

Date: December 7, 2020

Date Minutes Approved: December 14, 2020

TOWN CLERK

2020 DEC 15 AM 8:54

BOARD OF SELECTMEN

DUXBURY, MASS. **OPEN SESSION MINUTES**

Present: Theodore J. Flynn, Chair; David J. Madigan, Vice Chair; and Amy M. MacNab, Clerk

Staff: René Read, Town Manager; John Q. Adams, Finance Director; and Nancy O'Connor, Executive Assistant

Others: Attorney William Hewig, KP Law

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 7:00 pm.
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.

II OPEN FORUM/PUBLIC COMMENTS: No official "open forum" as these are remote meetings. No public comments via phone calls or emails were received during this meeting.

III. NEW BUSINESS

Discussions regarding execution of final Verizon Cable Television License Renewal

A public hearing was held on June 8, 2020 before the Selectmen along with all relevant parties (Selectmen, PACTV, School representatives, and Attorney William Hewig from KPLaw). Negotiations of this license have been finalized and fully vetted by Attorney Hewig, which includes PEG access support, a \$90,000 capital grant, and a term of five years. He stated that this license meets the needs of both the Town and PACTV and now recommends for the Board's acceptance.

Ms. MacNab moved that the Board of Selectmen of the Town of Duxbury, as Issuing Authority under MGL c. 166A sec. 1, grant to Verizon New England Inc. a cable television renewal license for a term of five years, under the terms and conditions set forth in the Verizon Cable Television Renewal License dated December 7, 2020, as presented.

Seconded by Mr. Madigan Roll Call Vote: Mr. Flynn-Aye; Mr. Madigan-Aye; and Ms. MacNab-Aye

Discussions pertaining to Duxbury Beach Lease

Mr. Read began by reading into the record the following letter from DBR dated October 28, 2020:

*"Dear René,
Realizing that the Town of Duxbury's budgetary process begins long before the annual town meeting in March 2021, this letter is to advise you that the Duxbury Beach Reservation, Inc. (DBR) will be increasing the fee amount of the lease of Duxbury Beach to the Town from the current \$850,000 to \$900,000 for a term of 12 months beginning July 1, 2021.
Sincerely yours, Cris Luttazi"*

Mr. Read remarked that he is not seeking the Board to approve this at this time because it needs to go into an article for Town Meeting as well as Finance Committee review. He continued to say that a small group went through a series of ideas to lessen the lease amount and also thanked Ms. Luttazi for working with them. Mr. Read mentioned two things we cannot do is encumber a future Town meeting, and that some of the ideas may be too costly related to sharing of services. Mr. Read presented a chart of the options of in-kind services and other services in order to reduce the \$50k increase.

Mr. Madigan commented that with beach revenue being down this year and probably next year along with all the services we have to subsidize, is it necessary to increase by \$50,000. Ms. Luttazi replied that she knows the Town didn't have the revenue as in prior years, but that the Town was not the only organization feeling the effects of COVID as they still have to maintain the landform.

Mr. Flynn also added that the Reservation and the Town have separate responsibilities and prefers to not want to trade in-kind services for the fees (lease amount). Ms. Luttazi responded that the intention was their attempt in lieu of the increase to lessen impact of the bottom line. Mr. Flynn remarked that the Town had been carefully separating responsibilities/duties over the years and does not want to now mix them up.

Ms. MacNab stated that she thought bartering was a good idea as there is an overlying need by all parties to have a cooperative relationship, which would be to the benefit of everyone to work together to solve the problem at the time.

Mr. Madigan also added that he has heard that people will not be buying stickers this year so it will be hard to cover all services, but also prefers to not mix up duties between the Town and DBR.

Discussions continued. Mr. Adams added that people will still buy stickers, although maybe a drop off, but felt that there will still be people who want to get out. Ms. MacNab also remarked that it is a benefit to have the beach open as much as we can, which is the goal.

IV TOWN MANAGER'S REPORT

Mr. Read mentioned the following:

1. He was finishing up the presentation for Beach Operations and thanked everyone who had a hand in that;

2. The Finance Committee was still meeting, but at the end of departmental reviews and heading towards deliberations; and
3. He thanked Ms. O'Connor for her time coordinating the drive-by Santa and also thanked those who assisted with this successful event. Ms. O'Connor added that they collected food donations for the Lion's Share Pantry as well as gift cards for the Interfaith Council. She also thanked Ms. Horne, Ms. Doyle and Ms. Downes for their help.

V COMMITTEE APPOINTMENTS

Ms. MacNab moved that the following be appointed/re-appointed as follows:

<u>King Caesar Advisory Committee</u>	<i>(Diane Barker – Chair)</i>	<u>Term Expires</u>
Marie Villarin, RN	Re-Appointment	06/30/23
<u>Nuclear Advisory Committee</u>	<i>(Mary Lampert/Becky Chin – Co-Chairs)</i>	
Megan Driscoll Greenstein	Appointment	06/30/23

Seconded by Mr. Madigan Roll Call Vote: Mr. Flynn-Aye; Mr. Madigan-Aye; and Ms. MacNab-Aye

The following boards/committees have available seats:

<i>Alternative Energy Committee</i>	-	<i>one seat</i>
<i>Design Review Board</i>	-	<i>one Alternate seat</i>
<i>Duxbury Bay Mgmt Commission</i>	-	<i>two seats</i>
<i>Nuclear Advisory Committee</i>	-	<i>one seat</i>
<i>Sidewalk & Bike Path Committee</i>	-	<i>one seat</i>
<i>Zoning Board of Appeals</i>	-	<i>one Associate member seat</i>

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.

VI ONE DAY LIQUOR LICENSES None

VII EVENT PERMITS

Ms. MacNab moved that Ms. Jan Mitchell Reitz, Associate Producer, and as the representative of High Noon Entertainment, who are filming a new HGTV historic home renovation show on the South Shore, is granted permission to hold filming sessions in Duxbury on a date(s) to be determined between now and no later than March 31, 2021, subject to the conditions of the permit.

Seconded by Mr. Madigan Roll Call Vote: Mr. Flynn-Aye; Mr. Madigan-Aye; and Ms. MacNab-Aye

VIII MINUTES

Ms. MacNab moved that the Board of Selectmen approve the 11/09/20, 11/16/20, 11/24/20, 11/30/20, and 12/01/20 Selectmen's Open Session Minutes, as presented.

Seconded by Mr. Madigan Roll Call Vote: Mr. Flynn-Aye; Mr. Madigan-Aye; and Ms. MacNab-Aye

IX ANNOUNCEMENTS

- 1) **Next Scheduled Selectmen's Meeting** will be on Monday, December 14, 2020.

X ADJOURNMENT

Ms. MacNab moved that at approximately 7:30PM, the Board of Selectmen adjourn.

Seconded by Mr. Madigan Roll Call Vote: Mr. Flynn-Aye; Mr. Madigan-Aye; and Ms. MacNab-Aye

Minutes submitted by Nancy O'Connor

LIST OF DOCUMENTS

- 1) *Agenda*
- 2) *Verizon Cable Television license*
- 3) *Info regarding Beach Lease*
- 4) *Appointments*
- 5) *Event permit*
- 6) *Minutes*
- 7) *Announcements*