the current lease for an additional three-year period and recommends that the Board do so. He continued to say that Jason Laramee of Johnson Golf has asked for this extension in advance because they are planning to make improvements and to also ensure a smooth transition for their staff. Mr. Laramee, who originally is from Duxbury, thanked the Board and stated that he looks forward to another three years.

Mr. Flynn moved that the Board of Selectmen vote under Section 1.2 of the Management & Concession Agreement dated December 30, 2015 between the Town and Johnson Golf Management, Inc. to extend the term of the Agreement by three (3) years commencing January 1, 2021 and expiring on December 31, 2023, with all terms to be the same terms and conditions set forth in the original Agreement. *Seconded by Mr. Madigan Mr. Madigan-Aye; Mr. Flynn – Aye*

**Discussion pertaining to Municipal Relief Transfers**

Mr. Adams explained all of the transfers as follows:

Item #	Funds From			Funds For		
	Description	\$ Amount	Omnibus Budget Line #	Description	\$ Amount	Omnibus Budget Line #
1	Sow & Ice Salaries	19,087.96	54	Snow & Ice Expenses	19,087.96	55
2	Sow & Ice Salaries	29,567.08	54	DPW Admin Expenses	29,567.08	49
3	Health Insurance	19,205.00	82	Medicare Tax	19,205.00	80
4	DPW Admin Salaries	5,000.00	48	Facilities Expenses	5,000.00	29
5	DPW Admin Salaries	22,700.00	48	Highway Salaries	22,700.00	52
6	DPW Admin Salaries	5,600.00	48	Transfer Station Salaries	5,600.00	57
7	DPW Admin Salaries	900.00	48	Sewer Salaries	900.00	59
8	Fuel Depot	3,000.00	47	Street Lighting	3,000.00	56
		\$105,060.04			\$105,060.04	

Mr. Flynn moved that the Board of Selectmen approve of the FY20 municipal relief transfers in the total amount of \$105,060.04, as presented.

*Seconded by Mr. Madigan Mr. Madigan-Aye; Mr. Flynn – Aye*

**Acceptance of Donation from Copeland Family Foundation, Inc. for the Animal Shelter**

Mr. Flynn moved that the Board accept, with gratitude, the Copeland Family Foundation, Inc., donation of \$6,000.00 for the Duxbury Animal Shelter.

*Seconded by Mr. Madigan Mr. Madigan-Aye; Mr. Flynn – Aye*

**Discussion pertaining to Annual/Special Town Meetings – Warrant Articles**

Mr. Read recommended that the Selectmen Indefinitely Postpone the following Annual Town Meeting warrant articles:

11	Fourth of July Appropriation
12	Pilgrim Nuclear Power Plant Decommissioning - Safer Spent Fuel Storage
17	Seawall Matching Grants Funds
19	Engineering Design Exit 10 / Tremont Street
20	Proposed Lease Between the Town of Duxbury and Alden Kindred of America, Inc.
21	Citizen's Petition - Replacement of 4 Angled Parking Spaces In Halls Corner With One (1) Handicapped Space
22	Citizens' Petition – Amend Zoning By-Laws - Abutter Notification for Res. Bldg. Permits >1,000 square feet
23	Amend Zoning Bylaws: Flood Hazard Areas Overlay District
24	Amend Zoning Bylaws: Article 200 Establishment of Districts
25	Amend Zoning Bylaws: Move Uses to Use Table
26	Amend Zoning Bylaws: Administrative Cleanup and Current Zoning Maps
29	Proposed New Local Historic Districts
41	Appropriate Funds for Town Pathways

Mr. Flynn moved to Indefinitely Postpone Annual Town Meeting Warrant Article Nos. 11, 12, 17, 19, 20, 21, 22, 23, 24, 25, 26, 29, and 41, as presented.

*Seconded by Mr. Madigan Mr. Madigan-Aye; Mr. Flynn – Aye*

Mr. Read mentioned that the Annual Town Meeting has been rescheduled to Saturday, August 1, 2020 at the Duxbury High School Gymnasium. He also stated that we are looking at Thursday, October 8, 2020 for a Fall Special Town Meeting and that he is hopeful to get these articles covered in one evening in an expedited process.



He continued to say that a group met last week to consider different spaces to hold Town Meeting – the high school gymnasium, the PAC and outdoors. He remarked that there were issues with holding the August 1 Town Meeting outdoors such as power sources and extreme heat, which all were concerned about everyone's safety with the heat. Mr. Read mentioned that other Towns have had outdoor Town Meetings in June, but the weather was a bit better and the meetings didn't last for more than three hours.

Mr. Read stated that the PAC (Performing Arts Center) seating provided a challenge because of social distancing requirements and it would not accommodate enough people. It was then settled that the HS/MS gymnasiums would provide the space to keep people 6' apart. Masks will be required for attendance and entrance will be through the HS side in order to register people as they come in. Mr. Read said that safe social distancing is important. More information to follow on the Town's website and in the Clipper.

#### **9:45AM WATER & SEWER COMMISSIONERS**

Mr. Flynn moved that the Board of Selectmen adjourn the meeting as Selectmen in order to meet as the Water & Sewer Commissioners, with the intent of re-convening as Selectmen afterward.

*Seconded by Mr. Madigan Mr. Madigan-Aye; Mr. Flynn – Aye*

#### **Marshfield Water Commitment M-2020-2**

This is the commitment to collect the amount billed to the Town of Marshfield for Marshfield Residents receiving Duxbury Water.

Mr. Flynn moved that the Board of Water & Sewer Commissioners instruct the Treasurer to collect the total amount of \$11,441.86 for water charges for Commitment M-2020-2.

*Seconded by Mr. Madigan Mr. Madigan-Aye; Mr. Flynn – Aye*

Mr. Flynn moved that the Board adjourn their meeting as Water & Sewer Commissioners and re-convene as Selectmen. *Seconded by Mr. Madigan Mr. Madigan-Aye; Mr. Flynn – Aye*

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

Mr. Read commended Duxbury Youth Baseball for their quick and efficient handling of a recent issue where it was learned that a young player was exposed to a COVID case. He commented that DYB quickly shut down everything and messaged the parents. Mr. Read said that DYB's action was the terrific example of what to do. The message was clear, concise and addressed. Mr. Read thanked DYB for their quick and appropriate response, and thankfully the young man is fine. Mr. Cushing concurred that DYB has led the charge on how to do things right in following the guidelines.

#### **V. COMMITTEE APPOINTMENTS/RE-APPOINTMENTS/RESIGNATIONS**

Mr. Flynn moved that the following members be re-appointed/appointed as follows:

**Sidewalk & Bike Path Committee** (Thomas Nee-Chair / David J. Madigan-Liaison)

David Kelly Re-Appointment 06-30-23

Stephen Marshall Re-Appointment 06-30-23

**Zoning Board of Appeals** (Wayne Dennison-Chair / David J. Madigan-Liaison)

Wayne Dennison Re-Appointment 06-30-25

Boris Goynycz(Associate Member)	Re-Appointment	06-30-21
Philip Thorn (Associate Member)	Re-Appointment	06-30-21

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

**VI ONE-DAY LIQUOR LICENSE REQUESTS - None**

**VII EVENT PERMITS - None**

**VIII MINUTES**

Mr. Flynn moved that the Board of Selectmen approve the 06/29/20 Selectmen's Open Session Minutes, as presented.

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

**VIII ANNOUNCEMENTS**

- 1) **Next Scheduled Selectmen's Meeting** will be on Monday, July 20, 2020 at 9:30am

**IX ADJOURNMENT**

Mr. Flynn moved that the Board of Selectmen adjourn at approximately 10:02am.

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

***Minutes submitted by Nancy O'Connor***

***LIST OF DOCUMENTS***

- 1) *Agenda*
- 2) *W&S Commitment and Agenda*
- 3) *Documentation re Johnson Golf*
- 4) *Copeland Family Donation*
- 5) *List of Warrant Articles*
- 6) *Committee Appointments*
- 7) *Minutes*
- 8) *Announcements*