

Tuesday, June 9, 2020
600 Chief Justice Cushing Highway

In attendance on site: Mr. Vegnani, Chairman, Mr. Harris, Vice Chairman, Ms. Canfield, Ms. Connolly and Ms. Curran

Also in attendance on site: Mr. Boudreau, Town Administrator

Meeting presenters and resident participation called in for remote participation due to COVID-19

MEETING CALLED TO ORDER/ACCEPTANCE OF AGENDA

Ms. Connolly made a motion to accept the agenda for June 9, 2020 at 7:03 p.m.

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

Mr. Vegnani reviewed the call in procedures for any resident who would like to participate in the meeting by commenting or asking questions.

Farewell to Shawn Harris

Mr. Harris is attending his last meeting as a Selectman. The annual town election is this Saturday and a new Selectman will be elected. Mr. Vegnani joked with Mr. Harris about his historical service to the Town of Scituate back to the Men of Kent. Mr. Vegnani reviewed some highlights and accomplishments over the 24 years he served on the Board of Selectmen.

Shawn Harris has served on the Scituate Board of Selectmen with distinction for 24 years. As a lifelong resident and business owner in Town, Shawn brings a unique perspective to the board. Mr. Harris was Chairman of the Board of Selectmen in 2007 and 2013. While on the board, Mr. Harris has served as the liaison to the Board of Health, Coastal Advisory Commission, Historic Commission, Public Building Commission, Recreation Commission, Shellfish Advisory Commission, Sister City, Waterways, Traffic Rules & Regulations and the Zoning Board of Appeals to name just some of the groups he has been involved. Mr. Harris is very knowledgeable in the area of Department of Public Works and associated industries and is a great resource to the town with all of his knowledge.

Mr. Vegnani said with COVID-19 and more recent activities in Minneapolis with George Floyd and Black Lives Matter, some Towns have signed documents and spoke out on these current events. Mr. Vegnani wanted to speak about future steps. The Board of Selectmen support Black Lives Matter support the peaceful rallies going on in Town and support the Scituate Police Department. Mr. Vegnani said the Board wants to see what can be done in Scituate to make improvements. He would like to create a new committee and open up lines of communication. The Board has not met to discuss this and that is why he is bringing it up tonight to talk about the way to proceed and move forward as opposed to just making a statement. The Board will formulate a plan and create something meaningful to the Town of Scituate. Karen Canfield said on Monday she listened to the protesters concern and was pleased the protesters recognized that Scituate is different than large cities. The speakers spoke about things that need improvement in Scituate and they were right. Timelines need to be set so issues are not put on the back burner. Karen Connolly said words without action are hollow. She looks forward to taking action and not just talk. Shawn Harris said he did not realize there were this many issues in Town and he believes they need to be addressed. Maura Curran said she agrees with the other Selectmen and would like

to put the right people on the committee. She would like a charge written for this group. Mr. Vegnani said there is more to come in this area.

SCHEDULED ITEMS:

Extension of Premise, The Voyage, Keith O'Callaghan
This ABCC application was withdrawn by the applicant.

Town Wide Facilities Report, Joseph Spokis, Director and Tanner Burke, Fire Protection Engineer from Jensen Hughes

Mr. Spokis reviewed the town wide facilities report prepared by Tanner Burke, PE & Joseph Spokis, PE for 22 properties and individual reports for each property. This report provides the town with a master plan relative to repair, maintenance, and improvement projects over a 20-year period. Focus on capital projects with a minimum five-year life span that will cost more than \$25,000. Components and systems were assessed and evaluated for the town facilities: Building and Site Utilities, Building envelope, roofing, facades, building interiors, accessibility, life safety, code compliance, structured systems, mechanical systems, electrical systems, plumbing systems, fire suppression systems, fire alarm systems, elevators and conveyors, environmental regulation compliance. In addition to the master plan summary, a separate facility condition assessment (FCA) has been provided for each of the properties. Each FCA contains the following information: Assessment approach specific to the property, property overview, environmental assessment, site assessment, building condition assessment, energy assessment, accessibility assessment, life safety assessment, building systems assessment, summary of recommendations & action items, maintenance plan, cost estimate spreadsheet, supporting documentation and color photographs.

Mr. Burke spoke about the prioritization for the properties. In the FAA for each property, each action item is assigned a Priority Level from 1-5. These action items were then grouped together into Capital Projects for each property and organized according to the project year. Mr. Burke reviewed what the deficiencies included in each priority. There are some recommended additional studies and documentation that they recommend to the Town of Scituate. The areas include fire protection and life safety, environmental and an "other" category. A summary of each property and a list of capital projects was provided to the Board of Selectmen. Mr. Boudreau said this will help guide the Capital Budget. Ms. Holt said each building has up to 100 page report and there is a great deal of depth. The Selectmen received a summary report. The Selectmen will look at this more in depth.

Restaurant Liquor License Temporary Extension of Premises & Outdoor Seating, Jim Boudreau, Town Administrator

On June 6, 2020 Governor Charlie Baker declared that the Commonwealth had entered Phase II of its reopening plan. According to the Governor and the Executive Office of Housing and Economic Development, licensees for on-premises consumption of alcohol may commence outdoor seated service, provided food is prepared on-site under a retail food permit issued by a municipal authority pursuant to 105 CMR 590.000. The license is granted and accepted upon express condition that the license shall, in all respects conform to all the provisions of the Liquor Control Act, Chapter 138 of the General Laws as amended, and any rules or regulations made thereunder by the Board of Selectmen.

Mr. Vegnani said they would like to use half of Front Street for business and half of Front Street for emergency vehicles for businesses. Mr. Boudreau said coming into Front Street it would be closed after Village Market entrance up to Otis Place then closed from Otis Place to Harbor Heights Road with access to the gas station. The only portion they are thinking about closing right now is from the eye doctor to CREYO. Other restaurants

may come back with additional requests. Ms. Canfield said the EDC and the Scituate Loves Local group went out to the businesses to see how people in the harbor feel about this. Ms. Canfield said for the retailers their benefit is they can put a sidewalk sale out when the street is closed. The plan of closing Front Street is a public safety benefit as well for social distancing. There were 19 businesses in support and there were 11 that were okay with it but saw no personal benefit and there were 4 that said absolutely not. The gas station was concerned about the ability for people to pull in and out for gas.

The Selectmen said they have a concern about the hours of operation and want to restrict them until 9 p.m. Sunday-Thursday and Friday and Saturday until 10 p.m.

Jeff DiLisi is representing The Voyage but has a concern about limiting the hours of the restaurants. The liquor license law Chapter 138 prohibit restriction on liquor license hours restricted before 11 p.m. Mr. Boudreau said the Governor's order gives the Board of Selectmen wide latitude in this circumstance and they have the authority to restrict the hours.

The restaurants who submitted requests and plans for approval are:

Barker Tavern

Move to approve the temporary expansion of premises liquor license for the Barker Tavern as requested abiding by all regulations in the Governor's Executive Order. Motion by Ms. Curran second by Ms. Canfield Unanimous Vote (5-0)

Galley

The Town of Scituate will need to barricade the street and they will be covered under COVID expenses. Kevin from the Galley was on the call and took notes based on the Selectmen discussion. The sidewalk in front of the building and out to the yellow line on Front Street they can put tables. The entry point for patrons cannot be on the left side interfering with the condo residents. Mr. Boudreau will meet them there around 11 a.m. to review the plan. The restaurant is pushing to open up and there is construction still going on inside. They should be fine outside for this weekend.

Move to approve the temporary expansion of premises liquor license for Galley as requested with hours Thursday 4-8 p.m., Friday 4-10 p.m., Saturday 4-10 p.m. and Sunday 1-8 p.m. abiding by all regulations in the Governor's Executive Order. Motion by Ms. Curran second by Ms. Connolly Unanimous Vote (5-0)

Hibernian Tavern

Nick said he would like the hours to be to 10 p.m. Selectmen said they will restrict hours for everybody for this temporary permit.

Move to approve the temporary expansion of premises liquor license for Hibernian Tavern as requested with hours from Sunday –Thursday 11 a.m. – 8 p.m. and Friday –Saturday 11 a.m. to 10 p.m. abiding by all regulations in the Governor's Executive Order. Motion by Ms. Curran second by Mr. Harris Unanimous Vote (5-0)

Mill Wharf Restaurant

Bob Warner joined the call and is fine with the restriction of the extended premise hours.

Move to approve the temporary expansion of premises liquor license for The Mill Wharf as requested with hours from Sunday –Thursday 11 a.m. – 8 p.m. and Friday –Saturday 11 a.m. to 10 p.m. abiding by all regulations in the Governor's Executive Order. Motion by Ms. Curran second by Mr. Harris Unanimous Vote (5-0)

Restaurant Oro

Move to approve the temporary expansion of premises liquor license for Restaurant ORO as requested with hours from Sunday –Thursday 4 – 8 p.m. and Friday –Saturday 4 p.m. - 10 p.m. abiding by all regulations in the Governor’s Executive Order. Motion by Ms. Curran second by Ms. Canfield Unanimous Vote (5-0)

Riva

Move to approve the temporary expansion of premises liquor license for Riva as requested with hours from Sunday –Thursday 4:00 p.m. – 8 p.m. and Friday –Saturday 4:00 p.m. to 10 p.m. abiding by all regulations in the Governor’s Executive Order contingent upon receipt of letter from owner of the sidewalk space, # of tables and # of seats and a drawing. Motion by Ms. Curran second by Mr. Harris Unanimous Vote (5-0)

Rivershed

Move to approve the temporary expansion of premises liquor license for Rivershed as requested with hours from Sunday –Thursday 11:30 a.m. – 8 p.m. and Friday –Saturday 11:30 a.m.to 10 p.m. abiding by all regulations in the Governor’s Executive Order. Motion by Ms. Curran second by Mr. Harris Unanimous Vote (5-0)

Salt Society

Move to approve the temporary expansion of premises liquor license for Salt Society as requested with hours from Sunday –Thursday 11:00 a.m. – 8 p.m. and Friday –Saturday 11:00 a.m.to 10 p.m. abiding by all regulations in the Governor’s Executive Order. Motion by Ms. Curran second by Mr. Harris Unanimous Vote (5-0)

The Voyage

Move to approve the temporary expansion of premises liquor license for The Voyage as requested with hours from Sunday –Thursday 11:30 a.m. – 8 p.m. and Friday –Saturday 11:30 a.m. to 10 p.m. abiding by all regulations in the Governor’s Executive Order. Seating capacity must remain within limits of their license. Motion by Ms. Curran second by Mr. Harris Ms. Connolly, Ms. Curran, Mr. Harris and Mr. Vegnani voted in favor Vote (4-0) Ms. Canfield left the room and was unable to vote.

For ongoing approval of temporary licenses, the Board will authorize the Town Administrator to approve and accept these at their next meeting.

I move that the BOS authorize the Town Administrator, Jim Boudreau, to temporarily approve Temporary Licenses to Restaurant to serve Liquor under a Temporary Extension of Premises & Outdoor Seating License, in accordance with COVID-19 Order No. 35 and consistent with the process of approving such requests for a temporary license established by the BOS. Motion by Ms. Curran second by Ms. Canfield Unanimous Vote (5-0)

Motion to approve if a request comes through to close from Otis Place to Harbor Heights Road pending review of additional extensions under the same conditions as outlined prior. Motion by Ms. Canfield second by Mr. Harris. Unanimous Vote (5-0)

Cancellation of summer 2020 Special Events

Move that the Board of Selectmen will not authorize permits for the Knights of Columbus Carnival or the Chamber of Commerce Heritage Days per the Governor's order. Motion by Ms. Canfield second by Ms. Curran Unanimous Vote (5-0)

Extension of Aquaculture Applicant Interviews and Public Hearing

Mr. Vegnani said we have not interviewed the applicants or held a Public Hearing due to COVID-19 and the Governor's order.

Move to extend the Aquaculture interviews and public hearing when the Governor's Executive order allows or the Board of Selectmen decide to hold a meeting. Motion by Ms. Curran second by Ms. Connolly Unanimous Vote (5-0)

Mary Hawkins, Treasure Island Road asked if we are inviting additional applicants. Mr. Vegnani said no we are not inviting additional applicants.

Lions Head Trust Request, Jim Boudreau, Town Administrator

Mr. Boudreau said when the property is designated as 61A, the homeowner pays reduced tax. The Town would have to have it assessed. The Planning Board will be discussing this at their June 11, 2020 meeting and they will make a recommendation to the Selectmen.

Kathleen O'Donnell is the attorney for Lion's Head Trust and they are selling a small piece of the property to a neighbor to address an encroachment situation. They are looking to combine the lot next door on Boarder Street. They will be paying the roll back tax and it has been in 61 since the 1950's. The purchase price is \$100,000 and they are holding the deposit. Mr. Vegnani said we can reject our option to purchase or offer to purchase the property.

Motion to decline to exercise its rights to purchase the land as described in the documents pending approval from the Planning Board. Motion by Ms. Canfield second by Ms. Curran Vote in favor Ms. Connolly, Ms. Curran, Ms. Canfield and Mr. Vegnani Mr. Harris abstained from voting Motion passes (4-0)

Ambulance Abatement, Nancy Holt, Finance Director/Town Accountant

Ms. Holt said this is our annual review of the outstanding ambulance charges.

Move to approve the recommended abatements for all outstanding ambulance charges from FY 2014 & FY 2015 totaling \$99,739.07. Motion by Mr. Harris Second by Ms. Connolly Unanimous Vote (5-0)

OLD BUSINESS:

Recreation Field Permit Rules & Regulations, Maura Glancy, Recreation Director & Jennifer McMellen, Chair Recreation Commission

The Recreation Commission Chair Jennifer McMellen asked that this be postponed to the June 23rd Selectmen meeting.

NEW BUSINESS:

1. Board & Committee Annual Appointments

Move to appoint the following individuals for a term of one year or until a successor is named:

- Agent of Veterans Benefits - Donald Knapp

- Archivist – Jody McDonough
- Assistant Town Accountant – Mary Sancinito
- Citizen Rep to the Scholarship Committee – Judith Byrne-Ariel
- Custodian of Tax Title Property – Pamela Avitabile
- Custodian of Veterans Graves – Donald Knapp
- Fair Housing Officer – Jim Boudreau
- Fence Viewer – Paul Murphy
- Field Driver – Neil Duggan
- Licensing Agent – Sgt. Gerald O'Brien
- Local Auction Permit Agent – Pamela Avitabile
- Massachusetts Bay Transportation Authority – Al Bangert
- Metropolitan Area Planning Council – Jim Boudreau
- South Shore Recycling Cooperative – Sean McCarthy
- State Ethics Commission – Jim Boudreau
- Sustainable South Shore – Lisa Scanlon
- Tree Warden – Michael Breen
- Veterans Agent – Donald Knapp

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

2. Hawker Peddler Renewal

- a. Beacon Truck, Shane McNamara

Move that the Board of Selectmen approve Hawker Peddler License to The Beacon Truck for the 2020 season pending Board of Health Inspection. Motion by Ms. Canfield Second by Mr. Harris Unanimous Vote (5-0)

3. One Day Wine & Malt Emergency Licenses 2020

Move to approve ten (10) blanket emergency one day beer and wine licenses for events at Town of Scituate locations. Motion by Ms. Curran Second by Mr. Harris Unanimous Vote (5-0)

OTHER BUSINESS:

1. Liaison Reports

Ms. Curran would like to speak with Jim & Nancy to discuss some Beautification Commission issues.

Ms. Canfield said all the Boards & Committees have been invited to participate on the Scituate Loves Local campaign. If a committee has a great idea, their suggestions are welcome.

The Scituate Education Foundation announced their grants today. The elementary schools have been given a grant for Voices not Heard and the Library received a grant for We the People. The Shellfish Advisory received a grant for Bassing Beach project to work with the schools.

Resident requested cross walk on Jericho Road from Jennifer Palmer. Ms. Devin referred to Traffic Rules & Regulations. Mr. Harris asked to follow up on this so Ms. Palmer is invited to the meeting.

REPORT OF THE TOWN ADMINISTRATOR

1. We have had no additional COVID-19 cases in Scituate since my report yesterday morning. No new cases on Monday and no new cases today. Since Thursday morning, we have had only two additional cases, one in each nursing home. That is a good run. We would have expected to see counts rising if we were having a bounce from the very busy Memorial Day weekend, so the past several days have been good news.
2. Phase 2 of the State's re-opening is started, Monday, June 8. Restaurants will be allowed to open for outside seating only. Those restaurants who already have approved outdoor seating, Mill Wharf, TK's, Riva to name a few, can start immediately. The Selectmen will be considering other requests at our meeting tomorrow night. Included in that will be a request to close Front Street for certain periods on Thursday, Friday and Saturday.
 - a. Retail stores will be able to re-open with strict safety and capacity limits;
 - b. Hotels, motels and inns;
 - c. Limited organized youth and adult amateur sports activities will be allowed to begin outside. No contact, no games, no scrimmages. Indoor sports facilities will be able to reopen for youth activities only. Again, there are strict guidelines for these activities, which we will post on our web site.
 - d. Day camps and Recreation programs will be allowed to start under phase 2. We will be having a call with the recreation department following this video to review the safety guidelines and try and determine which activities we can offer in conformance with the guidance
 - e. Funeral homes will be able to increase capacity to 40% for services.
 - f. Nursing homes will also visitors as part of phase 2 – outside.
 - g. And the Golf driving range will be able to open

All of these will be allowed with strict guidelines. We will post the Governor's order laying out what is opening as part of phase 2 this morning on our web site.

3. Starting this week, residents will be able to place holds through the library's catalog or by calling us on Scituate only items (until the state delivery system starts up again) and arrange for pick-up of those items. The days of service will be Tuesday, Thursday, and Saturday, from 10 a.m. to 3 p.m. Returns will also be accepted on those days, as well as when we are closed on the weekend (Saturday afternoon thru Monday morning). We are working on the guidance for reopening the library. Currently, there is a question as to how the library is categorized, office space or retail, as they are very different requirements. Also, we want to make sure that we try and coordinate to the extent possible with neighboring communities as one library open and all the rest closed. This would cause crowd problems at the one that is open.
4. We will be bringing the full staff back into the building starting this week. Following that we will open the Town Hall to visitors by appointment. The current guidance would categorize the Town Hall as office space and requires that we "limit visitors" on-site and "log everyone who comes in contact with the site to enable contact tracing, including temporary visitors." As we get more guidance, we will react according.
5. Financial Forecast met this evening a by a unanimous vote we will be presenting a budget to Town Meeting that we represent a 10% reduction in state aid from Fy2020 levels, along with reductions in

meals tax revenues of 50%. The meals tax reductions are offset by reductions in the lines funded by the meals tax. All in this represents a reduction of approximately \$1.5 million from the budget approved by the BOS and the AB for presentation to Town Meeting. I may ask that the Board meet next week to approve the new budget so it can be distributed prior to TM>

6. Town election is June 13. Please try and use early voting. Applications available on line and on the front door of Town Hall.
7. We have rescheduled Town Meeting for outside at the football stadium on Saturday, June 27 in the morning. This will allow us to beat the heat of the day and avoid mosquitos at night. At this point, the plan would be to only consider those items of an immediate nature, with all other articles postponed to a later fall town meeting. We will be pushing out details on this as they come.
8. From our water department a reminder to please conserve water. Last year for the month of June we had 4 days where the Water Treatment Plant exceeded 1 million gallons a day. This year we in May we had 7 days in a row pumping more than 1 million gallons a day. A reminder, all outdoor watering must occur before 9 am or after 5 pm. Automatic irrigation systems can only be used one day per week according to your precinct. We are asking for residents cooperation before we start enforcement. Violations are subject to fines of up to \$100 per day.
9. The contractor for the Green Sand filter will be given a notice to proceed with that project this week. Construction activity should start shortly after that. The contractor on the Mashcutcut berm has been given notice to proceed. They are submitting stone samples for approval.
10. If residents or businesses have questions about what can open and what cannot, you can visit the town's website, scituatema.gov, the state web site mass.gov or call the BOH at 781-545-8725.

Finally, wash your hands after any activity, after leaving your house, coming home, etc. Wash your hands, cover your mouth and stay safe.

OTHER BUSINESS CONTINUED:

1. Correspondence
Deficit Spending Authorization
Letter from Palmer family request for crosswalk.
2. Approval of Meeting Minutes

**Move to accept the meeting minutes for the Board of Selectmen meeting held on
May 26, 2020. Motion by Ms. Connolly Second by Ms. Canfield Unanimous Vote (5-0)**

3. Adjournment and Signing of Documents

**Motion to adjourn the meeting at 11:00 p.m. by Mr. Harris second by Ms. Curran Unanimous
Vote (5-0)**

Respectfully Submitted,

Lorraine Devin, Recorder

List of Documents for June 9, 2020 Board of Selectmen Meeting

- Agenda
- Extension of Premise, The Voyage, Keith O'Callaghan withdrawn
- Town Wide Facilities Report, Joseph Spokis, Director and Tanner Burke, Fire Protection Engineer from Jensen Hughes
- Restaurant Liquor License Temporary Extension of Premises & Outdoor Seating, Jim Boudreau, Town Administrator
- Cancellation of Summer 2020 Special Events
- Extension of Aquaculture Applicant Interviews and Public Hearing
- Lions Head Trust Request, Jim Boudreau, Town Administrator
- Ambulance Abatement, Nancy Holt, Finance Director/Town Accountant
- Recreation Field Permit Rules & Regulations, Rescheduled to 6/23 meeting
- Board & Committee Annual Appointments
- Hawker Peddler Renewal
 - Beacon Truck, Shane McNamara
- One Day Wine & Malt Emergency Licenses 2020
- Correspondence
 - Deficit Spending Authorization
 - Letter from Palmer family request for crosswalk.
- Approval of Meeting Minutes for May 26, 2020

Board of Selectmen Meeting Minutes for June 9, 2020

BOARD OF SELECTMEN

Anthony V. Vegnani, Chairman

Shawn Harris, Vice Chairman

Karen B. Canfield, Clerk

Karen E. Connolly

Maura C. Curran