

Date: September 26, 2022

Date Minutes Approved: 1/09/2023

TOWN CLERK

2023 JAN 10 AM 10: 56

DUXBURY, MASS.
OPEN SESSION MINUTES

DUXBURY SELECTBOARD

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

Absent:

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

Others: John Adams, Fin. Dir. (via remote); Betsy Sullivan, Finance Committee-Chair; Jerry Pisani, FC (via remote); Frank Holden, FC (via remote); Shannon Godden, FC (via remote).

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 for information about Duxbury programming including streaming on Duxbury You Tube, to watch replays and Video on Demand.

II. PLEDGE OF ALLIGIANCE

III. OPEN FORUM - Nothing for open forum.

IV. NEW BUSINESS

Selectboard to execute three (3) original 10/17/22 STM Warrants

Mr. McGee moved that the Selectboard execute the three (3) original October 17, 2022 Special Town Meeting Warrant.

Seconded by Mr. Flynn Roll Call Vote: Mr. Guitart-aye; Ms. Ladd Fiorini-aye; Mr. McGee-aye; Mr. Flynn-aye and Ms. MacNab-aye.

Discussion pertaining to DBMS Seaport Economic Grant Proposal

Mr. Read gave a brief overview of his memo to the Selectboard regarding the grant proposal. There was a brief discussion with the Selectboard. Mr. Ryan explained the purpose of the grant and taking advantage of this particular grant to develop a first step, and then use to expand. The Selectboard had various questions and concerns regarding this grant and all were addressed by DBMS. All were in agreement to move forward with this proposal.

Mr. McGee moved to approve the proposed Memorandum of Understanding between the Town of Duxbury and the Duxbury Bay Maritime School and further, to pursue the Massachusetts Seaport Economic Council grant as described herein.

Seconded by Mr. Flynn Roll Call Vote: Mr. Guitart-aye; Ms. Ladd Fiorini-aye; Mr. McGee-aye; Mr. Flynn-aye and Ms. MacNab-abstained.

Review and Vote on STM Warrant Articles

Mr. Read went through the list for each of the articles.

1. Acceptance of McLean's Way as a Town Way – *Hold on voting.*

2. Ricker Land Purchase – Finance Committee meeting tomorrow to discuss.

3. Increase to Community Preservation Act Surcharge – *FC meeting tomorrow to discuss.*

4. Surcharge Rate Ballot Question - *Hold*

5. Union Contracts – Jim Wasliewski presented to the Selectboard the Board of Health Inspector position. This position complies with MGL and assists staff with expanding work load. The other part of this article is the addition of Finance Director/Town Accountant position. Not adding a new position, they are creating a new position to be occupied later. Mr. Adams presented the proposition. This was created to look ahead and create flexibility in the accounting department. Mr. Weiler commented on the combining of these two positions but he believes that the Finance Director position should remain separate from the Town Accountant.

Mr. McGee moved that the Selectboard recommend article 5 to amend the Town of Duxbury personnel policy, part 4, pay schedule table, as described.

Ms. Sullivan commented that if this is something they need to do to comply with M.G.L. that is one thing, but if it is not, then they could hire someone on a temporary basis. They learned over this past summer that having a Finance Director is important to the Town, but she would like a response to her inquiry about M.G.L. Mr. Adams stated that by law they need to have a Town Accountant. Ms. MacNab suggested they wait to hear from the Finance Committee regarding both. Ms. Sullivan asked that they split the motions for the two different requests. The original motion was retracted and the Selectboard agreed to wait on voting.

9. Educational Cable Access and Technology

Mr. Read brought forth Article 9 to be discussed by Superintendent Klingaman. She gave a brief description of the request and the need for the funds. Mr. Adams was able to explain the school's portion of the budget and the need for the appropriation. Mr. Guitart inquired about the amount. Dr. Klingaman replied about \$300K. Mr. Adams stated there is about \$700K in the account.

Mr. McGee moved that the Selectboard recommend article 9, Educational Cable Access and Technology, as described.

Seconded by Mr. Flynn Roll Call Vote: Mr. Guitart-aye; Ms. Ladd Fiorini-aye; Mr. McGee-aye; Mr. Flynn-aye and Ms. MacNab-aye.

10. School Roof Replacement

Dr. Klingaman gave a brief description of this request and the need to replace the roofs on the Alden and PAC buildings. There was a brief discussion about the requirements of the roof.

Mr. McGee moved that the Selectboard recommend article 10, School Roof Replacement, as described.

Seconded by Mr. Flynn Roll Call Vote: Mr. Guitart-aye; Ms. Ladd Fiorini-aye; Mr. McGee-aye; Mr. Flynn-aye and Ms. MacNab-abstain.

11. School Safety Measure

Dr. Klingaman stated that the School Dept. is requesting \$150K in safety enhancements and have worked with the Duxbury Police, the Selectboard, Facilities and IT, to create.

Mr. McGee moved that the Selectboard recommend article 11, School Safety Measures.

Seconded by Ms. MacNab Roll Call Vote: Mr. Guitart-aye; Ms. Ladd Fiorini-aye; Mr. McGee-aye; Mr. Flynn-aye and Ms. MacNab-aye.

12. Rescind Borrowing Authorization for Unexpected Funds

Mr. McGee moved that the Selectboard recommend article 12, Rescind Borrowing Authorization for Unexpended Funds.

Seconded by Ms. MacNab Roll Call Vote: Mr. Guitart-aye; Ms. Ladd Fiorini-aye; Mr. McGee-aye; Mr. Flynn-aye and Ms. MacNab-aye.

6. Unpaid Bills

Mr. McGee moved that the Selectboard recommend article 6, Unpaid Bills.

Seconded by Ms. MacNab Roll Call Vote: Mr. Guitart-aye; Ms. Ladd Fiorini-aye; Mr. McGee-aye; Mr. Flynn-aye and Ms. MacNab-aye.

The Finance Committee adjourned.

V. TOWN MANAGER'S REPORT

Mr. Read shared the following:

The removal of Kayaks, Dinghy's, and Paddleboards at Cove Street, Landing Road and Shipyard. The Storage of these vessels, at these sites, is not permitted, due to the standing water contained therein, and the general neglect and disrepair, they constitute a public health hazard and are a liability to the Town. Please note that any vessels in this area must be removed by Monday, October 31st. Otherwise we will take care of them for you.

Mr. Read received an update from Barbara Bartlett, Special Projects and Energy Bldg. Systems, Duxbury Schools is receiving \$48,687 for insulating the attic at the Alden School. The funding comes

from the states competitive Green Community Grant program. Mr. Read thanked Ms. Bartlett for her help and participation.

Ms. MacNab mentioned the need for additional Electric Vehicle charging stations and how we can get more charging stations in Duxbury. Mr. Guitart reiterated the importance of removing vehicles once they are fully charged, so that others can recharge their vehicles.

VI. COMMITTEE APPOINTMENTS/RE-APPOINTMENTS/RESIGNATIONS

Mr. McGee moved that the Duxbury Selectboard recognized the following:

King Caesar Advisory Committee

Kathy Carney (fill unexpired term) FY23 Appointment 06-30-2023

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

Marie Villarin FY23 Resignation 06-30-2023

The following boards/committees have available seats:

Community Preservation Committee - one seat

Duxbury Seawall Committee - one seat

Sidewalk & Bike Path Committee - one seat

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

10/15/22 Duxbury for All – Comedy Night

Mr. McGee moved that **Ms. Karen Wong**, as a representative of **Duxbury For All**, is granted a One-Day Wine & Malt License to hold a Comedy Night Fundraiser event on Saturday, October 15, 2022 at the Duxbury Senior Center on 10 Mayflower Street, from 6:00pm to 10:00pm, contingent upon the conditions of the licenses.

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

10/15/22 Sportworks Ltd. Fall Kick-Off Event

Mr. McGee moved that **Ms. Stephanie Aquino**, as a representative of the **Sportworks Limited**, is granted a One-Day Wine and Malt License for their Fall Kick Off Event, on Saturday, October 15, 2022 from 11:00am – 4:00pm, at the Sportworks Ltd parking lot, 116 Tremont Street, Duxbury, contingent upon the conditions of the license.

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

VIII. EVENT PERMITS

12/19/22 Duxbury Annual Turkey Trot

Mr. McGee moved that **Ms. Loretta Doyle**, as a representative of the **Duxbury Recreation Department**, is granted a permit to hold their annual Turkey Trot Fun Run on Saturday, November 19, 2022 from 10:00 am to 12:00 noon, beginning and ending at the Percy Walker Pool, subject to the conditions of the permit.

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

IX. MINUTES

Mr. McGee moved to approve the 08/8/22 Selectboard's Executive Session Minutes, with the contents to remain confidential until the need has passed.

Seconded by Mr. Flynn Roll Call Vote: Mr. Guitart-aye; Ms. Ladd Fiorini-aye; Mr. McGee-aye; Mr. Flynn-aye and Ms. MacNab-aye.

Mr. McGee moved to approve the 09/19/22 Selectboard's Executive Session Minutes, with the contents to remain confidential until the need has passed.

Seconded by Mr. Flynn Roll Call Vote: Mr. Guitart-aye; Ms. Ladd Fiorini-aye; Mr. Flynn-aye and Ms. MacNab-aye. Mr. McGee-abstained (Not present for Exec. Session)

Mr. McGee moved to approve the 06/27/22 Selectmen's Open Session minutes, as presented.

Seconded by Mr. Flynn Roll Call Vote: Ms. Ladd Fiorini-aye; Mr. McGee-aye; Mr. Flynn-aye and Ms. MacNab-aye. Mr. Guitart-abstained (Not present for Exec. Session)

Mr. McGee moved to approve the 07/25/22 Selectmen's Open Session minutes, as presented.

Seconded by Mr. Flynn Roll Call Vote: Mr. Guitart-aye; Ms. Ladd Fiorini-aye; Mr. McGee-aye; Mr. Flynn-aye and Ms. MacNab-aye.

X. ANNOUNCEMENTS

1) **Next Scheduled Selectboard Meeting** will be on Monday, October 3, 2022 at 7:00pm in the Mural Room.

2) **Columbus Day**

The Town Hall will be closed on Monday, October 10th in observance of Columbus Day (aka Indigenous Peoples' Day). There will not be a Selectboard Meeting that evening.

XI. BONUS SHELLFISH (Month of October)

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

- 1) The commercial harvesting of softshell clams for the month of **OCTOBER**. Regulations as attached. (Please see Attachment B & C)
- 2) The commercial harvesting of quahog clams for the month of **OCTOBER**. Regulations as attached. (Please see Attachment A & C)

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

XII. ADJOURNMENT

Mr. McGee moved that the Board of Selectmen adjourn at approximately 9:05pm.

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

Minutes submitted by Michelle Seda-Stotts

LIST OF DOCUMENTS

- 1) *Selectboard Agenda*
- 2) *STM Warrant*
- 3) *DBMS Seaport Economic Grant Proposal*
- 4) *Appointments/Re-Appointments/Resignations*
- 5) *ODLL – Duxbury For All – Comedy Night*
- 6) *ODLL – Sportworks Ltd. Fall Kick-Off*
- 7) *Event Permit – Annual Turkey Trot*
- 8) *Executive Session Motion*
- 9) *Open Session Motion*
- 10) *Announcements*
- 11) *Bonus Shellfish Season*