

**Date: May 23, 2022**

**Date Minutes Approved: 11/21/22**

TOWN CLERK

2022 NOV 23 AM 10:07

## **DUXBURY SELECTBOARD**

## **OPEN SESSION MINUTES**

**Present:** Fernando Guitart, Chair; Cynthia Ladd Fiorini, Vice Chair; Mike McGee, Clerk; Theodore J. Flynn; and Amy M. MacNab

**Absent:** None

**Staff:** René Read, Town Manager; and Michelle Seda-Stotts, Administrative Assistant

**Others:** Paul Brogna, Co-Chair, HSC;

### **CONVENED IN OPEN SESSION**

**I. CALL TO ORDER** This meeting was called to order at approximately 7:00 pm.  
*Pursuant to Chapter 20 of the Acts of 2021, this meeting will be conducted in person and, as a courtesy, via remote means in accordance with applicable law. Please note that while an option for remote attendance and/or participation is being provided as a courtesy to the public and board members, the meeting/hearing will not be suspended or terminated if technological problems interrupt the virtual broadcast, unless required by law. Members of the public who wish to watch the meeting may do so by viewing the Duxbury Government Access Channels – Verizon 39 or Comcast 15. Viewers can visit [www.pactv.org/duxbury](http://www.pactv.org/duxbury) for information about Duxbury programming including streaming on Duxbury You Tube, to watch replays and Video on Demand.*

### **II PLEDGE OF ALLIGIANCE**

### **III EXECUTIVE SESSION**

#### **6:15 p.m. Executive Session – Joint Meeting with the Community Preservation Committee**

Ms. MacNab moved they go into 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, in accordance with Mass. General Laws Chapter 30A, section 21 and that the Selectboard will adjourn and re-convene in Open Session on or about 7:00pm immediately after completion of this Executive Session.

*“Mr. Guitart, as Chair, declared the necessity for an Executive Session to discuss strategy with respect to the 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 bargaining, strategizing and negotiating position.”*

*Second by Ms. Ladd Fiorini Roll Call Vote: Mr. Guitart-Aye; Ms. Ladd Fiorini-Aye; and Ms. MacNab-Aye Mr. Flynn arrived at 6:30pm - Mr. McGee was absent for the Executive Session.*

Ms. MacNab moved to adjourn the Executive Session and reconvene in Open Session at approximately 6:50pm.

*Second by Mr. Flynn Roll Call Vote: Mr. Guitart-aye; Ms. Ladd Fiorini-Aye; Mr. Flynn-Aye; and Ms. MacNab-Aye*

**IV OPEN FORUM - None**

**V TOWN MANAGER'S REPORT - None**

**VI COMMITTEE APPOINTMENTS/RE-APPOINTMENTS/RESIGNATIONS**

Mr. McGee moved that the Duxbury Selectboard appoint the following members:

**Community Preservation Committee**

James Hunt, fill un-expired term	FY23 Appointment	06-30-2024
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*Seconded by Mr. Flynn Vote: 5:0:0*

**The following boards/committees have available seats:**

<i>Alternative Energy Committee</i>	-	<i>one seat</i>
<i>Duxbury Seawall Committee</i>	-	<i>one seat</i>
<i>Local Historic District Commission</i>	-	<i>one seat</i>
<i>Nuclear Advisory Committee</i>	-	<i>one seat</i>
<i>Recreation Activities Committee</i>	-	<i>one seat</i>

**Comments:**

***If anyone is interested in volunteering on a board or committee, you are encouraged to fill out a Talent Bank form, which can be found on the Town's website under the Forms & Documents tab.***

**VII ONE-DAY LIQUOR LICENSE REQUESTS**

**6/05/22 Bay Farm Montessori – Festival at the Farm**

Mr. McGee moved that Mr. Craig Sander, as a representative of the Bay Farm Montessori Academy, is granted a One-Day Wine & Malt License for the social gathering of the Festival at the Farm on Sunday, June 5, 2022 from 12:30pm to 3:30pm, contingent upon the conditions of the license.

*Seconded by Mr. Flynn Vote: 5:0:0*

**VIII EVENT PERMITS**

**8/27/22 Duxbury Rotary Club – Annual Duck Race**

Mr. McGee moved that Mr. Paul Brogna, as representative of the Duxbury Rotary Club, is granted permission to hold their annual Duck Race on Saturday, August 27, 2022 from 9:00am to 2:00pm (approx..) in the Blue Fish River at Blue Fish Bridge located on Washington Street, contingent upon the conditions of the permit.



Seconded by Mr. Flynn      Vote: 5:0:0

**IX      MINUTES   - None**

**X      ANNOUNCEMENTS**

**1) Town Hall Closure:**

Town Hall will be closed on Monday, May 30 in observance of Memorial Day. There will be no Selectboard Meeting that evening.

**2) Next Scheduled Selectboard's Meeting** will be on Monday, June 6, 2022 at 7:00pm.

**XI      BONUS SHELLFISH (Month of June)**

Mr. McGee moved that the Selectboard declare a temporary Bonus Shellfish Season for:

- 1) The commercial harvesting of softshell clams for the month of JUNE. Regulations as attached. (Please see Attachment B & C)
- 2) The commercial harvesting of quahog clams for the month of JUNE. Regulations as attached. (Please see Attachment A & C)
- 3) The recreational harvesting of Soft-Shelled Clams for the month of JUNE. Regulations as attached. (Please see Attachment D)

Seconded by Mr. Flynn      Vote: 5:0:0

**XII      NEW BUSINESS**

***Discussion with Highway Safety Committee regarding speed reduction on Bay Ridge Lane and Bayview Road.***

Mr. Brogna stated that the first request is the Speed Limit Reduction on Bay Ridge and Bay View roads. To reduce the speed limit from 30 mph to 25 mph. You should have a letter from the HSC, in which we voted, 3-2 in favor of the reduction. Back in January we had a meeting and there were 7 residents expressing their concern for the speed limit on these roads. Mr. Guitart inquired about the 3-2 vote. Mr. Brogna replied that back in January the HSC was before the board and Mr. Read had indicated we should test the speed with Solar speed signs prior to reducing the speed. We still have not received the signs, nor have they been purchased. It has been 4-5 months and we felt that we should do our due diligence to address the situation. Mr. McGee inquired about the notice. Mr. Brogna replied it was placed in the Clipper, at least two weeks before. Usually, requests come from residents calling in. Ms. Ladd Fiorini inquired about how these two roads came about. Mr. Brogna replied that they were done by requests from the residents. Ms. Ladd Fiorini seems like we are piece meal on

the reduction. Mr. Brogna agreed. The problem is enforcing the speed limit. Ms. MacNab inquired about the roads being affected and is there a real difference in the speed from 30mph to 25mph. Mr. Guitart would like to see the electric signs put out and will discuss it with the Town Manager. Mr. Flynn stated that he will not support piece mealing around town and we need to make a decision to do a total town reduction or put signs throughout town. A discussion was had about several of the streets and the speed limits on each.

Mr. Guitart stated that we need to decide and have a conversation as a board to make that decision. Mr. McGee suggested tabling this decision until we can have that conversation. Mr. Flynn would rather see it on the agenda with a proposal to reduce the speed townwide. Mr. Guitart suggested the HSC research and come up with a recommendation. Ms. MacNab would like to know what the residents would like. Mr. Guitart would like to leave it to the HSC to lead this and bring it forward. Mr. Brogna had several comments: 1. We have lowered the speed to a number of streets throughout town and now, more have come forward with requests, and they are being told it is being tabled. 2. Would like to just commit to lowering the speed to Townwide. 3. Speed enforcement is lacking 4. We are just an advisory board not a regulatory board. Mr. Guitart suggested voting on this request and have the HSC go thru the process as discussed, if we as a Town go down to 25mph. Ms. MacNab restated that she would like to hear from the residents before we make that decision.

Mr. McGee moved that the Selectboard vote to accept the recommendation of the Highway Safety Advisory Committee to reduce the speed limit from 30 mph to 25 mph along the full length of Bay Ridge Lane and Bayview Road, as they find this road meets the criteria as allowed by Section 193 of Chapter 218 of the Acts of 2016 under Chapter 90, Section 17C, and further to authorize the Chair to sign and send notice of action to the Massachusetts Department of Transportation (MassDOT).

*Seconded by Ms. MacNab      Vote: 4:1:0 (Mr. Flynn voted nay)*

Mr. Guitart suggested a motion to direct the Highway Safety Committee to research an appropriate Town Wide Reduction.

Mr. McGee moved that the Selectboard vote to request the Highway Safety Advisory Committee explore an appropriate Town Wide Speed limit, except as otherwise posted, and report to the Selectboard.

*Seconded by Ms. MacNab      Vote: 5:0:0*

***Discussion with Highway Safety Committee regarding Parking at Hall's Corner along Standish Street (follow-up discussion from 5/16/22 meeting)***

Mr. Paul Brogna, Co-Chair of the HSAC, stated that they checked with all four businesses last week, and all but one has completely responded. The Economic Advisory Committee meets tomorrow, and Mr. Brogna suggested the Selectboard postpone for two weeks until they can have a conversation with the final business entity and the EAC can discuss.

Mr. McGee inquired if Mr. Brogna wanted to comment on the Annual Duck Races. Mr. Brogna commented on the time and date of the event and thanked them for their help and support. Ms. MacNab commented it was "Just duckie."

Mr. McGee moved that the Selectboard adjourn at approximately 8:55pm.

*Seconded by Mr. Flynn      Vote: 5:0:0*

***Minutes submitted by Michelle Seda-Stotts***

***LIST OF DOCUMENTS***

- 1) BOS Agenda*
- 2) HSC letter and pictures*
- 3) Committee Appointments/Re-Appointments/Resignations*
- 4) ODLL – Festival at the Farm – Bay Farm Montessori Academy*
- 5) Event Permits – Duxbury Rotary Club Duck Race*
- 6) Announcements*
- 7) Bonus Shellfish (month of June)*