

**MEETING OF THE SELECT BOARD  
TUESDAY August 22, 2023 6:30 p.m.  
SELECT BOARD HEARING ROOM – TOWN HALL**

In attendance Maura Curran, Chair, Andrew Goodrich, Vice Chair, Susan Harrison, Clerk, Karen Canfield, Karen Connolly

Also, in attendance Jim Boudreau, Town Administrator

**MEETING CALLED TO ORDER/ACCEPTANCE OF AGENDA**

**A motion was made by Ms. Connolly at 6:30 p.m. to accept the agenda for August 22, 2023 second by Mr. Goodrich. Unanimous Vote (5-0)**

Ms. Curran read the following statement:

*The Scituate Select Board is committed to providing an environment of respect during meetings. We ask all members to interact in a polite manner even when there is disagreement.*

*We value the participation of our community and want all participants, including marginalized and minoritized communities, to feel welcomed and respected.*

*We ask our committee members, and all who participate, to commit to these standards to support and respect our community.*

**WALK INS - NONE**

**REPORT OF THE TOWN ADMINISTRATOR**

1. Water update. Reservoir is +1” last update was at +2”. Tack Factory Pond is at +3”.

Rainfall over the last 7 days was 1.10” measured at the Plant.

Demand for the last week was at 1.370 mgd down from my previous update of 1.742mgd.

The Town is currently under our annual water conservation measures. These started May 1. Between May 1-September 30 all outdoor watering must occur before 9 AM and after 5 PM. Automatic irrigation systems may be used one day per week based on voting precincts. This is a ban imposed by the state based on water usage in the aquifer region that Scituate belongs to. Go to the water department web page for information on when your precinct may use irrigation systems.

Also, water related, we have processed 13 requests for rebates through our water appliance program and returned \$1,499 to Scituate residents who have replaced less efficient clothes washers, dishwashers and toilets with ones that are more efficient and use less water. \$250 for an energy efficient washer or dish washer and \$150 for a qualifying SmartSense toilet. Details and forms on the Water Department page of the Town web site.

2. Lighthouse renovations: Demolition/Existing Conditions – The Town’s consultants on the lighthouse project will be presenting to the Board at their meeting tomorrow night. To recap we have removed the first four feet of brick work in the hope of getting to a point where we found suitable material between the exterior and interior bricks to affix the concrete dome that will hold up the restored lantern room. The design team was able to come up with a solution that negates the need for removing additional brick

work, but instead will consist of changes to the proposed concrete dome. Our design engineers and team presented that to change to the Board last week and the contractor has commenced work on the changes.

Lantern Room – The lantern room structural frame fabrication is complete, and the contractor will be erecting the frame in his shop for test fitting and verification before the frame is deconstructed and sent out for galvanization.

Schedule – The schedule has been impacted by the discovery of the unforeseen conditions of the internal/core masonry. We are attempting to move forward as efficiently as possible with the additional demolition and investigations and as soon as the team has a better handle on the solution the overall schedule will be updated.

3. Recreation updates this week, First, hard to believe but we are getting to that point where are lifeguards start departing for school and so we wind down our lifeguard presence on the beaches. The following is the last day that lifeguards will be staffed at the town beaches:

Egypt Beach- No lifeguards

Humarock- No lifeguards

Minot-August 25

Peggotty-Sept 4 (Labor Day)

Also, the Recreation Fall Brochure is posted on the recreation page of the town web site. Registration will open on August 31 at 9:00 am.

4. Touch A Truck: The annual DPW Touch a Truck day is back and will be held on Friday, August 25<sup>th</sup> from 9 AM – 11:30 AM. Bring the kids and enjoy popcorn and drinks and get a closer look at some of the DPW equipment. This is a free event.
5. The contractor doing the sewer department I&I work will be working on laterals this week as follows: Maple, Otis Rd, Egypt, Ridgefield ext, Seaview and Scituate.
6. National Grid will still be in Town doing tree work to clear primary lines. They will be in various locations around town so please be aware as you drive through town.
7. The contractor for the Route 3A water main work has completed installing erosion control along corridor. Actual construction on the pipes has begun. This is the beginning of the project to install a new raw water line from the OOB reservoir to the site of the new treatment plant at Steans Meadows. When the plant is completed, water from the pond will be pumped to the plant for treatment before entering the distribution system. The contractor will also be replacing the service main on 3A that serves the homes and neighborhoods adjacent to that portion of 3A.
8. Crews will be on site at Stearns Meadow this week clearing small areas to allow machines in to continue to take soil samples as we finalize the design on the new Water Treatment Plant. Bartlett Tree may also be on site counting and identifying trees greater than 12” in diameter. Next week we will be conducting perc tests for both the septic system and stormwater. Our consultants will be before the Board tomorrow night to give an update on the design work.
9. MassDOT will be performing work in the area of 666 Chief Justice Cushing Highway (3A) scheduled for August 21st and 22nd, weather dependent. They will be milling, paving, repairing potholes, and

patching around drainage structures. Hours of work will be between 9 PM - 5 AM and there will be temporary lane closures during that time. Police details will be on hand to direct traffic. For questions, please contact the District 5 office at 857-368-5104

10. Dana Farber Mammography Van: the Scituate Board of Health is pleased to once again host the Dana Farber Mammography Van on Tuesday, September 12<sup>th</sup> from 7:30 AM – 3:00 PM at St. Luke’s Episcopal Church across from Town Hall. If you are a woman age 40 or older and would like to schedule an appointment, please contact the Mammography Van office at 617-632-1974.
11. The Town of Scituate together with Scituate FACTS, South Shore Peer Recovery and Scituate Clergy invite community members to 8th Annual Overdose Awareness Vigil at Sunrise on August 31<sup>st</sup>. Each year, we gather at sunrise to mourn and to remember loved ones lost to overdoses, and to acknowledge first responders, treatment providers, community groups, and recovery advocates. Please note the new location for 2023. Event on the sand at Peggotty Beach, due to construction at the lighthouse. Park in beach parking lot (off of Peggotty Beach Road). Access the beach via blue mobimat walkway (moderate incline).

We will have blankets arranged. You may also bring your own towel, blanket, or beach chair.

12. The BOH releases the weekly beach testing results every Friday. Based on last week’s tests, all Scituate beaches are open.
13. If you have been watching the weather lately you will have seen that tropical storm season is upon us. Don’t wait for a storm to get ready. Go to [scituatema.gov](http://scituatema.gov) and click on the “Emergency Preparedness” icon on the home page and you will get all kinds of information on how to prepare for various emergency situations, including hurricanes. Don’t wait to get ready! I know no one wants to hear it, but both the Old Farmer’s Almanac and the Farmer’s Almanac have predicted snowy then normal winter for the Northeast this year
14. We have a request from the Scituate Food Pantry for donations. The Scituate Food Pantry is deeply indebted and extremely grateful for the generosity of its donors. The Pantry’s numbers have been increasing each and every week. The Pantry is asking, if you are able, to please consider picking up one or more of the following “Most Needed Items” when you do your own grocery shopping.

The following is a list of the “Pantry’s Most Needed Items”:

Olives	Clam Chowder
Pickles	Canned Ham
Relish	Canned Beets
Microwave Popcorn	De-Caf Coffee
Bottled Orange/Cranberry Juice	Cookies/Crackers

Donations can be dropped off at the Pantry during Client Hours on Tuesday Mornings 10:00 -12:15 and Thursday afternoons from 3:00 - 5:15. Donations can also be left in the two white covered wooden containers outside the Pantry as well as at the Library, the Village Market and Shaw’s.

Mr. Goodrich asked if you need insurance for the Mammography van. Mr. Boudreau said to check with Board of Health.

### **SCHEDULED ITEMS:**

**PROCLAMATION** Suicide Prevention Month September & International Suicide Prevention Day Sunday, September 10, 2023

Ms. Harrison, Select Board Clerk, read the proclamation on behalf of the Town of Scituate to designate September as National Suicide Prevention Month.

### **Donations to Town of Scituate**

1. Senior Softball League donation to Scituate Recreation \$10,000, Nick Lombardo, Director Recreation

Mr. Lombardo said that the Senior Softball League has donated a total of \$10,000 to the Central Field Baseball/Softball Field Project to help fund the shade structures for the new softball field dugouts. The project is about 85% done and we hope to be done mid-late September. He thanked the Senior Softball league, in particular Bob Gibson and Peter Belval.

**Move that the Select Board accept a donation of a total of \$10,000 to go towards the Central Field project.**

**Motion By: Ms. Connolly**

**Second By: Ms. Canfield**

**Unanimous (5-0)**

2. Navy Oar Donation to Scituate Town Library, Chris Lessard

Joe Kelly, Veterans Advisory Council was present. The proposed donation was created in honor of John Connors, the Scituate veteran who died during a mission in Panama and whose sacrifice is the inspiration for the statue to be installed on Lawson Common.

The oar was sold at a fundraiser for the statute and is being donated to the town by the auction purchasers. It was purchased by Chris Lessard who was on the Veterans Advisory Council and has now moved out of town. The donors advocated for placement in the Library to ensure the greatest audience would be exposed to the lessons of the oar and the example of Mr. Connors service both to the country and to education. Mr. Connors also served as a volunteer tutor to young students and supported literacy projects.

The Library Trustees voted on August 14, 2023 to allow the oar to be displayed in the Library and to hang in the History Room with appropriate explanatory signage. The intent is to draw attention, and provide educational opportunities, about the history surrounding this tribute to veteran service, our local hero's sacrifice, and the placement of the statue on the Common. Mr. Kelly hopes the Select Board will accept this donation.

Ms. Curran noted that a statue is in the process of being designed for the Common. Ms. Canfield added that this is an honor to be able to display this in our library. Ms. Connolly hopes we can display both sides of the oar.

**Move to accept the Navy Oar Donation to be gifted to the Scituate Town Library with gratitude.**

**Motion By: Mr. Goodrich**

**Second By: Ms. Connolly**

**Unanimous (5-0)**

**Outdoor Entertainment Permit, Live Band @ 52 Oceanside Drive on 9/22 6-10 p.m. for Annual Songwriters Festival, Kara Tondorf, Owner Rivershed**

Ms. Tondorf is hosting another songwriter's festival. The Rivershed has requested an Outdoor Entertainment Permit for Friday, September 22, 2023 for live band at the Songwriter's Festival at 52 Oceanside Drive from 6:00pm – 10:00pm. Abutters have been notified. The Rivershed has also applied for a One-Day Wine & Malt License for the event.

Mr. Goodrich said that more people need to know about the amazing singers and song writers who have been here in Scituate. Ms. Tondorf is very proud to bring them to Scituate. They are the people behind the huge stars on stage. She expects about 60-70 people. Ms. Connolly asked if it's publicized to the general public. She said anyone is welcome, you must buy a ticket.

**Move to grant an Outdoor Entertainment Permit to The Rivershed for a live band for the Songwriter's Festival at 52 Oceanside Drive on Friday, September 22, 2023 from 6:00pm – 10:00pm.**

**Motion By: Ms. Canfield**

**Second By: Mr. Goodrich**

**Unanimous (5-0)**

**Special Town Meeting Warrant Articles**

- Citizen Petition to Amend General Bylaw Section 30460 Leash Law, Sandy Allen

Ms. Allen, 170 Old Oaken Bucket Rd. She's lived here for 3 years and rescued a dog shortly after moving here. She started walking her on the cranberry bogs and she enjoys meeting other people with dogs. She has trained her dog to be off-leash and has an e-collar which allows her to "buzz" her dog. Last winter she was fined for having her dog off-leash. Officer Craig Keefe informed her that we have a leash law. Ms. Allen decided to file a citizen petition to change the wording of the by-law. She hopes that the language can change to include dogs under voice control from their owner. This is similar to Cohasset, Hingham, and other towns.

Office Keefe is also in attendance if there are any other questions. Ms. Allen told a story when she was at the golf course and Office Keefe came up on his ATV. She commanded her dog to come to her, which she did, however, she still received a ticket. This kept happening because she wasn't using a leash. She requests that there be discretion in law enforcement so that the Animal Control Officer could decide whether or not to ticket.

Ms. Harrison asked how much she has paid in fines so far - \$150. Mr. Goodrich asked if she would be open to an amendment of removing "voice command" and keeping e-collar. Ms. Allen said it would be worth discussing. Ms. Connolly feels it's irresponsible to keep dogs off leash. She is intrigued about the e-collar and wonders how the dog can be identified as having an e-collar so people wouldn't be fearful of dogs. She feels just "voice control" is not reasonable as many people are fearful of dogs. Ms. Canfield explained from a procedural perspective that she has submitted a citizen petition. The Board will vote whether or not to support it but ultimately it goes to town meeting for the voters to decide. Ms. Canfield feels that as written, this is very broad, and for our law enforcement this puts them in a difficult position.

Officer Keefe was under the impression that the e-collar in other towns was only in private Conservation areas. Ms. Harrison said you can get an "off leash" permit in Hingham in specific areas and you have to provide insurance. Mr. Keefe said voice control would be very hard to enforce. When a dog is out of

sight, no matter what, that's an issue (waste, safety, coyotes, other people). Regarding fines, Officer Keefe said we are aligned with the state.

Steve Young, 5 Old Forge Rd. He suggests we interview Hingham to see how their enforcement is going.

Officer Keefe feels we have quite a bit of Conservation areas in Scituate and the calls regarding dog conflicts, biting, etc. have increased recently.

Ms. Allen got the idea of discretion from the animal control officer in Cohasset. She then looked up discretion in law enforcement and notes that often there are paper "warnings". The Board thanked Ms. Allen for coming in.

- Citizen Petition to Allocate \$7M for Cedar Point Seawalls, Dr. William Heggerick, George Simmons, Stephanie Corcione & Dave Ball, Cedar Point Association

Ms. Corcione, 74 Rebecca Rd, handed out some handouts to the Board. Mr. Ball, 44 Rebecca Rd. thanked the Board for allowing them to come in. They put in a 7 Million citizen petition and feels it's getting worse in Cedar Point and can see changes even in the summer. He provided a document from 1902 that references an area in Sand Hills that broke through in the storm of 1898. It concluded that they build a seawall 998 feet long at a cost of \$5,408.05. The work was completed in 1900 and it has withstood many storms. There was a renovation done in 1931 paid by Plymouth County and the Army Corps of Engineers did additional work in 1972. In 2018, there were a series of extremely high tides. If this happens again, they feel it's highly likely that there will be a breach.

In 2022, the town almost voted 7 Million but it was deferred as it was to be done by the Army Corps. The Army Corps said the most they could contribute is 10 Million and there could be funding from other agencies. They estimate the entire project would be 25- 30 Million. The Cedar Point group feels that 7 Million is a reasonable number to request at this time which would be half of the length of the total wall. The petition is written as such. Mr. Ball noted that Jim Cantwell has been working very closely with the group and Senator Markey is working on a congressional earmark of 5.5 Million dollars and is committed to seeing this project through. Everyone has to work together to get this done. He also noted that Chris Matthews from Keating's Office, Senator O'Connor and Representative Kearney, are in support. Mr. Ball asked if Kevin Cafferty was in attendance. Is the deadline for seawall applications in February? Mr. Cafferty believes so. We received a grant for a seawall but CZM got involved so we had to get an extension.

Bill Heggerick, 14 Benjamin Ln. said he's lived down there for 6 years. The waves are coming over the concrete wall which is crumbling. He has concerns about the homes vulnerable to storms. This would also affect the down town area if the wall goes. We want to work with everyone to fix this problem now.

George Simmons, 73 Lighthouse Rd. put together a traffic count in the area. Ms. Curran said no doubt this is a cherished area and we are well aware at how popular the area is. Ms. Curran asked how many feet they are requesting to repair? They identified 600 linear feet is what is critically needed to repair. Mr. Boudreau said we are not even into design yet so we can't permit yet. The permitting alone is difficult. The Army Corp is open to having discussions but we need to come up with a design before we can permit.

Bill Heggerick said they want assurance that someone is working with them on this. Mr. Boudreau requested federal ear marks and has already spent \$200,000 on this. Ms. Curran asked if there is money allocated can we get the design done? Mr. Boudreau said we have to tell the Army Corp we want less

than originally discussed, not the entire wall. The Army Corp is capped at 10 M, statutorily. We are working with consultants to find additional funding and we'll see what they come back with.

Mr. Goodrich asked if it's possible for the town to fix a portion without going through the Army Corp. Mr. Boudreau said yes, it's possible to do the work, but there are other factors: is 300 feet enough? Budget constraints, etc. Yes, we could close out with the Army Corp. and do the work ourselves. Mr. Ball said they are looking for assurance from the Town.

Ms. Connolly asked why would we want to walk away from the 10 Million that the Army Corps is looking to assist with. Mr. Boudreau said we can have additional conversations with the Army Corps. Ms. Curran suggests we bring together all the state agencies so that we can make some progress. The Cedar Point group greatly appreciates this as it would affect the entire town, not just Cedar Point.

Stephanie Corcione said that as a parent, she has stopped her children from walking the wall due to concerns.

Ms. Curran said there are so many competing priorities and tax impacts have to be analyzed as well to serve the entire town.

Karen Canfield commends them for their thorough work. She did note that it's changed drastically within the last 6 months. We are marching in the right direction. If we pivot away from the Army Corps. would that diminish ear marks from Senator Markey? Mr. Boudreau said it would need to be a different ear mark. She feels we have at risk properties now so we need to think about reinforcements in the short term, based on the fact that we may have a rough winter.

Dave Ball said imagine the cost to the town if we lose the harbor. It's a real possibility. He is encouraged that the Board understands the problem. The Board thanked them for coming in.

- Community Preservation Committee Projects, Dan Fennelly, CPC Chair

Dan Fennelly, Chair provided a presentation to the Board which provided a recommendation of funding.

Mr. Fennelly went through the state of funding, about 2.2 Mill, and explained the various buckets. He pointed out that we have over a million dollars in Community Housing and we haven't spent much in new projects in about six years. He would like to see some projects. We have an allocation of around \$9,000 that we are looking to allocate to community housing that is a shortfall from last year of the 10% as required by law. Over the years, we collected over 10.5 Million in matching funds and 23 Million in taxes over the years.

2024 projects include the tennis courts design. The pickle board application was withdrawn at last night's meeting. It was determined that new construction wasn't feasible to look at now. The Purple dinosaur property study was also withdrawn because the investigation of the property determined that it wouldn't be feasible to put multiple playing fields out there due to the slope of the property. It was discussed that it be used as passive recreation.

The one project is the tennis court design of \$125,000. The high school courts are in disrepair. This would be a complete replacement and would expand from 4 to 5 courts. The application is to include the existing survey update. The project design cost was quoted at \$110,000 with a contingency of \$14,000. If not used it's returned back to CPC. This comes out of undesignated funds. Future construction phase would be another project next year.

Ms. Connolly said the design would be done now, and additional funding for construction at the April Town Meeting. Construction would start in the summer. The Board thanked Mr. Fennelly for coming in.

## **INTERVIEW Board & Committee Openings**

- **Chief Richard Wehter – Veterans Services Advisory Council**  
Mr. Wehter, 110 Hollett St. was a Fire Chief in Hingham and member of the American Legion post of Hingham for 25 years. He served in the US Navy and is very familiar with the military. He has also served on Traffic Safety Committees. Mr. Goodrich is amazed at his dedication to serving the country, neighbors and town, and that he still wants to continue to volunteer. The Board thanked him for his service and for coming forward.
- **Tom Krall – Veterans Services Advisory Council**  
Mr. Tom Krall, 180 First Parish Rd. He moved to Scituate 7 years ago and is semi-retired from a career in IT. He is a Navy veteran 1980 - 1987, followed by Naval reserves. He suffered hearing loss and is fully involved in VA healthcare. He would like to help veterans and help them transition into Scituate. Ms. Connolly said that our Veterans agent could certainly use help in navigating the healthcare system. He said that Don Knapp was instrumental in helping him when he first moved to Scituate.
- **Jeffrey Helm – Scituate Bicycle Committee**  
Jeff Helm lived in Norwell for 30 years, now in Scituate, 22 Tichnor Ct. He's been involved in Risk Management his entire career. He wants to be involved in bike safety for kids in educating them on the proper rules. He's involved in charity rides and is out often and safety is his focus.
- **Jonathan Belber – Scituate Bicycle Committee**  
Jonathan Belber, 32 First Parish Rd. He would love to support this initiative of safety and awareness for cyclists. He would love to see changes in town with bike lanes and bike areas that could be separated from the road. He bikes every day to work on his farm. He loves how many bike racks are in town but feels there could be more. The share the road is helpful, but he would love to see a separate bike lane.
- **Daniel Hannigan – Scituate Bicycle Committee**  
Mr. Hannigan, 6 Lighthouse Rd. Cycling is a passion of his. He would also like to see increased safety regionally (other towns, Wampanoag State Park) and he has free time on his hands and could assist with grant writing. He has done long distance bike riding so he has a lot of experience and would love to help. Mr. Goodrich asked if he does off road biking – no, he's all on road long distance.
- **Sara Das – Scituate Bicycle Committee**  
Sara Das, 422 Country Way. She is a relatively new resident of 3 years and works at Woods Hole. She and her family of four are always riding bikes. Her kids ride to school, even in the winter. Her husband rides to the train station. They all recognize safety issues that could be addressed. She would like to apply for grants at the regional and state level to enhance infrastructure. Maybe partnering with MAPC could help us organize initiatives. She does grant writing in her day job. She wants to make people aware that bicycling is a viable way of transportation. She previously lived in Hull and served on both Conservation and CPC so has great experience in municipal work. The board thanked her and encourages all applicants to attend the meetings whether appointed or not.



- Russ Paulin – Council on Aging  
Russ Paulin, 24 Vinal Ave. He is a retired senior who volunteers at the Senior Center on Wednesdays washing dishes and serving food. He has seen the programs become extremely successful and popular and he wants to get more involved. He wants to help in any way he can. Prior to his retirement he was a manager for a consulting agency and prior to that a manager at several banks.

## **UPDATE Water Treatment Plant Project, Steve Rafferty, Tighe & Bond and Kevin Cafferty, DPW Director**

Steve Rafferty, Tighe & Bond provided a presentation to the Select Board. There are three project elements that are ongoing: Rt. 3A utilities, manganese contactor pilot, and treatment plant design.

The Rt. 3A utility project has started and over 30% installation is complete. Work is on schedule to continue until November and is on budget. Final paving will be next Spring. The pipes will bring water from Old Oaken Bucket to the new site.

Manganese contactor pilot: we have been achieving things from the pilot that we want to achieve. On a good day we're doing half the flow coming out of Old Oaken Bucket. Water treated in the contactor is removing 80-90 % of manganese which is an excellent removal rate. We are in the midst of evaluating contactor vessels for the new plant.

The Stearns Meadow Water Treatment Plant is on schedule in regards to design work. The architectural concepts are done, site layout, piping layout, and buffer zone. Everything is close to being ready for Planning Board review (Sept 14<sup>th</sup>). Permitting status is ongoing. They've had working discussions with many Departments – Planning, Health, Conservation and Fire. Conservation hearing will happen after Planning Board sometime in October. Mass DOT has to approve curb cut and Mass DEP has to approve the design as well.

Construction costs: Back in 2022 the estimate was \$46,485,000. While construction costs have escalated, the updated construction cost estimate at 50% design remains at \$46 Million. This is a big project and we will have pre-qualified General Contractors in January 2024, advertise and bidding in February – April and contract award in May of 2024 with construction commencing in June of 2024. Construction is anticipated to be 24 months with the plant online by July 2026.

Mr. Rafferty reviewed the conceptual site layout which includes a reduced building footprint and increased setbacks to Rt. 3A and abutting properties. He showed drone footage rendering of the building which shows two lagoons and retention basins.

Ms. Curran asked if we plan to have public meetings to keep the public updated. Mr. Boudreau said this is the first public meeting and the next big meeting will be with the Planning Board. Ms. Curran wants to make sure we do more public forums to answer questions at some point. Mr. Cafferty suggests after Planning Board and Conservation meet then we could schedule something. Mr. Cafferty said there are new PFAS rules and regulations that are coming out. We need to take that into consideration with the new plant design. We meet the PFAS rules now but they could change.

Mr. Goodrich recapped the building footprint has been reduced, we're on time, and on budget. Ms. Harrison asked about the green area and hopes we can save as much trees as we can. Mr. Rafferty said it will have to be cleared for the construction but can then be built back up. We are using about 7 acres and she would like to know how many acres will be cleared. Mr. Rafferty will have to get back to the Board. Ms. Connolly asked if we can look at using evergreen trees and wants to make sure that the neighbors have coverage. Ms. Canfield

asked if we are incorporating solar panels or other alternative energy sources? Not at this time, but the roof has to be able to withhold panels. She asked about a retaining stone wall and Mr. Rafferty said that area heads up to the grave site that has been on the property.

Dave McCormack, 21 Stearns Rd. He is an abutter and asked about the specifics of the building size, how much is the plant vs. offices, etc. He also asked about the roof that was dormered and wonders what is in that space? HVAC equipment will be inside the gables. Mr. Rafferty pointed out the areas on the screen and will get him the numbers. Mr. McCormack still feels the building is quite large. He would like to see the building lower with a flat roof. Mr. Rafferty explained that if we did that, we would need to clear more green area for run-off. Mr. Rafferty will provide the actual height of the building. Mr. McCormack asked if there's anything that can be done to avoid working on the weekends? Mr. Rafferty explained this is currently a 40- hour week schedule in five days.

Russ Paulin, 24 Vinal Ave. Is there a plan for solar? Kevin understands that we've maxed our municipal solar. Mr. Rafferty said it's difficult to incorporate solar because we have large motors that have large electrical demands. We can look at other areas to incorporate solar.

Steve Young, 5 Old Forge Rd. He said it looks to be 80% clear cut. He feels it's going to be a shock to the town and that's not how it was presented. He asked Mr. Rafferty about the manganese testing and how much water we treat today-1.2 Mill gallons/day currently out of the reservoir. He asked about the wells – 90% of our water comes from wells that don't go through the treatment plant. Ms. Canfield clarified that our water demand is different at different times of the year and that sometimes we need both sources – wells and treatment plant. Mr. Boudreau said it's being designed for PFAS treatment as well. Mr. Young said the reservoirs aren't deep, are we putting all our eggs in one basket? It's really a pond. Ms. Curran noted the parallel project to make the reservoir deeper and wider which has been discussed for several years.

Scott Russo, 35 Stearns Rd. He wanted to confirm the lagoons are going more towards 3A - Yes. He also wants to make sure the trees are green and asked if there could there be a wall of arborvitae to create a natural barrier to abutters. The Board said we will evaluate this when we are at the landscape phase. He asked if trucks will be entering the site through the back of the building? Mr. Rafferty explained that only emergency vehicles can go around back but daily traffic will not.

#### **DPW Contracts, Kevin Cafferty, DPW Director**

- Ford F350 Truck with Plow & Sander for Transfer Station \$68,206.02

Town Meeting approved this so that Transfer station could be left open during storms. We are under budget on this truck.

**Move that the Select Board award the contract to purchase a new Ford F-350 from McGovern Commercial Headquarters in the amount of \$68,206.02.**

**Motion By: Mr. Goodrich**

**Second By: Ms. Canfield**

**Unanimous (5-0)**

- Ford F550 Truck with Crane for Sewer Department, McGovern Municipal HQ \$116,028.65

This money was allocated at last town meeting. Sewer needs a crane in the event of a sewer pump failure. We built the truck out to accommodate the crane. Town Meeting approved \$90,000 and the rest will come out of the sewer budget.

**Move that the Select Board award the contract to purchase a new Ford F-550 from McGovern Commercial Headquarters in the amount of \$116,028.65.**

**Motion By: Mr. Goodrich**

**Second By: Ms. Canfield**

**Unanimous (5-0)**

- Reconstruction of the Purple Dinosaur Playground ME O'Brien & Sons \$243,098.20 CPC funded Kevin Cafferty and Marie Pisello, 35 Briarwood Ln. She's been working with CPC on this project along with Christine in his office. They've been working on plans. There are some questions on procurement so the board can vote contingent upon procurement. The Board thanked Marie for volunteering to do all this work.

**Move that the Select Board award the contract to M.E. O'Brien & Sons, Inc. to complete the reconstruction of the Purple Dinosaur Playground in the amount of \$243,098.20, contingent upon confirmation of procurement.**

**Motion By: Ms. Canfield**

**Second By: Ms. Connolly**

**Unanimous (5-0)**

- Landfill Monitoring & Reporting Tighe & Bond \$100,425 3-year contract  
We have used Tighe and Bond to monitor for over 15 years. We are looking to continue this project. Eventually there will be no methane gas and we could stop monitoring but that's a long way away. Mr. Cafferty would estimate 50-75 years.

**Move that the Select Board award the contract to provide post closure landfill monitoring of groundwater and air quality of the capped landfill on Driftway to Tighe & Bond for 3-years for \$100,425. (Annual 33,475)**

**Motion By: Ms. Canfield**

**Second By: Mr. Goodrich**

**Unanimous (5-0)**

- Post Closure Flare Monitoring & Regulatory Permitting for Landfill, SCS Field Services \$121,800 3-year contract

This is an annual contract to do landfill monitoring.

**Move that the Select Board award the contract to provide post closure landfill flare monitoring services at the Driftway Landfill to SCS Field Engineers of Taunton, MA for a 3-year contract for \$121,800. (Annually 40,600.00)**

**Motion By: Mr. Goodrich**

**Second By: Ms. Connolly**

**Unanimous (5-0)**

**Declaration of Surplus Vehicles DPW & Harbormaster, Nancy Holt, Finance Director/Town Accountant**

**Move to declare the attached listing of vehicles as surplus for auction.**

**Motion By: Ms. Connolly**

**Second By: Ms. Canfield**

**Unanimous (5-0)**

## **NEW BUSINESS:**

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

- Superior Servers for private events at the Scituate Maritime Center on September 2, 2023 from 6:00 to 10:00 pm; on September 9, 2023 from 6:00 to 9:30 pm; on September 17, 2023 from 11:00 am to 3:00 pm; and on September 23, 2023 from 11:00 am to 1:30 pm
- Cranberry Vine Catering for a private event at the Scituate Maritime Center on September 2, 2023 from 11:00 am to 2:00 pm
- Simply Good Catering for a private event at the Scituate Maritime Center on September 3, 2023 from 12:00 to 4:00 pm
- Rivershed for a private event at 52 Oceanside Drive on September 22, 2023 from 6:00 to 10:00 pm
- Mullaney's Fish Market for private events at 8 Allen Place on September 1, 2, 8, & 30, 2023 from 7:00 to 11:00 pm

- 1. Move to approve a One-Day Wine & Malt License to Superior Servers for private events at the Scituate Maritime Center on September 2, 2023 from 6:00 PM to 10:00 PM; on September 9, 2023 from 6:00 PM to 9:30 PM; on September 17, 2023 from 11:00 AM to 3:00 PM; and on September 23, 2023 from 11:00 AM to 1:30 PM.**

**Motion By: Ms. Canfield**

**Second By: Ms. Connolly**

**Unanimous (5-0)**

- 2. Move to approve a One-Day Wine & Malt Beverages License to Cranberry Vine Catering for a private event at the Scituate Maritime Center on September 2, 2023 from 11:00 AM to 2:00 PM.**

**Motion By: Ms. Canfield**

**Second By: Ms. Connolly**

**Unanimous (5-0)**

- 3. Move to approve a One-Day Wine & Malt Beverages License to Simply Good Catering for a private event at the Scituate Maritime Center on September 3, 2023 from 12:00 PM to 4:00 PM**

**Motion By: Ms. Canfield**

**Second By: Ms. Connolly**

**Unanimous (5-0)**

- 4. Move to approve a One-Day Wine & Malt License to The Rivershed for a private event at 52 Oceanside Drive on September 22, 2023 from 6:00 PM to 10:00 PM.**

**Motion By: Ms. Canfield**

**Second By: Ms. Connolly**

**Unanimous (5-0)**

- 5. Move to approve a One-Day Wine & Malt License to Mullaney's Fish Market for private events at 8 Allen Place on September 1, 2, 8, & 30, 2023 from 7:00 PM to 11:00 PM.**

**Motion By: Ms. Canfield**

**Second By: Ms. Connolly**

**Unanimous (5-0)**

- 2. DISCUSS/VOTE Drain Layer License Renewal E L. Margetts and Sons Inc.**

**Move to approve renewal of Drainlayers Licenses for E.L. Margetts & Sons, Inc.**

**Motion By: Ms. Connolly**

**Second By: Mr. Goodrich**

**Unanimous (5-0)**

- 3. DISCUSS/VOTE Board & Committee Appointments**

- a. Veterans Advisory Council
- b. Scituate Bicycle Committee
- c. Council on Aging
- d. Scituate Bicycle Committee
- e. Scituate Harbor Cultural District Committee

- f. Shellfish Advisory Committee
- g. Master Plan Core Implementation Team

**Motion to appoint Chief Richard Wehter to the Veterans Advisory Council for a term of three years or until a successor is named.**

**Motion by Ms. Canfield      Second by Ms. Connolly      Unanimous (5-0)**

**Motion to appoint Thomas Krall to the Veterans Advisory Council for a term of three years or until a successor is named.**

**Motion by Ms. Canfield      Second by Ms. Connolly      Unanimous (5-0)**

**Move to appoint the following to the Scituate Bicycle Committee for a term of three years or until a successor is named.**

- 1. Jeffrey Helm**
- 2. Jonathan Belber**
- 3. Daniel Hannigan**
- 4. Sarah Das**
- 5. Nancy Werner**
- 6. Michael Bowler**
- 7. Maura Tighe**

**Motion by Mr. Goodrich      Second by Ms. Canfield      Unanimous (5-0)**

**Motion to appoint Russ Paulin to the Council on Aging for a term of three years or until a successor is named.**

**Motion by Ms. Connolly      Second by Ms. Canfield      Unanimous (5-0)**

**Motion to appoint Marc Choquette to the Scituate Harbor Cultural District for a term of two years or until a successor is named.**

**Motion by Ms. Connolly      Second by Mr. Goodrich      Unanimous (5-0)**

**Motion to re-appoint Patrice Maye, Marie Flaherty, Jane Higgins-Norton, Stephen Litchfield, and Michele Seghezzi to the Scituate Harbor Cultural District for a term of two years or until a successor is named.**

**Motion by Ms. Connolly      Second by Mr. Goodrich      Unanimous (5-0)**

**Motion to re-appoint T. Scott Connelly, and Adam Bisol to the Shellfish Advisory Committee for a term of three years or until a successor is named.**

**Motion by Ms. Connolly      Second by Ms. Canfield      Unanimous (5-0)**

**Motion to re-appoint Jim Boudreau, Nancy Holt, Kevin Cafferty, Karen Joseph, Karen Connolly, and Patricia Lambert to the Master Plan Core Implementation Team for a term of one year or until a successor is named.**

**Motion by Mr. Goodrich      Second by Ms. Canfield      Unanimous (5-0)**

**OTHER BUSINESS:**

**1. Liaison Reports**

- Ms. Harrison said that Shellfish has been relaying the 160 bushels of quahogs in the North and South Rivers. Marshfield got a grant and they had 12 – 15 volunteers from Marshfield and Scituate. They are in areas that would be open to shellfish Nov 1<sup>st</sup>.
- Ms. Connolly said we should be receiving responses in the next few weeks for the Cole Parkway Project.
- Ms. Canfield said she met with the co- chairs of Conservation and the Gulf River Association about Border Street and the intent is for Conservation to pick one of two sites for accessibility to fields and parking. The intent in phase two is to go to Commission on Disabilities to think of ways to make the field truly accessible for people with disabilities. The Gulf River Association will pay for parking.

**2. Correspondence**

- Overdose Awareness Vigil
- Sister City Correspondence

**3. Approval of Meeting Minutes**

**Move to accept the minutes for the Select Board meetings held on August 8, 2023.**

**Motion By: Ms. Connolly**

**Second By: Ms. Canfield**

**Unanimous (5-0)**

**4. Adjournment and Signing of Documents**

**Motion to adjourn the meeting at 10:07 p.m. by Ms. Canfield, second by Mr. Goodrich  
Unanimous Vote (5-0)**

**EXECUTIVE SESSION:**

- 1. To discuss strategy with respect to litigation if an open meeting may have a detrimental effect on the litigating position of the public body. - Shellfish Aquaculture**

**Move that the Select Board go into executive session at 10:07 PM pursuant to purpose 3 of the Open Meeting Law to discuss strategy with respect to litigation, and I declare that an open meeting may have a detrimental effect on the negotiating position of the Select Board in connection with this matter. The board will not reconvene in open session. – Shellfish Aquaculture**

**Motion By: Ms. Canfield**

**Second By: Mr. Goodrich**

**Unanimous (5-0) At 10:07 PM**

**Roll Call Vote:**

Ms. Curran Yes

Mr. Goodrich Yes

Ms. Harrison Yes

Ms. Connolly Yes

Ms. Canfield Yes

Respectfully Submitted,

Michele Seghezzi, Recorder

## **List of Documents for the August 22, 2023 Select Board Meeting**

- Agenda
- Upcoming Meetings & Events
- Suicide Prevention Proclamation
- Donations to Town of Scituate
  - Senior Softball League donation to Scituate Recreation \$10,000, Nick Lombardo, Director Recreation
  - Navy Oar Donation to Scituate Town Library, Chris Lessard
- Outdoor Entertainment Permit 52 Oceanside Drive on 9/22
- Special Town Meeting Warrant Articles
  - Citizen Petition to Amend General Bylaw Section 30460 Leash Law, Sandy Allen
  - Citizen Petition to Allocate \$7M for Cedar Point Seawalls, Dr. William Heggerick, George Simmons, Stephanie Corcione & Dave Ball, Cedar Point Association
    - 1902 Handout
    - ATM Warrant Article from April 11, 2022
  - Community Preservation Committee Projects, Dan Fennelly, CPC Chair
- Board & Committee Interviews
  - Chief Richard Wehter – Veterans Services Advisory Council
  - Tom Krall – Veterans Services Advisory Council
  - Jeffrey Helm – Scituate Bicycle Committee
  - Jonathan Belber – Scituate Bicycle Committee
  - Daniel Hannigan – Scituate Bicycle Committee
  - Sara Das – Scituate Bicycle Committee
  - Russ Paulin – Council on Aging
- Water Treatment Plant Update
- DPW Contracts
  - Ford F350 Truck with Plow & Sander for Transfer Station \$68,206.02
  - Ford F550 Truck with Crane for Sewer Department, McGovern Municipal HQ \$116,028.65
  - Reconstruction of the Purple Dinosaur Playground ME O'Brien & Sons \$243,098.20 CPC funded
  - Landfill Monitoring & Reporting Tighe & Bond \$100,425 3-year contract
  - Post Closure Flare Monitoring & Regulatory Permitting for Landfill, SCS Field Services \$121,800 3-year contract
- Declaration of Surplus Vehicles DPW & Harbormaster
- One Day Wine & Malt Licenses
  - Superior Servers for private events at the Scituate Maritime Center on September 2, 2023 from 6:00 to 10:00 pm; on September 9, 2023 from 6:00 to 9:30 pm; on September 17, 2023 from 11:00 am to 3:00 pm; and on September 23, 2023 from 11:00 am to 1:30 pm
  - Cranberry Vine Catering for a private event at the Scituate Maritime Center on September 2, 2023 from 11:00 am to 2:00 pm
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  - Rivershed for a private event at 52 Oceanside Drive on September 22, 2023 from 6:00 to 10:00 pm



- Mullaney's Fish Market for private events at 8 Allen Place on September 1, 2, 8, & 30, 2023 from 7:00 to 11:00 pm
- Drain Layer License Renewal E L. Margetts and Sons Inc.
- Board & Committee Appointments
  - Veterans Advisory Council
  - Scituate Bicycle Committee
  - Council on Aging
  - Scituate Bicycle Committee
  - Scituate Harbor Cultural District Committee
  - Shellfish Advisory Committee
  - Master Plan Core Implementation Team
- Correspondence
  - 8<sup>th</sup> Annual Overdose Awareness Vigil
  - Letter regarding citizen petition for lease by law change, Ms. Green
  - Sister City Ireland
- Minutes of August 8, 2023

## Select Board Meeting Minutes for August 22, 2023

### SELECT BOARD

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Maura C. Curran , Chair

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Andrew W. Goodrich, Vice Chair

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Susan J. Harrison, Clerk

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Karen B. Canfield

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Karen E. Connolly