

Date: July 11, 2022

Date Minutes Approved: 01/04/2023

TOWN CLERK

2023 JAN -5 PM 1:25

DUXBURY SELECTBOARD

OPEN SESSION MINUTES

Present: Cynthia Ladd Fiorini, Vice Chair; Michael McGee; and Amy M. MacNab.

Absent: Fernando Guitart, Chair; Theodore J. Flynn.

Staff: John Q. Adams, Acting Town Manager; Michelle Seda-Stotts, Administrative Assistant

Others: Becky Chin, Nuclear Advisory Com, Co-Chair; Mary Lampert, NAC, Co-Chair; Jim Lampert, NAC, Member; Tag Carpenter, Historical Commission, Chair; Peter Dalton, Save Our Bay.

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

Mr. Peter Dalton commented during open session regarding his signs for Save Our Bay. They are being removed and he would like them back. Ms. Ladd Fiorini asked Ms. Seda-Stotts to look into having them returned. Ms. MacNab suggested that he make sure they are being placed in the approved locations. Ms. MacNab commented on the electric vehicle charge station, not being accessible to everyone because some are taking advantage of this free service. Please unplug your vehicle as soon as it is charged and give others the opportunity to charge their vehicles.

IV NEW BUSINESS

Duxbury Nuclear Advisory Committee Update re: HOLTEC – next steps

Ms. Lampert stated that they are in the wind up for a decision to come regarding Holtec to decide what they are going to do in the 3rd and 4th quarter of 2022, and we are running out of time to ensure we do not have 1 million gallons of radioactive and chemically contaminated water into Cape Cod Bay. Every town on Cape Cod and the South Shore have voted against dumping. Holtec has 4 options: 1. Dumping. 2. Shipping to a licensed facility out of state. Holtec, in writing, has objected to this option. 3. Evaporate which has been objected to by Holtec. Due to expenditure. 4. Store on sight. Holtec would like this and get it done by 2027. We are not in favor of this, there is a breach in the storage containers and not an option. There are two places to put pressure: EPA and the Attorney Generals office. The EPA has permits on how much they can release from the spent fuel pool into the Bay. Holtec claims the permit prohibited pre-processed water, which falls under the NRC. EPA clarified to

Holtec that this is not acceptable. Holtec has already violated the permit by releasing water from an electrical vault with out any penalties. The other party they are looking towards is the Attorney General (AG), in the settlement agreement that was signed between Holtec and the Commonwealth, they agreed to abide by all MA environmental and safety regulations. There are several regulations that prohibit dumping in a protected open sanctuary -such as MGL 132a. The issue remains for citizens to contact the AG, and require them to enforce the regulations. Ms. Lambert gave a quick update on spent fuel. Marshfield is suing Holtec based on receiving the end of their emergency planning funds. Mr. Lambert commented on the EPA and the AG. The State has the authority to stop this, but it has to exercise that authority. We need Representative Keating, Senator Markey, and Senator Warren to put the pressure on them. Ms. Chin commented on the Torist Vent and the active threat it is. Ms. Ladd Fiorini inquired if another letter would benefit the cause. Ms. Lampert replied it would definitely make an impact. Ms. Ladd Fiorini inquired about the "enforcement" from the AG. Mr. Lampert replied that the AG is in a position to bring suit to enforce the agreement and enjoin the violation of the agreement provision which says that Holtec will comply, and agreed to comply with MA regulations, focusing in particularly on the ocean sanctuary regulations. Ms. MacNab commented on Holtec and the testing of the water to be released. Ms. MacNab's final comment was that they have not given up and are committed to this cause. Ms. Lampert mentioned there is a grant available for environmental health research, that have five towns already in it, a Board of health outlook. Mr. McGee commented that we should be proactive with our actions towards Holtec, if they plan on dumping and violating the law. Mr. Cedrone commented that if we could ask citizens to send letters where would they send them. Dr. Cronin responded by going to Save Our Bay MA.com, and you will find draft letters and the addresses to send the letters. He suggested sending them to Attorney General Healy. Ms. Ladd Fiorini requested they send her the article and copies of the letters as drafts, as well as, have the Selectboard draft a letter to be sent. Mr. Adams commented that a letter was drafted by KP Law and sent out to other committees for feedback and he would get an update on the draft. Mr. Dalton requested for an extension on the Save Our Bays signs. Ms. MacNab replied they would add that request as an agenda item at a future date. Ms. Ladd Fiorini thanked Ms. Lampert, Mr. Lampert and Ms. Chin for giving an update on this issue.

Discussion regarding the Harrington Working Group: RFP Sale of 761 Temple Street status update.

Mr. Tag Carpenter began by giving a short history of the property and how it was acquired. This would allow for the preservation of the house and the land, approximately 2.9 acres, and the RFP was created to sell the parcel. There was a Purchase and Sale agreement created with a preservation agreement in line with the sale. Ms. MacNab stated that a lot of thought and consideration was put into this agreement. Mr. Carpenter stated that the RFP is the primary focus, opening the door, for the 40-day window for interested parties to submit bids to the Town. Hopefully retaining a bidder who is very interested in maintaining the historic preservation of the property. Mr. McGee was concerned with the worse-case scenario of a demolition and wanted to ensure they know that demolition is not option. Mr. Carpenter explained the evaluation criteria used to grade the proposals that come in. Including, the intended use of the property, renovation plan, price and the ability of the purchaser to maintain the preservation of the house. The owner will be able to renovate the interior of the house the way they see fit. Ms. MacNab inquired about the requirement for making a decision. Mr. Carpenter went thru the schedule of events prior to a decision being made. Mr. McGee inquired about the funds received going to reduce the debt to the CPC. Mr. Adams confirmed the use of the funds received from the sale. Ms. MacNab wanted to ensure that there be transparency in the process. Mr. Carpenter ensured the Selectboard that all perspective bidders will receive exactly the same information and there is no

preferential treatment. It will be publicly advertised and placed in the Central Register within 30 days prior to the bid closing. They have created a property website, with the RFP available to anyone interested in buying the house. There is a virtual tour of the house so that anyone can see it. It will be posted on Zillow and become very visible. Mr. McGee supports any efforts the committee believes will garner an interested party. Ms. Ladd Fiorini thanked Mr. Carpenter for all his and the committee's hard work.

V TOWN MANAGER'S REPORT

Mr. Adams shared the following:

1. Hiring Updates:
 - a. Town Planner – Pre hire screening this week and most likely start on Monday July 18th
 - b. Conservation Administrator – First round of interviews was conducted today.
 - c. Recreation Director – Posting closed earlier today and hiring team is being assemble to review the candidate pool and schedule interviews.
2. Duxbury Police Implement Electronic Citation System – The Duxbury Police department had put out a press release on June 28th regarding implementation of a new Electronic Citation System that they purchased through an Executive Office of Public Safety Grant. This new tool will give Duxbury Police Officers the ability to:
 - a. Print and issue electronically created traffic citations. *This will streamline the process of issuing citations and warnings for traffic violations while enhancing legibility and eliminating errors.*
 - b. Will transfer license and registration data from the RMV database onto citations and warning forms.
 - c. *It is anticipated that future enhancements will eliminate the need for manual data entry to track traffic statistics.*
3. Turf Field update - As of Friday, all of the old turf had been taken up and disposed of, as well as, the surface of the track that is being refinished. Field Turf assessed the current condition of the site, and the subsurface was in better shape than they had initially anticipated, which could potentially save us approximately \$20k from the total cost of the project.

4. Opioid Abatement Program Working Group –

Sue Bradford	Duxbury Student Union	Executive Director
Anne Ward	Duxbury FACTS	Co-chair
Anne Marie Winchester	PCO-hope	Community Coordinator
Sgt. Andrew Homestead	Duxbury Police Dept.	Police Sergeant
Kirsten Piper	Duxbury Fire Dept.	EMS Manager/Paramedic
Kathy Carney	Board of Health	Town Nurse
Lisa Freeley	Duxbury Public Schools	Director of Business and Finance

5. MEMO regarding Master Plan

The Select Board will begin quarterly joint meetings with the Planning Board regarding Implementation of the Master Plan on Monday, July 25, 2022.

This first meeting will be to discuss how these joint meetings shall be conducted procedurally. The overall objective for these meetings will be to understand where each individual Board, Committee, or Department is in working through the goals and objectives tasked to each under Chapter 13 of the Master Plan.

In the weeks leading up to this meeting we would ask each one of you to review where you are in this process and be prepared to send or present an update to the Planning Board at a future time.

We also ask that you join us in person or via zoom for this joint meeting, if you can.

6. HOLTEC update - KP law has drafted a letter and it has been sent out to a number of other communities. We are currently receiving feedback from those communities. Because we are getting feedback on this letter and this is something we want everyone to sign onto, this will be a changing draft. One large community has signed on as of now without any revisions. KP Law Atty, Jeff Blake - We will be revising the draft letter (again) we sent out to you to incorporate very significant news from the EPA. By this letter (referring to June 17th letter from EPA to Holtec noting Holtec Pilgrim is not authorized under the current NPDES permit to discharge pollutants in spent fuel pool water.)
7. MBTA Advisory Board update – We have received an MBTA Advisory Board Update from Brian Glennon that is in your packets. In the update Mr. Glennon provides an overview of the last MBTA Advisory Board meeting that took place on June 30th. As a result of the meeting Mr. Glennon has the following requests from the Select Board:
- a. That you formally appoint him to serve in this role for the 2022-2023 fiscal year.

- b. provide notice of the appointment to Brian Kane, Executive Director, which can be transmitted by email (bkane@mbtaAdvisoryBoard.gov) as requested by the Advisory Board.

VI COMMITTEE APPOINTMENTS/RE-APPOINTMENTS/RESIGNATIONS

Mr. McGee moved that the Selectboard recognize the following appointments/re-appointments:

Alternative Energy Committee

Adam Earle	FY23 Appointment	06-30-2025
------------	------------------	------------

Audit Committee

Jerry Pisani	FY23 Re-Appointment	06-30-2023
--------------	---------------------	------------

Frank M. Holden	FY23 Re-Appointment	06-30-2023
-----------------	---------------------	------------

(Zoning) Board of Appeals

Borys Goynycz (Alternate)	FY23 Re-Appointment	06-30-2023
---------------------------	---------------------	------------

Philip Thorn (Alternate)	FY23 Re-Appointment	06-30-2023
--------------------------	---------------------	------------

Tanya Trevisan (Alternate)	FY23 Re-Appointment	06-30-2023
----------------------------	---------------------	------------

Board of Health

Melissa Brown-Rosenblatt	FY23 Re-Appointment	06-30-2025
--------------------------	---------------------	------------

Nicholas C. Leing	FY23 Re-Appointment	06-30-2025
-------------------	---------------------	------------

Burial Agent to the Board of Health

Susan C. Kelley	FY23 Re-Appointment	06-30-2023
-----------------	---------------------	------------

Open Space Committee

Rich Holmes	FY23 Appointment	06-30-2025
-------------	------------------	------------

Pat Loring	FY23 Re-Appointment	06-30-2025
------------	---------------------	------------

Boyd Boynton	FY23 Re-Appointment	06-30-2025
--------------	---------------------	------------

South Shore Recycling Cooperative

Peter Buttkus, DPW Director	FY23 Re-Appointment	06-30-2025
-----------------------------	---------------------	------------

Norm Smith, DPW Oper. Mngr.	FY23 Re-Appointment	06-30-2025
-----------------------------	---------------------	------------

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

The following boards/committees have available seats:

Duxbury Seawall Committee	-	one seat
---------------------------	---	----------

Economic Advisory Committee	-	one seat
-----------------------------	---	----------

MBTA Advisory Board	-	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

7/14 – 7/16 Marshfield CC Golf Tournament

Mr. McGee moved that Mr. Paul Tougas, as a representative of the Marshfield Country Club, is granted three (3) One-Day Wine & Malt Licenses for their Annual Atwater Member Guest Tournament to be held at the Marshfield Country Club off Acorn Street, Duxbury, starting Thursday, July 14, 2022 from 8am to 8pm through Saturday, July 16, 2022 from 8am to 8pm, contingent upon the conditions of the licenses.

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

7/17/22 Art Complex Museum – Artist Reception

Mr. McGee moved that Ms. Doris Collins, as a representative of the Duxbury Art Complex Museum, is granted a One-Day Wine & Malt License to hold an artist reception on **Sunday, July 17, 2022** from 1:00 PM to 4:00 PM at the Art Complex Museum, contingent upon the conditions of the license.

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

VIII EVENT PERMITS - *None*

IX MINUTES

Mr. McGee moved to approve the 06/30/22 Selectboard's Executive Session Minutes, with the contents to remain confidential until the need has passed.

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

X ANNOUNCEMENTS

Next Scheduled Selectboard's Meeting will be on Monday, July 25, 2022 at 7:00pm.

XI ADJOURNMENT

Mr. McGee moved that the Selectboard adjourn at approximately 9pm.

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

Selectboard Open Session Minutes

Date: July 11, 2022

Page 7 of 7

Minutes submitted by Michelle Seda-Stotts

LIST OF DOCUMENTS

- 1) BOS Agenda*
- 2) Harrington Working Group – RFP for Sale of 761 Temple Street*
- 3) Appointments/Re-Appointments/Resignations*
- 4) ODLL – Marshfield CC Golf Tournament*
- 5) ODLL – Art Complex Museum – Artist Reception*
- 6) Announcements*