

**Date: September 17, 2018**

*Date Minutes Approved: September 25, 2018*

TOWN CLERK  
2018 SEP 27 PM 2:19  
DUXBURY, MASS.

## **BOARD OF SELECTMEN MINUTES**

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

**Absent:** (none)

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

### **I CALL TO ORDER**

The meeting was called to order at 7:00 PM in the Mural Room at the Duxbury Town Hall.

### **III OPEN FORUM**

### **VI NEW BUSINESS**

**Recognition of Rep. Cutler and Sen. O'Connor for their assistance to the Town of Duxbury –**  
Mr. Flynn announced this item of business has been postponed until the September 24, 2018 Selectmen's Meeting.

### **Discussion regarding the Eben H. Ellison Trust Fund / Gordon Cushing**

Recreation Director Gordon Cushing explained that under the terms of the Eben H. Ellison Trust Fund half of the interest is to be spent for worthy Town projects and the other half is to be spent on the upkeep of the Ellison Playground adjacent to the Duxbury Free Library. The Ellison Trustees have reviewed the suggested worthy Town projects and the Treasurer's report. Mr. Stephen Carleton and Mr. Matt Walsh, the Ellison Trustees have authorized \$9,387. be expended towards new starting platforms at the Percy Walker Pool and \$9,387. for upkeep of the Ellison Playground. In the Recreation Director's recommendations it was noted that the starting blocks are 15-20 years old. The request has come from the DHS swim coaches and other teams that use the facility. While the cost is about \$24,000 with installation, the remainder of the funds will be sought through fundraising and requests to the Duxbury Boosters.

Mr. Madigan moved that the Board of Selectmen recommend a total expenditure of \$18,774. from the Eben H. Ellison Trust fund for the following:

- \$9,387. for Worthy Town projects to be allocated towards new starting platforms at the Percy Walker Pool; and
- \$9,387. for upkeep of the Ellison Playgrounds.

Second by Mr. Dahlen. VOTE: 3:0:0.

**EPZ Siren Disposition Post Implementation of the Pilgrim Station Permanently Defueled Emergency Plan (PDEP) / Chief Nord &/or Duxbury Nuclear Advisory Committee**

Chief Nord, Duxbury's Emergency Management Director, and Ms. Pixie Lampert, Chair of the Duxbury Nuclear Advisory Committee were present for this item of business.

Chief Nord's recommendation is for the Selectmen to check Option 1 for Entergy Nuclear Generation Company to disable and remove all sirens within the jurisdiction from service after the Pilgrim Nuclear Power Station's Permanently Defueled Emergency Plan (PDEP) becomes effective, unless otherwise agreed to by both parties, and to complete this work at no cost to the Town.

He mentioned that there are 18 sirens in the Town. There are two options:

Option 1: to disable and remove all sirens; and Option 2: would be to donate those to the Town, but with that would come a great expense to maintain them.

The sirens would be removed once Entergy has stopped producing power and in their eyes there is no long a threat to offsite emergencies.

Mr. Flynn asked about the casks. In response Ms. Lampert provided the following comments:

- Basis of the decision made by Nuclear Regulatory Commission (NRC) is a financial one and not necessarily a safety one. She indicated that NRC have incorrectly assumed that a short period after all the fuel has been placed in the spent fuel pool that the probability of an accident is very small. The NRC believe that it would take a long time for a spent pool fire to ignite, and therefore it would allow time for mitigation and for a timely evacuation. That has been refuted by many independent experts, but the NRC has authority for the decision.
- As a result, 10 months after all the fuel is in the pool, so early 2020, Entergy no longer has to provide for offsite Emergency Planning. This will mean the loss of at least \$80,000 to Duxbury for radiological emergency response.
- Based on the above, she said the cost for maintaining and/or replacing components or whole sirens would be a significant cost.
- She mentioned that Representative Cutler and Senator O'Connor did put a bill before the Legislature in which Entergy would have to continue paying for emergency preparedness while the spent fuel is still in the pool, but it did not pass.
- In discussing this the DNAC did recognize that the Town has a rapid-dialing system. Two fire stations could sound alarms and/or the DPW could make announcements with bullhorns. This might require some education for the public.
- The DNAC does agree with Chief Nord's recommendation to option 1 for the removal of the sirens.

Chief Nord said that each siren is upwards of \$15,000, if it completely fails. The estimated annual maintenance cost would be \$1,500 per siren per year times 18 sirens plus batteries, so at least \$27,000. Because we are buying old equipment and we have other methods on notification (e.g., social media) he does not feel the cost of maintaining the sirens are worth it.

Getting back to the spent fuel issue, Ms. Lampert said that rods are in the spent fuel pool. Holtec is looking to purchase the license for the plant, and Holtec hopes to empty the pool within three years of the closure. Then the spent rods would be put into dry casks. While dry casks are safer, then have not taking into concerns about terrorist attacks or possible cracking over time. So the risk will always be there.

Chief Nord mentioned that the timeframe for the plant shutdown is June 2019. There are costs like the conversion of the phones to VoIP and copier machine costs, which he is working with the Finance Director and Town Manager to plan for.

Mr. Madigan moved that the Board of Selectmen authorize Town Manager René Read to execute the Letter of Understanding: Dispositions of PNPS EPZ Sirens indicating the Board's selection of Option 1 (at their cost). Second by Mr. Dahlen. VOTE: 3:0:0.

Ms. Lampert mentioned that the DNAC will be back to discuss the issue of the spent fuel at a later time. She mentioned that there have been some discussion of opening of two possible sites – one in New Mexico and one in Texas. The Yucca Mountain site that was suggested years ago for storage of spent fuel is not going forward. She added that the spent fuel at Pilgrim will be stored at less than 150 ft. from Cape Cod Bay and should be of concern given the discussions of sea level rise.

Chief Nord mentioned to the Board that Duxbury is part of a Regional Technical Rescue Team, and together Plymouth County, Bristol County, Norfolk County and Barnstable County made up a consortium of Southeastern Massachusetts Technical Rescue Teams. Duxbury received notice last week there was a need for assistance in North Carolina in the aftermath of Hurricane Florence. Southeastern Massachusetts deployed 46 members of its Technical Rescue Team to North Carolina to assist with swift water rescue. Two Duxbury Firefighters and a boat were deployed as part of the effort. The deployment is expected to be for a minimum of 10 days and a maximum of 14 days.

Discussion regarding Alden House (plans for 2020/Alden Campaign/Alden First Site) – Pauline Kezer

Present for this item of business were the following representatives from the Alden Kindred of America, Inc. (AKA): Ms. Pauline Kezer, President; Ms. Desiree Mobed, Executive Director; and Ms. Emily Zoltowski and Mr. Rich Holmes, Board Members.

Ms. Kezer gave a PowerPoint presentation, which covered the following topics:

- Two reasons for tonight's visit: (1) to mention their role in serving as a visitor center for 2020 in conjunction with the Plymouth 400<sup>th</sup> and (2) to discuss the Alden First Site and how best to preserve it.
- Appreciation for the services and support over the years from CPC funds, to fire and police services, to assessor's services, to wood chips for their grounds, and for this evening's invitation to address the Board.
- Some of the history of the AKA and their milestones, including the 1960 professional archeology dig (Robbins-Edwards) which yield a number of artifacts, the 2008 designation as a National Historic Landmark by the U.S. Dept. of the Interior, the 2015 purchase of 97 Alden ST property linking the Alden sites together, and most recently its designation as the Duxbury Visitor Center by Duxbury 2020 for the Plymouth 400<sup>th</sup> events.

- As the 2020 Duxbury Visitor Center, the AKA is working to figure out how to provide the influx of visitors with information about the area and to help them visit some Duxbury sites perhaps by shuttles.
- The AKA's long-range plan, entitled "No Longer...No Yet". The plan takes into consideration three main principles: Value, Support, and Capacity. The AKA believes their value is very rich given their historically significant assets of the house and property. They have an open membership policy and would like to expand their outreach to the Duxbury community and others. They have recognized that their capacity needs to expand to provide additional space for expanding educational programs and exhibit space.
- In order to meet some of their long-range plans the AKA will be running a capital campaign for funds to do the necessary renovations / expansion, to establish an Alden Historical Preservation Assets Fund and an Endowment Fund, and to retire the mortgage on the 97 Alden ST property.
- The presentation include views of the Alden Barn Addition Plan, and Ms. Kezer explain them.
- Also included a slide of the Alden First Site, the National Historic Landmark, behind the Duxbury School campus. Ms. Kezer explained that the Town owns the site, but the AKA owns the rights to the artifacts found there. She expressed some concerns about some of the activities in the area, and hopes that the AKA and Town could work collaboratively to establish some rules and guidelines for the site.
- With regard to the artifacts, it was mentioned that they have been housed at UMass-Boston where graduate students have been working with them. The AKA have plans for a curated exhibit of artifacts in November, 2018 at the Alden House.
- Ms. Kezer then explained the AKA requests of the Town of Duxbury:
  - To formalize the relationship between the AKA and the Town in perpetuity concerning the First Site by creating, what she called a "Duxbury –Alden Compact."; and
  - To reaffirm the "Deed of Gift" for artifacts recovered in the 1960 Robbins-Edwards dig.; and
  - To work closely with the AKA on its plans for expansion, signage, and assistance with various permitting and other processes, including any changes in the Alden ST/ Railroad AV area curing under review. More specifically to perhaps avoid any construction in the area during the 2019-2020 timeframe of the Plymouth 400<sup>th</sup>.; and
  - To support and embrace the AKA's efforts to keep Duxbury's earliest Pilgrim history alive and well.

Mr. Dahlen said that he wasn't sure about the wording of a "compact." He felt what they are really talking about is a permanent easement to allow access to the first site, which would require a Town Meeting vote. Beyond that he was sure with input from a number of departments and members of the AKA that some agreement could be reached regarding guidelines for use of the area.

Mr. Flynn asked about a permanent exhibit of the artifacts. The limiting factor is space so they might be able to do rotating exhibits.

The general consensus was the Board was willing to work with the Alden Kindred of America regarding the topics that were mentioned this evening.

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

Mr. Read reported on the following items:

**1. Water Quality:**

The Water Department is aware of issues regarding brown water in the area east of Route 3 in Duxbury. This has resulted from the work being done on the Captain's Hill Water Tank restoration. The Water Department is working to resolve the issue.

**2. Seawall Update:**

Mr. Read indicated he and other Town Staff will be meeting with FEMA on Wednesday. In the interim, he has verified with FEMA that they will not pay 100% for the armoring boulders, but will reimburse the Town 75%.

**3. Marshfield Bridge Repairs:** Canal Street Bridge ("Rainbow Bridge") and Beach Street Bridge

Mr. Read said that he, DPW, and Planning staff met with representatives from Marshfield and Plymouth, State Legislators, and MassDOT representatives regarding upcoming plans for work on the Beach ST Bridge project. MassDOT has collaborated with Boston MassDOT staff extensively to troubleshoot and explore options since the meeting at the bridge a couple of weeks ago. They have determined that shoring up of the Canal Street Bridge is the best option (as opposed to a Bailey bridge or other options discussed at the meeting).

He explained that the problem is that the Beach ST Bridge is about to undergo major construction work. That is the bridge that currently is providing the main access to the Gurnet (Duxbury) / Saquish (Plymouth) areas. It is the route currently used for public safety vehicles, esp. the larger fire trucks, to get to those areas. It is also providing access for trucks /equipment for the beach restoration the Duxbury Beach Reservation, Inc. is starting and the seawall repairs.

Shoring up of the Canal ST Bridge, also known as the "Rainbow Bridge," is needed due to the weight limit restrictions on it. With the shoring up, then it would allow the Canal ST Bridge to be used to access the areas while the work is being done on the Beach ST Bridge.

So a design engineer is doing detailed measurements and developing a design for the shoring up of the Rainbow Bridge. Mr. Read said another update is expected at the end of this week.

He reported that they do not have an estimate of cost, scheduling, permitting or an agreement on how the cost will be paid for, and we do not yet know how the Beach Street Bridge repairs will be timed with respect to the Canal Street repairs.

Mr. Read also stated that we do have an understanding that the cost will be the burden of the local government, and there is an ongoing dialogue between the three towns on this matter regarding the sharing of the costs.

**4. Police Department**

Town Manager Read extended a thank you to the Duxbury Police Department as Chief Clancy deployed 6 officers to help cover shifts to spell the North Andover, Lawrence, and Methuen Police Departments during the recent gas crisis in those towns.

He will have the names of the Firefighters and Police Officers deployed to assist in other areas for the Board's next meeting.

**V COMMITTEE APPOINTMENTS/RE-APPOINTMENTS/ RESIGNATION -none**

**VII ONE-DAY LIQUOR LICENSE REQUESTS -none**

**VIII EVENT PERMITS**

**09/29/18 Wicked Good Cause – Light Up the Night Event**

Mr. Madigan moved that the Board of Selectmen grant to Ms. Marie Barlow, as a representative of Wicked Good Cause, permission to hold the Wicked Good Cause Light Up The Night event (in support of pediatric cancer) from 6:00pm – 10:00pm on Saturday, September 29, 2018, placing luminary bags at participating businesses located in Halls Corner and Millbrook Market areas, contingent on the conditions on the permit. Second by Mr. Dahlen. VOTE: 3:0:0.

**10/27/18 Duxbury Newcomers Halloween Spooktacular Event**

Mr. Madigan moved that the Board of Selectmen grant to Ms. Jenna O'Donnell, as a representative of the **Duxbury Newcomers' Club**, permission to hold their annual Halloween Spooktacular trick-or-treat event from 3:00 – 5:00pm on Saturday, October 27, 2018, at participating businesses located in Halls Corner, contingent on the conditions on the permit. Second by Mr. Dahlen. VOTE: 3:0:0.

**IX MINUTES**

Executive Session Minutes:

Open Session Minutes:      08-06-18 Selectmen's Minutes –Draft  
   08-27-18 Selectmen's Minutes -Draft  
   09-06-18 Selectmen's Minutes - Draft

Mr. Madigan moved that the Board of Selectmen approve the 08-06-18, 08-27-18 and the 09-06-18 Selectmen's Minutes, as presented. Second by Mr. Dahlen. VOTE: 3:0:0.

**X ADJOURNMENT**

At approximately 8:00 pm, Mr. Madigan moved that the Board adjourn. Second by Mr. Dahlen. VOTE: 3:0:0.

Minutes prepared by: C. Anne Murray

***LIST OF DOCUMENTS FOR 09-17-18 SELECTMEN'S MEETING (DOCUMENTS LOCATED IN THE SELECTMEN'S OFFICE FILES.)***

1. *Agenda for 09-17-18 Selectmen's Meeting*
2. *OPEN FORUM: no documents*
3. *NEW BUSINESS:*
  - a. *Recognition of Cutler and O'Connor (postponed)*
  - b. *Ellison Trust Fund: CVRSHT –explanation of Ellison Trust and suggested motion; Trustees' authorization letter; Rec Director's suggested projects, and Treasurer's Report on Ellison Trust.*
  - c. *EPZ Siren Disposition –CVRSHEET with Chief Nord's recommendation and suggested motion; Emailed letter of explanation and form to be executed.*
  - d. *Discussion regarding Alden House: PowerPoint handout.*
4. *TOWN MANAGER REPORT (Potential Items): Marshfield bridge information.*
5. *EVENT PERMITS: For each of the following events the packet included the Event Permit application and other details provided about the event, route maps, if applicable, results of the department feedback received, and a drafted Event Permit incorporating the conditions indicated.*

*09/29/18 Wicked Good Cause – Light Up the Night Event*  
*10/27/18 Duxbury Newcomers Halloween Spooktacular Event*
6. *SUGGESTED ANNOUNCEMENTS for 09-17-18.*
7. *MINUTES: OPEN SESSION MINUTES: Suggested Motion and Drafts of 08-06-18; 08-27-18; and 09-06-18 Selectmen's Minutes.*

