

**MEETING MINUTES
BOARD OF SELECTMEN**

April 7, 2015

Present: John F. Danehey, Chairman, Shawn Harris, Maura Curran; Martin O’Toole
Anthony Vegnani

Patricia A. Vinchesi, Town Administrator; Finance Director Nancy Holt

The Meeting was called to order at 6:02 PM

Acceptance of Agenda

Mr. Harris made a MOTION to accept the agenda for April 7, 2015. Mr. Vegnani SECONDED. All in favor. Unanimous vote (5-0).

Walk-In

Mr. Bill Graham of 14 Tilden Avenue and Mr. Tim Kelley of 79 Gilson Road, both members of the current Seawall Committee. Mr. Graham read a letter to the Board expressing their thoughts on the decision to dissolve the Seawall Committee.

Mr. Danehey explained the Board’s reasons for forming a Coastal Resource Commission and urged Mr. Graham and Mr. Kelley to stay for the upcoming agenda item on this subject. He said that the Board appreciated the work of the Seawall Committee; however, this Commission would be addressing all foreshore protection, not just seawalls.

Mr. Cafferty wanted to announce that the MBTA will be doing some maintenance work on the railroad tracks at First Parish Road on Friday, April 17th beginning at 11 PM until Saturday, April 18th at 4PM. He will make sure that this schedule is posted on the message boards.

Report of the Town Administrator

Ms. Vinchesi reported that Widow’s Walk is having a delayed opening due to the harsh winter. The official opening is April 9th. Almost two weeks late.

The Scituate Harbor Community Building will be closing to the public for rentals on April 10th. Renovations will begin and the anticipated date for the Library to open there is June 15th. The Library is closing June 5th to prepare for the move.

The Town Administrator is pleased to inform the Board that the Police Department will now be carrying and administering NARCAN. This is a life-saving drug for

overdose victims. She would like to thank the Police Department Union for working to accomplish this very important function of the Police Department.

Inspection Department is very busy with the anticipated new development in the Town, as well as the repairs homeowners will be doing due to storm damage.

Town's FEMA Appeal was heard by the Panel last Thursday. It was a web conference with the Town of Marshfield. Scituate Town Officials were present for this conference, where both the Town and FEMA presented their case. We do not expect to hear for five to six weeks.

The Town will be sponsoring and "All Board and Committee Educational Forum" at the Scituate Harbor Community Building on Tuesday evening, April 21 from 6 – 8 PM. Residents are invited to attend to learn about the function of each board and committee and if interested in serving, fill out an application.

There will be a Police and Fire Fundraising Event on Saturday April 11th at the Pilgrim Skating Arena from 7 PM to 10 PM. They will be playing both the boys and girls hockey teams. This is the "First Annual Town of Scituate Public Safety Cup" event. Proceeds will go the FACTS.

The Town Pier Rehabilitation is almost complete. There were two setbacks-one due to a boating accident and the other due to the storms we have experienced. The Pier will be closing April 27th and 28th for paving – it will be open to the fishermen.

Fire Chief John Murphy continues to work with FEMA on storm damage assessments.

Brochures regarding shark awareness and safety are available now. Recreation working very hard on this issue to educate the public.

Town Meeting April 13, 2015 – Warrant is on the website and the Advisory Booklet is on the website as well.

Recognition of DPW

Mike Breen, Supervisor of Highway and Public Grounds; Paula Barry Office Manager and Kevin Cafferty DPW Director were in the audience. The Board wanted to publicly thank the DPW for everything they did during this very difficult, challenging winter. Each employee's name was read, along with a Proclamation by Chairman John Danehey. Friday, April 17th is DPW Day. Everyone should take the opportunity to thank the DPW for everything they did during these storm events.

Discuss/Vote Final Housing Production Plan. Laura Harbottle, Town Planner in attendance for this agenda item. This is a follow-up from the presentation at the

February 17, 2015 BOS meeting. The Planning Board approved the plan at their March 26, 2015 meeting.

Mr. Vegnani made a MOTION that the Board of Selectmen vote to approve the Final Housing Production Plan for the Town of Scituate. Mr. O'Toole SECONDED. All in favor. Unanimous vote (5-0)

Discuss/Vote OPEB Irrevocable Trust. Nancy Holt, Finance Director presented this item. It is a follow-up from the March 24, 2015 meeting. The Chairman had a question on the language, which Town Counsel answered to his satisfaction.

Mr. Harris made a MOTION that the Board vote to adopt a trust agreement for the Other Post-Employment Benefits (OPEB) Trust Agreement. Ms. Curran SECONDED. All in favor. Unanimous vote (5-0).

Discuss/Vote Drainlayers License Renewals

Mr. Vegnani made a MOTION that the Board of Selectmen vote to approve the Drain Layers License for the following contractors: Laminar Construction Corporation; Pond Corporation; Warner Brothers Landscape & Excavation LLC and Mankewich Contracting, Inc. Mr. Harris SECONDED. All in favor. Unanimous vote (5-0).

Discuss/Vote Hawker Peddler License Renewals

Mr. Vegnani made a MOTION that the Board of Selectmen vote to approve the Hawker Peddler License for Nona's Homemade, Inc. for the 2015 season. Mr. Harris SECONDED. All in favor. Unanimous vote (5-0).

Mr. Vegnani made a MOTION that the Board of Selectmen vote to approve the Hawker Peddler License for Zack's Ice Cream for the 2015 season. Mr. Harris SECONDED. All in favor. Unanimous vote (5-0).

Discuss/Vote One Day Beer and Wine License.

Mr. Vegnani made a MOTION that the Board of Selectmen vote to approve a one day beer and wine license for Silent Chef on May 17, 2015 for an event at the Scituate Maritime Center between the hours of 11:30 AM to 3:30 PM.

At this point, the Town Administrator requested that the 7:15 PM discussion on GATRA be moved up due to the schedule of Mr. Gay.

Discuss/Vote Greater Attleboro Taunton Regional Transit Authority (GATRA).

Mr. Francis Gay, Administrator, was before the Board to propose the plan for bus service in the Town (see attached schedule and map). The Town Administrator and Mr. Gay have been working very hard to achieve this service for the Town.

Mr. Vegnani made a MOTION that the Board of Selectmen vote to approve GATRA's proposal for a fixed route bus service within the Town of Scituate. Mr. O'Toole SECONDED. All in favor. Unanimous vote (5-0).

7 PM PUBLIC HEARING Liquor License Transfer – Scituate Package Store.

Attorney Frank Colpoys represented the applicant, Elie Houayes, Front St. Liquor, Inc. He stated that the applicant has met all the requirements of the ABCC. He is a very successful business man with experience. The Bailey family feels he will be a perfect fit for the community and for their Front Street business.

Mr. O'Toole made a MOTION that the Board of Selectmen vote to approve the transfer of the Common Victualler/All Kinds of Alcoholic Beverages License from Scituate Package Store to Front St. Liquor, Inc. Mr. Harris SECONDED. All in favor. Unanimous vote (5-0).

Mr. Vegnani made a MOTION that the Board of Selectmen vote to approve the Pledge of License. Mr. O'Toole SECONDED. All in favor. Unanimous vote (5-0).

Discussion/Vote Coastal Advisory Commission Charge. Ms. Curran presented to the audience the Charge of the Commission and the structure of the Commission (see attached). She reinforced to Mr. Graham, member of the Seawall Committee that the work of that committee, accomplished to date, would be of value to this commission as they move forward with their charge. This is a Commission; sub-committees can be formed under the Commission.

There were some questions from the audience regarding public attendance at these meetings and Mr. Danehey explained that like any other Board or Committee, this Commission will comply with the Open Meeting Laws, which require posted agendas and meeting minutes. There will be an appointed Liaison from the BOS. Questions arose about who will appoint this Commission, and Mr. Danehey explained that it is the Board of Selectmen who appoint. This process is outlined in the Town Charter.

Mr. Vegnani made a MOTION to approve the charge for the Coastal Advisory Commission adding to paragraph 7 that the Commission report to the Board of Selectmen quarterly with an action plan and updates to that plan. Mr. O'Toole SECONDED. All in favor. Unanimous vote (5-0).

At this point in the meeting, Finance Director Nancy Holt suggested moving up the Presentation of the Coastal Management and Foreshore Protection Plan so that those in attendance for the Coastal Advisory Commission discussion be present.

Presentation: Coastal Management and Foreshore Protection. Kevin Cafferty, DPW Director, Nancy Holt, Finance Director/Town Accountant, Nancy Durfee, Coastal Resource Officer prepared and presented a Power Point Presentation on the Town's plan for Foreshore Protection (see attached). It is a very comprehensive presentation on the work being done by the Town.

Discussion at the conclusion of the presentation involved the difficulty in obtaining easements for proposed seawall repairs. The Board wanted the residents on the coast to realize that the Town is working very hard to address foreshore protection, which this presentation shows. Money is an issue, obviously, and the Town and residents should work together to achieve these goals. There is no funding source for the \$2 million which Article 18 is requesting at town Meeting. There needs to be a plan, and this Board is trying to accomplish this with the newly formed Coastal Advisory Commission.

The Chairman called for a ten minute break.

The Meeting reconvened at 9:12 PM.

Discuss/Review Annual and Special Town Meeting Related Items:

Review Fire Department Overtime. Finance Director Nancy Holt and Fire Chief John Murphy outlined the circumstances surrounding the overtime situation at the Fire Department and explained the reasons for it (see attached). This subject will be on the Special Town Meeting Warrant, and the Finance Director wanted to review the reasons for the overtime situation with the Board.

NEW BUSINESS

Discuss Dune Re-Construction Peggotty Beach. Kevin Cafferty, DPW Director and Patrick Gallivan, Conservation Agent were present to explain this agenda item.

Residents had a permit which was due to expire to rebuild the dune at their own cost and to plant grass (sea grass) and place a fence to protect their homes and road as well as the salt marsh. The work proposed would be on Town property as well, and it was felt that the Board should grant permission for this work to be done. The Town Administrator said that this is a good collaboration between residents and the town.

There are some questions regarding beach access once this sand dune is rebuilt and the Board needs to visit the area so they may make an informed decision. This will be postponed to the April 13, 2015 meeting.

Discuss/Vote OPM Contract for Public Safety Complex. The Town Administrator told the Board that she, along with the Finance Director interviewed three finalists brought forward by the Public Building Commission. They selected the Vertex Companies, Inc.

Mr. Danehey noted that the Town needs to convey the importance of this project being on schedule and on budget.

Mr. Vegnani made a MOTION that the Board of Selectmen vote to award the contract for OPM Services for the Public Safety Complex to The Vertex Companies, Inc., for an amount not to exceed \$427,000. Mr. Harris SECONDED. All in favor. Unanimous vote (5-0).

Discuss/Vote Sewer Betterment Adjustment. Resident was billed for two sewer hookups and should be billed for 1 single family dwelling and ½ of one sewer unit for each one bedroom or studio apartment (per Sewer Rules and Regulations). This resident was billed for two connections, and it should be for 1.5

Mr. Vegnani made a MOTION that the Board of Selectmen/Sewer Commissioners approve an adjustment of \$9,443 plus interest or any charges billed in error, for ½ of a sewer unit for Parcel ID #14-1-6-0. Mr. Harris SECONDED. All in favor. Unanimous vote (5-0).

Discuss/Vote Sewer Betterment Abatement. Resident was billed for a non-buildable wetlands lot.

Mr. Harris made a MOTION that the Board of Selectmen/Sewer Commissioners approve a sewer abatement of \$18,886.00 and any interest or charges accrued for a non-buildable wetlands lot for Parcel ID #28-22-004. Ms. Curran SECONDED. All in favor. Unanimous vote (5-0).

OTHER BUSINESS

Acceptance of Minutes

Mr. Harris made a MOTION that the Board of Selectmen vote to approve the Meeting Minutes of March 10, 2015. Mr. O'Toole SECONDED. All in favor. Unanimous vote (5-0).

The Town Administrator noted a correction to the Minutes of March 24, 2015. Under "Report of the Town Administrator" third paragraph, it should read *FEMA's maps* and not "the panel's appeal".

Mr. Vegnani made a MOTION that the Board of Selectmen vote to approve the Meeting Minutes of March 24, 2015 as corrected. Mr. Harris SECONDED. All in favor. Unanimous vote (5-0).

The Board reminded everyone about the St. Patrick's Day Parade on Sunday, April 12th and also about Town Meeting on Monday, April 13th.

The meeting was adjourned at 9:45 PM.

Respectfully submitted,

Sheila M. Manning,
Assistant to the Town Administrator

Background Materials for April 7, 2015 Board of Selectmen Meeting:

Proclamation for DPW Staff

Letter from Planning Board regarding their vote at a Public Hearing on Housing Production Plan

OPEB Agreement

Copies of Drainlayer License renewal applications

Copy of Hawker Peddler Licenses renewal applications

Copy of Silent Chef application for One Day Liquor License

Copy of Draft Coastal Advisory Commission Charge and structure of Commission

Copy of application for transfer of Liquor License – Scituate Package Store, Front Street

Excel spreadsheet of Fire Department overtime expenses detailing explanation of same

Copy of Power Point Presentation on Coastal Management and Foreshore Protection

Applications for Sewer Betterment Abatements

Board of Selectmen Minutes Tuesday, April 7, 2015

BOARD OF SELECTMEN

John F. Danehey, Chairman

Shawn Harris, Vice Chairman

Martin J. O'Toole

Maura C. Curran

Anthony V. Vegnani