

**MEETING MINUTES  
BOARD OF SELECTMEN  
September 3, 2019**

Present: Anthony Vegnani, Chairman, Shawn Harris, Vice Chairman, Karen Canfield, Clerk, Karen Connolly, Maura Curran

Also present: James Boudreau, Town Administrator

The Meeting was called to order at 7:01 p.m.

**Acceptance of Agenda**

**Ms. Curran made a motion to accept the agenda for September 3, 2019**

**Second by Mr. Harris Unanimous vote (5-0)**

**WALK INS – none**

**REPORT OF THE TOWN ADMINISTRATOR –**

Mr. Boudreau discussed Brown Water and its cause. Monday and Tuesday next week divers will go into the Mann Lot Water Tank to shut it off for the work on Mann Lot Road. The plant will run 24 hours a day and people will see brown water as a result. Wednesday and Thursday the flushing program will begin and this will result in brown water in the areas where the flushing will occur. The ice pigging will commence in October. We will pick it up again in the spring. This will have a positive impact on brown water when it is done. Mr. Vegnani asked that it be posted on the website so people will know where it is occurring. Mr. Harris asked if we could flush at night. Mr. Boudreau will check with Mr. Cafferty. Ms. Curran asked for daily posting of the schedule and the Mann Lot update. There was a video made today about the Mann Lot project that SCTV will broadcast. The brown water goes into the sewer or the woods depending on where they are flushing.

The athletic fields are on schedule for the Thanksgiving Day game. Mr. Boudreau provided an update on the project.

Plastic Bag Ban went into effect September 1, 2019. The EDC purchased 2500 bags and we distributed them to the businesses in town with a letter. The bags were well received.

School was off to a good start today. Chief Stewart was happy with how things went. The crossing light on route 3A was awarded last July. The bidder has not been responsive. Mr. Boudreau met with Sean McCarthy, Town Engineer and they are working on this.

Mr. Vegnani said he wanted to jump to the Cedar Point Sewer Project. The Selectmen will not reconsider the item tonight. Ms. Connolly said it was an extremely hard decision. It is a significant amount of money. She asked if it could be reconsidered and asked to have it put back on the agenda. After a lot of thinking about this and talking to people she has decided she does not want to reconsider. The residents do understand they will have to pay the difference as a betterment fee and the residents agree.

**SCHEDULED ITEMS:**

**PUBLIC HEARING & PUBLIC REVIEW** Community Choice Aggregation Program, John O'Rourke, Director of Marketing and Municipal Affairs, Good Energy and members of the Community Choice Aggregation Committee; William Chapman, Kathleen Rose Cerruti, Lisa Scanlon, Scott Greenbaum,

Jerry Kelly. Mr. O'Rourke said the past 2+ weeks were open for public review. Any comments that were received will be part of the documentation that is submitted to the state. There will be a 6-9 month period while the plan is at the Department of Public Utilities. Anytime the public can comment on the documentation. Mr. Vegnani asked the attendees if anyone had any comments. Jean Shildneck, 511 Hatherly Road, said this project will increase our use of renewable energy as much as possible. She asked when we will know the options and when this will take place. Mr. O'Rourke said it will be 14% at a minimum with 10% above that for the default option. He reviewed all of the options with the resident. Customers get to choose which plan they would like, everyone has a choice. Ms. Shildneck asked where National Grid is right now and the answer was 14% which is a requirement at this time. It will continue to go up 2% a year beginning next year. Ms. Connolly asked if there is enough renewable energy out there to meet the demand. Mr. O'Rourke said yes there are enough sources and they continually are looking for more. Janice Desmond 7 Edith Holmes Drive asked what the impact is to the resident. Mr. O'Rourke said the impact to the residents is to lower the rates and bring more renewable energy to the community. Mr. Vegnani's concern is that all the National Grid consumers will have to opt out if they don't want to do it. Kathy Serruti, 65 Brook Street, said consumers will have an option to choose down to basic within the program. Scott Greenbaum, 40 Damon Road said this also applies to Humarock but may have a different rate since this will include Eversource.

- 1. Move to close the public hearing on the review process of the Community Choice Aggregation Plan. Motion by Ms. Connolly second by Ms. Curran Unanimous Vote (5-0)**
- 2. Move to approve the Community Choice Aggregation Plan and submit to Department of Energy Resources (DOER) to start the regulatory process. Motion by Ms. Connolly second by Ms. Canfield Unanimous Vote (5-0)**

**Daughters of the American Revolution, Chief Justice Cushing Chapter, Constitution Week  
September 17-23, 2019, Betty Foster, Regent**

Ms. Betty Foster was ill and could not attend this evening. Joan Powers represented the Daughters of the American Revolution, Chief Justice Cushing Chapter. Ms. Canfield read the proclamation to celebrate Constitution Week from September 17-23 and presented it to Joan Powers.

**South Shore Heritage Trail, Brenda O'Connor, Chair, Sister City Ireland Committee**

The Scituate/West Cork Sister City Committee is proposing creation of a "South Shore Irish Heritage Trail". Ms. O'Connor reviewed some details of the proposal and is asking the Selectmen to co-sponsor the proposal. A grant was applied for \$1500 to Ireland for this initiative and they have not heard yet if it will be awarded. There will be a larger grant down the line. The South Shore is the largest geographical area for people with Irish Heritage. The committee wants to celebrate this heritage and create a trail through the South Shore communities to encourage tourism. It would be the charge of each town to determine what they would like to celebrate in their community. September 14<sup>th</sup> is the fundraiser and October 19<sup>th</sup> we will have a delegation from Ireland visiting. The Sister City committee will vote in a new chair and vice chair at their next meeting. Mr. Vegnani thanked Ms. O'Connor for all her hard work and chairing the committee for the past year.

**Outdoor Entertainment Permit Farm & Garden Day @ Mann Farm House, 108 Greenfield Lane,  
9/21 8 a.m. – 3 p.m.**

**Move to grant an outdoor entertainment permit to Gretchen Mirarchi, for Farm and Garden Day at the Mann Farm House on September 21, 2019 from 12:00pm – 3:00pm for acoustic guitar/folk music. Motion by Ms. Canfield second by Mr. Harris Unanimous Vote (5-0)**

### **Untold Brewing 2 Year Anniversary, Matt Elder, Owner**

The plan is to shut down the parking lot to host food trucks and music for the day. There will be a shuttle service from the MBTA lot for attendees. There will be a police detail at the event. Ms. Connolly suggested that Mr. Elder notify all the new apartment tenants about the event even though they are not direct abutters. Mr. Elder said he would notify them. Mr. Harris attended last year and it was very well received.

- a. Outdoor Entertainment Permit, 6 Old Country Way, October 12, 2019 12-10 p.m.  
**Move to grant an outdoor entertainment permit to Untold Brewing located at 6 Old Country Way for a band on Saturday, October 12, 2018 from 12:00 pm-10:00 pm. Motion by Ms. Curran second by Mr. Harris Unanimous Vote (5-0)**
- b. One Day Malt Liquor License Expanded Outdoor Area for October 12, 2019 12-10 p.m.  
**Untold Brewing, 6 Old Country Way for a 2nd Year Anniversary Celebration using the outdoor patio and parking lot on October 12, 2019 from 12:00 pm-10:00 pm Motion by Ms. Curran second by Mr. Harris Unanimous Vote (5-0)**

### **The Voyage, Alice's House Fundraiser Weekend, Roo Graham, Manager**

They would like to hold a four day event with a comedy night, a murder mystery night, etc. The race is on Sunday and they would come back to the tent after the race. The Davis family gave them permission to use the parking lot again this year. Ms. Curran asked what the capacity is for the outdoor tent. Chief Murphy came by and signed off last year and the same will be done this year. Alice's House is a respite house on the beach. It is a nonprofit and it is a home for people to come for people with a problem in their life. The annual road race covers the expenses. It is a family event and The Voyage has been very supportive.

- a. Outdoor Entertainment Permit, 14 Marshfield Ave, Humarock, October 17-19, 12 – 8 p.m.  
**Move to grant outdoor entertainment permit to Roo Graham/Keth O'Callahan, The Voyage located at 14 Marshfield Ave, Humarock for a celebration with live music and entertainment on October 17 - 19 from 8:00 pm-11:00 pm and on October 20, 2019 from 12:00 pm – 8:00 pm. Motion by Mr. Harris second by Ms. Curran Unanimous Vote (5-0)**
- b. One Day Malt Liquor License Outdoor Tent Area for October 17-19, 12 p.m. -12 a.m.  
**Move that the Board of Selectmen approve the One-Day Wine & Malt licenses to the Voyage Restaurant for celebration in the outdoor tent on their premise from Thursday, October 17, 2019 – Sunday, October 20, 2019 from 12:00 pm-12:00 am. Motion by Ms. Curran second by Mr. Harris Unanimous Vote (5-0)**

### **Council on Aging By-Law Changes, Linda Hayes, Director and Janice Desmond, Subcommittee Chair**

Ms. Hayes and Ms. Desmond had a committee review the procedures and bylaws for the Council on Aging (COA). The documents were provided to the Board for review prior to the meeting. The COA Board corrected some dated language, aligned with town by laws, and adds non-voting associate members due to the large interest, updates the mission statement, the age friendly community status awarded to the Town, etc. Ms. Curran asked why a minimum number of meetings someone could miss were not

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included. Ms. Desmond said they intentionally left it vague. Ms. Curran asked if there is consideration to move the meeting time to 6 or 6:30 p.m. rather than 5:30 p.m. Ms. Desmond will update that information. Mr. Vegnani recommends taking the time restriction out so they can be flexible. Ms. Connolly said there should be excused absence allowed and attendance expectations should be clear. The Selectmen asked the COA Board to consider changing the language from by-laws to policies and procedures. Ms. Curran suggested removing the address 27 Brook Street. Ms. Curran asked to change the terminology to fostering an age friendly community. Ms. Canfield likes the idea for associate members for all boards. This will be voted pending revisions at the next Selectmen meeting.

**Go Green Water Connection, Tim Lopes, Owner**

Mr. Harris is abstaining from this topic on the agenda and left the meeting at 8:17 p.m. Mr. Vegnani has been to the Go Green site over the last couple of weeks and he sees progress. Parking is resolved and the brush was cut back. Mr. Lopes said 2/3 of the pile is gone. Mr. Cafferty said his concern is keeping the Driftway clean and it is the gateway to Scituate. Mr. Boudreau said the piles need to be reduced. The mulch permit is expiring soon and it still needs work to reduce it. Progress is being made on the checklist given by the Selectmen. Ms. Connolly said it is looking better. Mr. Vegnani said the Town should put a permanent meter in there. The question is to put in the permanent meter there is a connection fee. Mr. Vegnani believes he should not pay the connection fee since it is Town Owned Property. Ms. Canfield agrees he should not pay the connection fee. Mr. Lopes would prefer the line be put in next spring. Mr. Cafferty said the temporary line would be shut down before it freezes.

**Move to waive the \$14,000 water connection fee for the Town Owned property located at 167 Driftway rented by Tim Lopes, Go Green. Motion by Ms. Canfield second by Ms. Connolly Unanimous Vote (4-0)**

**Mr. Harris joined the meeting at 8:25 p.m.**

**Lawson Green Pilot, Jim Boudreau, Town Administrator**

Michael Cucchiara, Director, Grantham Group, LLC and Stephen Coulter Scituate Housing Authority The town has provided \$2.5M in CPC funds for the project. Mr. Cucchiara proposes that payment in lieu of taxes (Pilot) agreement be entered for Lawson Green apartments. The building is restricted for rental of the 30 units. The tax agreements should be in place because they are rent restricted properties. It is a way of ensuring you don't end up upside down. Discussion of the sewer connection fees are \$14,000 per unit requires discussion also. They are hoping to break ground by December 1<sup>st</sup>. The units have to be separately metered per the policy with the State. They are hoping to receive some relief on the connection fees for sewer and water. The maximum in the budget is \$100,000 for water and sewer connection fees. The next step is the ground lease with Scituate Housing Authority. The Selectmen will review and put this on the September 17, 2019 agenda. Mr. Boudreau said the Selectmen can vote on this even though the agenda did not indicate a vote on this topic.

**Move that the Board of Selectmen agree that payment in lieu of taxes otherwise known as the pilot agreement. Motion by Ms. Curran second by Ms. Connolly (Unanimous Vote (5-0))**

**Charter Review Commission**

Mr. Vegnani said the Board has been discussing this for some time. It is a complicated process. Mr. Boudreau said the Board of Selectmen would appoint a Charter Review Committee not Commission. The Board discussed the Charter Review and all members are in support of establishing a Charter Review Committee. The Selectmen asked Mr. Boudreau to develop a Charter Committee charge for the next meeting.

### **OLD BUSINESS:**

**Water Resources Commission (WRC) Proposal Water Connection Multi Unit Buildings, Becky Malamut, Chair**

The WRC has presented to the Board of Selectmen on this topic twice before at the Selectmen meetings of March 27, 2019 and April 2, 2019. Since that time, they have met with Brad Washburn and Nancy Holt to review their proposal. Ms. Malamut reviewed the plan with the Selectmen. Mr. Vegnani would like the WRC to go back and review the numbers again and he needs to better understand the financial aspect of it and the cash flow to the enterprise fund. Mr. Vegnani thinks there should be individual meters and a charge for this. Mr. Vegnani will review with Ms. Holt to better understand the long range financial impact. The Selectmen will review the financials in more depth and will put this on a future Selectmen agenda for a vote.

**Cedar Point Sewer Project Reconsideration will not be discussed. Mr. Vegnani said there will be no reconsideration.**

**Cedar Point Sewer Project There will be no reconsideration vote so there will be no discussion on this topic.**

### **NEW BUSINESS:**

#### **1. Close Fall Special Town Meeting Warrant**

**Move that the Board of Selectmen close the Warrant at 9:30 p.m. for the Fall Special Town Meeting (STM) to be held on Tuesday, November 5, 2019. Motion by Ms. Curran second by Mr. Harris Unanimous Vote (5-0)**

#### **2. One Day Wine & Malt Licenses**

##### **a. Fork in the Road @ SMC on 9/7 4-8 p.m.**

**Move that the Board of Selectmen approve One-Day Wine & Malt licenses to Fork in the Road for an event at the Scituate Maritime Center on September 7, 2019 from 4:00 pm-8:00 pm Motion by Ms. Canfield Second by Mr. Harris Unanimous Vote (5-0)**

##### **b. Simply Serving II @ SMC on 9/10 4:30-8:30 p.m.**

**Move that the Board of Selectmen approve One-Day Wine & Malt licenses to Simply Serving II LLC for an event at the Scituate Maritime Center on September 10, 2019 from 4:30 pm-8:30 pm Motion by Ms. Canfield Second by Mr. Harris Unanimous Vote (5-0)**

#### **3. Board & Committee Appointments**

##### **a. Town Election Poll Workers (backup)**

**Move to appoint the following people as Election Workers for 2019/2020.**

**Marilyn Stocks, 62 Wheeler Park Dr.**

**Beverly and Robert Shire, 33 Central Ave.**

**Sara R. Yorke, 25 B Meeting House Ln.**

**Motion by Ms. Canfield second by Ms. Curran Unanimous Vote (5-0)**

- b. Move to appoint Carol Sullivan-Hanley to the Animal Control Board for a term of three years or until a successor is named and completion of the conflict of interest law online training program is completed within 30 days. Motion by Mr. Harris second by Ms. Canfield Unanimous Vote (5-0)**
- c. Move to appoint Deborah Barbary to the Beautification Commission for a term of three years or until a successor is named and completion of the conflict of interest law online training program is completed within 30 days. Motion by Ms. Curran second by Ms. Canfield Unanimous Vote (5-0)**
- d. Move to reappoint Andre Farhat as a Constable for a term of three years or until a successor is named and completion of the conflict of interest law online training program is completed within 30 days. Motion by Ms. Connolly second by Ms. Curran Unanimous Vote (5-0)**
- e. Move to reappoint Todd Reardon as a Constable for a term of three years or until a successor is named and completion of the conflict of interest law online training program is completed within 30 days. Motion by Ms. Connolly second by Ms. Curran Unanimous Vote (5-0)**
- f. Move to appoint Susanne Hofmeister to the Economic Development Commission for a term of three years or until a successor is named and completion of the conflict of interest law online training program is completed within 30 days. Motion by Ms. Canfield second by Ms. Curran Unanimous Vote (5-0)**
- g. Move to appoint Mariam Brown Wall to the Economic Development Commission Motion by Mr. Harris no second motion fails.**
- h. Move to appoint Matthew Nelson to the Economic Development Commission for a term of three years or until a successor is named and completion of the conflict of interest law online training program is completed within 30 days. Motion by Ms. Curran second by Ms. Connolly In Favor Connolly, Curran, Canfield Vegnani Against Harris Motion Passes (4-1)**
- i. Move to appoint Betty Tufankjian to the Scituate Cultural Council for a term of three years or until a successor is named and completion of the conflict of interest law online training program is completed within 30 days. Motion by Ms. Canfield second by Mr. Harris Unanimous Vote (5-0)**
- j. Move to reappoint Sarah Smith to the Scituate Cultural Council for a term of three years or until a successor is named and completion of the conflict of interest law online training program is completed within 30 days. Motion by Mr. Harris second by Ms. Canfield Unanimous Vote (5-0)**

- k. Move to reappoint Brenda O'Connor, Siobhan Hunter, Kevin Callanan, Audrey Donovan, Peter Mehegan and Carol Sullivan-Hanley to the Sister City Ireland Committee for a term of two years or until a successor is named and completion of the conflict of interest law online training program is completed within 30 days. Motion by Ms. Curran second by Ms. Connolly Unanimous Vote (5-0)**
  
- l. Move to appoint Drew Kitchen, Kevin Norton, Ed Hanafin and Joseph P Kelley to the Veterans Services Advisory Council for a term of three years or until a successor is named and completion of the conflict of interest law online training program is completed within 30 days. Motion by Mr. Harris second by Ms. Curran Unanimous Vote (5-0)**
  
- m. Move to reappoint Ed Kelley to the Veterans Services Advisory Council for a term of three years or until a successor is named and completion of the conflict of interest law online training program is completed within 30 days. Motion by Mr. Harris second by Ms. Curran Unanimous Vote (5-0)**

Mr. Vegnani asked that the Veterans Services Advisory Council charge be included on the agenda of the next meeting to review.

#### **OTHER BUSINESS:**

##### **1. Liaison Reports**

Scituate Harbor Resilience Committee is a great group. There are 7-8 focus groups and a report will be compiled. Karen Connolly is the Board liaison.

Karen Canfield said the Planning Board will reconvene on the Senior Center on 9/12.

##### **2. Correspondence**

Press Release Government Finance Certificate of Achievement for five years in a row. Congratulations to Nancy Holt and her team. It is the highest form of recognition in the area of governmental accounting and reporting.

Mass Highway Division will be doing inspection on municipal owned bridges between 10 and 20 feet. There is work to be done over the culvert on Gannet Road.

Wampatuck School open house on 9/6 in the cafeteria with the official opening of the playground. Karen Canfield will plan to attend.

##### **3. Approval of Meeting Minutes**

**Move to accept the minutes for the August 20th, 2019 Board of Selectmen Meeting. Motion by Mr. Harris Second by Ms. Canfield Unanimous Vote (5-0)**

**4. Adjournment and Signing of Documents**

**Ms. Curran made a motion to adjourn the meeting at 10:00 p.m. Second by Mr. Harris  
Unanimous Vote (5-0)**

Respectfully Submitted,

Lorraine Devin, Recorder



### **List of Documents for September 3, 2019 Board of Selectmen Meeting**

- Agenda
- Proclamation for Daughters of the American Revolution Chief Justice Cushing Chapter
- Public Hearing Community Choice Aggregation Program
  - Timeline of Review
  - Outline of the Aggregation Program
  - Public Hearing Notice of Public Review and Public Hearing regarding Aggregation Plan
- South Shore Heritage Trail Proposal
- Outdoor Entertainment Permit Application Farm & Garden Day 9/21/19
- Outdoor Entertainment Permit and One Day Malt Liquor License Applications Expanded Outdoor Area 10/12/19 for Untold Brewing Anniversary Event
- Outdoor Entertainment Permit and One Day Liquor Licenses Applications for The Voyage, Alice's House Fundraiser Weekend 10/17-10/19
- Council on Aging By Law Changes Documents
- Go Green Water Connection Waiver Request
- Lawson Green Pilot Program (no backup provided)
- Charter Review Commission (no backup provided)
- Water Resources Commission Proposal Water Connection Multi Unit Buildings
- Close Fall Special Town Meeting Warrant
- One Day Wine & Malt License Requests
- Board & Committee Appointments (Appointment Books with all backup)
- Correspondence
  - GFOA Award
  - MASS DOT Small Bridge Letter
  - Wampatuck School Invitation Opening Ceremony on 9/6 at 9:30 a.m.
- Acceptance of Meeting Minutes for August 20, 2019

## Board of Selectmen Meeting Minutes for September 3, 2019

### BOARD OF SELECTMEN

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Anthony V. Vegnani, Chairman

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Shawn Harris, Vice Chairman

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Karen B. Canfield, Clerk

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Karen E. Connolly

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Maura C. Curran