

Date: July 20, 2020

Date Minutes Approved: August 31, 2020

TOWN CLERK
2020 AUG 31 PM 12:39
DUXBURY, MASS.

BOARD OF SELECTMEN

OPEN SESSION MINUTES

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: Jeff Blake, Esq. (KP Law); members of the Affordable Housing Trust and CPC (Executive Session only); Susan Kelley, Town Clerk; and 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 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. This meeting will then be available via video on-demand on PACTV's website.

9:35am – EXECUTIVE SESSION

For the purpose of discussing consideration of the purchase, exchange, lease or value of real estate since an open meeting may have a detrimental effect on the strategizing and negotiating position of the Town, if the chair so declares, regarding 761 Temple Street.

Mr. Flynn moved we 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 will adjourn immediately after the completion of this Executive Session.

As Chair, Mr. Madigan declared that 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 Mr. Madigan-Aye; Mr. Flynn – Aye

After Executive Session discussions were completed, Mr. Flynn moved that the Board of Selectmen adjourn the Executive Session and immediately re-convene in Open Session.

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

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 Annual/Special Town Meetings – Warrant Articles

Mr. Flynn moved to Indefinitely Postpone Annual Town Meeting Warrant Article No. 30 – Transfer of Town-owned Land to the Duxbury Affordable Housing Trust – Lincoln Street, as presented.

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

Mr. Flynn moved to Indefinitely Postpone Annual Town Meeting Warrant Article No. 31 – Citizens’ Petition – Amend General Bylaws – Storage of Property at Shipyard Lane – Kayaks, as presented.

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

Mr. Flynn moved to Indefinitely Postpone Annual Town Meeting Warrant Article No. 40 – Citizens’ Petition – CPA Surcharge, as presented.

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

Discussion pertaining to 1/12 Budget for the month of August – Presented by John Q. Adams

Mr. Adams stated that new processes under a COVID-19 Act will give authority to the Selectmen to approve a 1/12 budget expenditure plan for the month of August. Mr. Adams further remarked that once the Selectmen approve of the monthly plan, he will then submitted to the DLS.

Mr. Flynn moved that the Board of Selectmen approve a 1/12 budget in the amounts as follows:

\$7,113,226 (General)
\$1,815,129 (School)
\$ 166,188 (Water Enterprise Fund)
\$9,094,543

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

Article 5 – Operating Budget: Mr. Read stated that the Finance Committee will be voting on Article 5 (Operating Budget) at their next meeting on Thursday, so he recommended that the Selectmen wait until their next meeting on July 27, 2020 after receiving Finance Committee recommendations. (No votes taken)

Article 6 – Capital:

Mr. Flynn moved that the Board of Selectmen support Article 6 General Fund Total in the amount of \$1,152,346.00, as presented. *Seconded by Mr. Madigan Mr. Madigan - Aye; Mr. Flynn – Aye*

Mr. Flynn moved that the Board of Selectmen support Article 6 Water Enterprise Fund Total in the amount of \$146,161.00, as presented.

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

Article 7 – Small Equipment & Minor Services:

Mr. Flynn moved that the Board of Selectmen support Article 7 – Small Equipment and Minor Services General Fund Total in the amount of \$71,115.00, as presented.

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

Discussion pertaining to Municipal Relief Transfers - None

IV. TOWN MANAGER’S REPORT

Mr. Read began by providing the following reminder from the Board of Health regarding the current beach regulations, which is also under Town News on the Town’s website:

*The Duxbury Board of Health would like to remind everyone that it’s up to all of us to help keep Duxbury Beach open and safe. While enjoying Duxbury Beach this summer, patrons **must**:*

- Maintain social distancing of at least 6’ feet when moving about, waiting for bathrooms, and interacting with staff*
- Maintain social distancing of at least 12’ feet between groups when seated on the beach*
- **Wear a face covering when social distancing is not possible***
- Limit groups to 10 people or less*
- Behave appropriately with others and staff - we are all in this together*
- Limit time spent unloading and loading your vehicle in the parking lot*

Please remember, the continued safe and appropriate use of this wonderful natural resource is up to all of us.

Mr. Read said that we were all getting ready for Annual Town Meeting on Saturday, August 1 at 9am in the DHS/DMS gymnasiums as safe and appropriate places. With the summer weather, the turf field may be too hot, and it would be too difficult to maintain social distancing with the PAC seating arrangement. He remarked that they did consider Train Field; however, there were a number of factors to consider: 1) extreme unpredictability of the weather – impossible to predict 30 days out; and 2) the connection to a power source, would we need cooling if too hot, would we need a generator, and tents for inclement weather. He noted that we will be following State guidelines, wearing face masks/coverings, will provide temporary AC units for air flow, hand sanitizers will be available, seating will be 6’ apart, and we will be limiting the number of warrant articles in order to reduce the amount of time spent in the gyms so that we can provide a safe venue for Town Meeting.

V. COMMITTEE APPOINTMENTS/RE-APPOINTMENTS/RESIGNATIONS None

VI ONE-DAY LIQUOR LICENSE REQUESTS - None

VII EVENT PERMITS - None

VIII MINUTES

Mr. Flynn moved that the Board of Selectmen approves the 7/13/20 Selectmen’s Open Session minutes, as presented. *Seconded by Mr. Madigan Mr. Madigan - Aye; Mr. Flynn – Aye*

IX ANNOUNCEMENTS

- 1) Vote by Mail applications are available to download on the Town Clerk's page on the Town's website, will be mailed to voters upon request and will be available outside the back door of the Town Hall. Completed applications can be emailed to the Town Clerk at kelley@town.duxbury.ma.us, mailed to 878 Tremont St, Duxbury or dropped in the drop box behind Town Hall. The deadline to submit a Vote by Mail application for a mailed ballot for the State Primary and Special Elections on September 1st is 5:00 pm on Wednesday, August 26th. Ballots must be received by the Town Clerk's office by 8:00pm on election day to be counted in the final tally.
- 2) Town Hall Services: A reminder that while Town Hall is still closed to the public, we are still available via telephone, email and regular mail. Transfer Station and Beach Sticker applications can be found at the back door and online. Sticker applications and bill payments can be left in the mail drop box located at the back door.
- 3) Next Scheduled Selectmen's Meeting will be on Monday, July 27, 2020 at 9:30am

XI ADJOURNMENT

Mr. Flynn moved that the Board of Selectmen adjourn at approximately 11:24am.
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) *List of Articles*
- 3) *Budget documentation*
- 4) *Executive Session documentation kept separately*
- 5) *Minutes*
- 6) *Announcements*