

**MEETING MINUTES  
BOARD OF SELECTMEN  
September 6, 2016**

Present: Martin J. O'Toole, Chairman, Anthony V. Vegnani, Maura Curran, Shawn Harris, John Danehey

Patricia Vinchesi, Town Administrator

The Meeting was called to order at 7:00 p.m.

**Acceptance of Agenda**

**Mr. Vegnani made a MOTION to accept the agenda for September 6, 2016 Second by Mr. Danehey, all in favor. Unanimous vote (5-0).**

**WALK INS**

**REPORT OF THE TOWN ADMINISTRATOR**

DPW Truck Day and the sunrise service for FACTS were very successful. The Hoarding Task Force received a grant and Scituate is a model for other communities. Staff is busy with MUNIS training. We are converting the entire payroll and records system throughout the Town. This is ongoing the next several months. State Primary is on Thursday. The entire county of Cork has indicated they would like to pursue a sister city relationship with the Town of Scituate. They will be visiting later this year and we will finalize arrangements.

1. Review of BOS/TA Items Pending
2. Water Shortage update – Al Bangert, Special Projects, Sean Anderson, Water Superintendent, and Kevin Cafferty, DPW Superintendent

Mr. Bangert said the problem is this is the driest and hottest summer on record in Southeast, MA. The water supply has not been able to keep up with demand even with the restrictions. This is one of the strangest weather patterns our meteorologists have ever seen. The Drought Crisis management team was established by the Town Administrator. We are in good shape now due to the water division refurbishment of well 17A. Water use dropped in August from 1.6 to 1.2 million gallons of water a day, a 20% reduction thanks to the efforts of residents conserving. Now the summer population will decline throughout the month of September. We are reducing demand and improved supply with well 17A working. Mr. Cafferty said the well has sensors and we can monitor the water so we do not drain it. Mr. Vegnani asked if we could publish the water usage information. There are contingency measures put into place. 1. A water connection established and tested with Cohasset. The water commissioners in Cohasset have agreed to give us water if we decrease to 10%. 2. The fire chief has made arrangements to bring in tankers of water with MEMA and

Plymouth. The fire department can draw water from the sea for a coastal fire. 3. The ban on irrigation has stepped up and being strictly enforced. 4. Restaurants are offering water only when requested. 5. We are vigorously notifying boat owners they cannot use fresh water to rinse down their boats. 6. Public Communication to let the public know how we are doing. 7. We are looking at grants from DEP to look at increasing the height of reservoir by 18 inches. This cannot be done by next summer since the permitting process is arduous. This would be an estimated 2 year project. We would look to appropriate the money by next spring and include in this capital planning cycle. The estimated cost is \$1M for this project. 8. Develop the Dolan well site. Land was acquired in the early 80's and test wells were drilled. A DEP permit was issued for the wells. In the mid 2000's with MBTA money this was an option but the cranberry bogs off Old Oaken Bucket were explored and found not to be a good site. We can revisit the Dolan well site and plan this three year project. Mr. Bangert reviewed some of the long term options the Drought Crisis Management team was reviewing and regulatory issues associated with these suggestions. The Selectmen thanked the Drought Crisis Management team for their work and asked that we keep notifying the public on how we are doing with water conservation.

### **SCHEDULED ITEMS:**

#### **New Board & Committee Applicants**

Public Building Commission – Larry Guilmette

Mr. Guilmette has 35 year of real estate background and he can be an alternative voice on the committee. He can meet the commitment for meetings, etc.

Commission on Disabilities – Michelle Murphy

Ms. Murphy is an RN and a realtor. Ms. Murphy's specializes in care of people with disabilities and her son has a disability. Ms. Murphy is able to attend the monthly meetings. She advocates and supports people with disabilities.

Water Resources Commission – John Boehmke

Mr. Boehmke has an interest in water resources since it is a problem in town and he is interested in getting involved. Mr. Boehmke works for an investment company in information technology. His expertise is in problem solving and research.

Bylaw Review Committee – Matthew Brown

Mr. Brown was on the charter commission in 1972 and over the past 40 years there are some things he would like to see changed. Mr. Brown believes when the quorum was taken away at Town Meeting, it was a mistake. The other matter is no one runs at large rather and you have to run against an individual. He would like to see people present their name rather than run against a particular person like they do in Cohasset. School Board, Planning Board and Selectmen run for a particular seat. He would like to see it done differently. The Selectmen, Town

Administrator and Mr. Brown discussed the By Law Review committee and what the job function includes.

**Drain Easement Relocation, 37 Collier Road, Sean McCarthy, Town Engineer and Adam Brodsky, Attorney**

Mr. Brodsky represents his clients who are taking two non-conforming lots to create one lot with one conforming structure. A new line would be installed and approved under the storm water standards. His clients need the Selectmen's approval to relocate the drain. The conservation commission has approved the plan and a building permit is in progress. Sean McCarthy said he has worked with their engineer to review this proposal. Mr. Brodsky said a public hearing was held to review the request.

**Move that the Board of Selectmen allow the existing 10 foot wide drain easement to be relocated from the southerly property line to the northerly property line of 37 Collier Road. Motion by Ms. Curran second by Mr. Harris Unanimous Vote (5-0)**

**Lifting of Restriction Elaine Riddle Torrey's Lane, Michael Hayes, Attorney**

Attorney Hayes said he was in front of the Board of Selectmen a year ago regarding this issue. The restriction was believed to go away with the passage of time. Attorney Hayes discussed this with Mr. Toomey and this type of restriction was not going away with the passage of time. This property is at the back end of the golf course. Ms. Riddle deeded over 18,000 square feet to the Town to access the golf course from Torrey's Lane. Attorney Hayes provided a map to the Board for review. Lot 1 is 20,000 sq. ft. and lot 2 is a 50 ft. frontage lot with over 40,000 square feet, parcel 3 was deeded to the Town of Scituate. Mr. Danehey said he needs to know if there is a well located on this property before he can vote on this. Mr. Vegnani said 10 years ago there was something at Town meeting regarding this property. Mr. Whittaker purchased the property back in 1978. Sean McCarthy checked with Paul Scott and former employees of the water department to see if they knew anything about this restriction. Ann Burbine 10 Pennycross Road said the golf course came before the planning board in 1994. This predates the golf course and that parcel of land was a demolition dump for stump dumping. Ms. Burbine suggests checking with planning. Sean McCarthy said he went as far back as Boston Sand and Gravel. Ms. Curran asked if the boundaries have changed since the restriction. The well was not on Mass GIS when Sean McCarthy checked the records. The Board of Selectmen does not have to vote on this tonight. Mr. Harris asked Sean McCarthy to reach out to Roy Whitaker about the restriction. Joe Armstrong, 31 Peggotty Beach Road, suggests checking with the original developer for the golf course. Attorney Hayes will review the planning board minutes with Sean McCarthy. The Selectmen will vote on this at the next meeting when more information is available.

**Veterans Cemetery Regulations, Don Knapp, Veterans Agent**

Mr. O'Toole thanked Mr. Danehey for his work on the policy. Mr. Danehey reviewed the changes to the policy for Veterans who qualify to be buried in the Cudworth Veteran's cemetery with the board.

**Move that the Board of Selectmen approve the revised operational policy for Codes of Rules and Regulations for Cudworth Veteran's Cemetery. Motion by Mr. Harris Second by Ms. Curran Unanimous Vote (5-0)**

**Mr. O'Toole asked for a five minute recess at 8:45 p.m.**

**Mr. O'Toole reconvened the meeting at 8:53 p.m.**

**Lawson Green Apartments, Stephen Coulter, Scituate Housing Authority**

Mr. Coulter provided a copy of the presentation to the Board of Selectmen. The Housing Authority John Dwayne, Mike Collins and Jody McDonough were also in attendance. Pro Bono Affordable Housing Consultant Joe Armstrong who is a Scituate resident has been a great support and the housing authority appreciates all his contributions. Mr. Coulter reviewed the presentation with the Board of Selectmen. Mr. Armstrong said the Scituate Housing Authority has done a great job in moving this project forward and followed through with diligence and great collaboration. It was a wonderful experience. Mike Cucchiara with the Grantham group whose business is developing housing for senior citizens was introduced. Mr. Cucchiara provided some renderings of the building and floor plan for the board to review. The Grantham group has 500 employees with people on staff 24 hours a day with remote security. It is independent living and interaction with residents is limited. There will be call boxes in the units for emergency services. The project is 100% affordable and count toward the Town's 40B inventory. The Grantham group would proceed with the 40B process that would be an asset to the Town. Costs exceed value of the property. CPC, tax credits, MA affordable housing trust fund, home funding on the federal level and any other funds that can be brought into it will be used for funding the project. Mr. Armstrong said HUD approval is required and town processes need to be followed for the property. This is a no risk process. An option contract would be provided. Having town support is a key element to this project's success. These projects require lots of equity to make them happen. These would be rental apartments. The board supports affordable housing for seniors. The price seems very high for this project. Mr. Coulter said in the RFP the square foot costs were all comparable. Mr. Danehey said there is risk if the Grantham group goes under. It is refreshing that the project is looking for 100% low income housing. Mr. Coulter said the goal of tonight was to let the Selectmen know where the Scituate Housing Authority is in the process. There are a lot of necessary steps to move forward through the Town departments and eventually to Town meeting. Next steps are to sub divide the lot and concurrently approach the Town departments for sewer/water connections, fire department requirements, etc.

**NEW BUSINESS:**

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

**Move that the Board of Selectmen approve a One Day Wine & Malt license to Taylor Made Bartending for a birthday party taking place at the Scituate Maritime Center on 9/9/16 starting at 4:30pm to 8:30pm. Motion by Mr. Harris second by Mr. Danehey Unanimous Vote (5-0)**

**Move that the Board of Selectmen approve a One Day Wine & Malt license to Taylor Made Bartending for a meet and greet taking place at the Scituate Maritime Center on 9/23/16 starting at 5:30pm to 9:00pm. Motion by Harris second by Mr. Vegnani Unanimous Vote (5-0)**

**Move that the Board of Selectmen approve a One Day Wine & Malt license to Taylor Made Bartending for an annual meeting taking place at the Scituate Maritime Center on 9/25/26 starting at 1 :00 pm to 4:00pm. Motion by Mr. Harris second by Mr. Danehey Unanimous Vote (5-0)**

**Move that the Board of Selectmen approve a One Day Wine & Malt license to Ellen MacKenzie for a rehearsal dinner taking place at the Scituate Maritime Center on 9/16 starting at 6:00pm to 10:00 p.m. Motion by Mr. Harris second by Mr. Danehey Unanimous Vote (5-0)**

**Move that the Board of Selectmen approve a One Day Wine & Malt license to Ellen MacKenzie for a birthday party taking place at the Scituate Maritime Center on 9/18/16 starting at 4:00pm to 8:00pm. Motion by Mr. Harris second by Mr. Danehey Unanimous Vote (5-0)**

**Move that the Board of Selectmen approve a One Day Wine & Malt license to Taylor Made Bartending for a wedding celebration taking place at the Scituate Maritime Center on 9/24/16 starting at 2pm to 8pm. Motion by Mr. Harris second by Mr. Danehey Unanimous Vote (5-0)**

**2. Municipal Employee Disclosure**

Ms. Holt explained why the disclosure is required for municipal employees under section 20b.

**Move that the Board of Selectmen, as required by Massachusetts G. L. c. 268 A, we have reviewed the disclosure form from Mr. Brian Robinson, a municipal employee who seeks to provide personal services to Scituate Recreation. The exemption under section §20 (b) is approved for Brian Robinson. Motion by Mr. Danehey second by Mr. Harris Unanimous Vote (5-0)**

### 3. Special Town Meeting

a. Close 10/19/16 Special Town Meeting Warrant

**Move that the Board of Selectmen close the Warrant for the October 19, 2016 Special Town Meeting at 9:55 p.m. Motion by Mr. Danehey second by Ms. Curran Unanimous Vote (5-0)**

b. Tentative Listing of Special Town Meeting Items

Ms. Vinchesi reviewed the tentative list of Special Town Meeting items.

- FEMA Flood Maps Adoption
- Doherty Acquisition - \$7,500
- Torrey's Lane release of restriction – TBD at 9/6 BOS meeting or by petition
- Grant Cash Match – Seaport Advisory -\$90,400 piling system
- Grant Cash Match – Reservoir Design and Engineering - \$39,000
- High School Gym Foyer - \$150,000 – deferred by BOS to fall STM
- Cushing Field School Well - \$150,000 transfer of surplus school capital from roofs
- FY 17 budget balancing
- Jenkins Path - \$100,000
- Greenbush Proposal – sale of land (9/20 BOS Ex Session)
- Reversion of school property on Ellis to conservation - Petition Article
- Discussion of CPC projects at future fall and spring special town meetings

Establishment of MGL 111F Revolving Fund

### 4. Health Insurance Quote from MIIA, Patricia Vinchesi, Town Administrator

Selectmen Danehey recused himself from this discussion at 10:03 p.m.

The Town and employees received an increase in health insurance costs and we anticipate FY18 will be in the 15-23% increase range. The Town Administrator has been concerned about this for the past year or two. There are several upcoming meetings to discuss where Mayflower may be headed. Utilization data was requested and received from Mayflower. Fallon, Tufts and Blue Cross were asked for a quote of the exact same plans offered to employees currently. If Mayflower has a deficit, the Town is responsible for a portion of that deficit. We would like to get a quote from MIIA. Before MIIA gives us a quote, they ask the Board of Selectmen to ask MIIA to get the quote. When we receive the quotes we will analyze the data. The Town of Rockland voted to leave Mayflower. We have to notify Mayflower by December 31, 2016 if we plan to leave. We want to do our due diligence to get the best price for the Town and our employees. Right now we are getting the quotes and sharing with the Insurance Advisory Committee (IAC). Mr. Vegnani said the increase of rates and exposure to deficits is a concern.

**Move to obtain a quote for health insurance from the Massachusetts Interlocal Insurance Association. Motion by Mr. Vegnani second by Mr. Harris Unanimous Vote (4-0) Mr. Danehey recused himself from this vote.**

**Mr. Danehey joined the meeting at 10:15 p.m.**

**5. Board & Committee Appointments**

**Move to appoint Larry Guilmette to the Public Building Commission for a term of three years or until a successor is named. Motion by Mr. Vegnani second by Ms. Curran Unanimous Vote (5-0)**

**Move to appoint Michelle Murphy to the Commission on Disabilities for a term of three years or until a successor is named. Motion by Mr. Vegnani second by Mr. Danehey Unanimous Vote (5-0)**

**Move to appoint John Boehmke to the Water Resources Commission for a term of three years or until a successor is named. Motion by Mr. Vegnani second by Mr. Danehey Unanimous Vote (5-0)**

**6. New Election Poll Workers**

**Move to appoint Dorothea C. Brown, 71 Jericho Rd., Elizabeth F. Watson, 1000 Glades Rd., Kathleen Joyce, 25 Ocean Front St. and Eleanor Hayes, 35 Pennfield Rd. as Election Poll Workers for 2016/2017. Motion by Mr. Harris second by Mr. Vegnani Unanimous Vote (5-0)**

**7. Drain Layers License Renewal, Cobra Enterprises, Inc.**

**Move to approve a renewal of a Drain Layers License to Cobra Enterprises, Inc. Motion by Mr. Vegnani second by Mr. Harris Unanimous Vote (5-0)**

**OTHER BUSINESS:**

**1. Approval of Meeting Minutes**

**Move that the Board of Selectmen approve the meeting minutes for the 8/16/16 Board of Selectmen Meeting. Motion by Mr. Vegnani second by Mr. Harris Unanimous Vote (5-0)**

Mr. Danehey took a look at the Waterways bylaws and it became abundantly clear that the Town needs to look at all the rules rather than taking it section by section. For example, there were definitions throughout the bylaws rather than in one section. A comprehensive review is needed rather than piece meal. The SCI-COH program is having a commemoration for 9/11 and it is at 11 a.m. at the football field. The Scituate Beach Association Labor Day parade was a wonderful day and the parade of Horribles took place in Humarock. School is open please slow down and take your time. Please have patience when driving to the high school. We are very fortunate to

have Frank Gaziano, long time Scituate resident and we need to send him a letter of congratulations for his appointment to the Supreme Judicial Court.

Mr. Vegnani asked that everyone conserve water to help with the drought.

Mr. O'Toole wants to remind everyone to slow down while driving around town with the students and road construction.

**2. Adjournment and Signing of Documents**

**Motion to adjourn at 10:25 p.m. by Mr. Danehey second by Mr. Harris Unanimous  
Vote (5-0)**

Respectfully Submitted,

Lorraine Devin  
Recorder

## **List of Documents for September 6, 2016 Board of Selectmen Meeting**

- Agenda
- Upcoming Meetings & Events
- Town Administrator Items Pending
- Board & Committee applicants
- Drain Easement Relocation for 37 Collier Road map and information
- Lifting of Restriction Torrey's Lane map and information
- Veterans Cemetery Regulations draft
- Lawson Green Apartments presentation from Scituate Housing Authority
- One Day Wine & Malt License applications
  - Taylor Made Bartending @ SMC 9/9/16 4:30-8:30 p.m. for birthday party
  - Taylor Made Bartending @ SMC 9/23/16 5:30-9:00 p.m. for private event
  - Taylor Made Bartending @ SMC 9/25/16 1:00-4:00 p.m. for corporate event
  - Ellen MacKenzie @ SMC 9/16/16 6:00 - 10:00 p.m. for a rehearsal dinner
  - Ellen MacKenzie @ SMC 9/18/16 4:00 – 8:00 p.m. for a birthday party
  - Taylor Made Bartending @ SMC 9/24/16 2:00-8:00 p.m. for wedding
- Municipal Employee Disclosure Form
- Tentative List of Special Town Meeting Items
- Executive Action for permission to obtain Health Insurance Quote from MIIA
- New Election Poll Worker list requesting appointment
- Drain Layers License Renewal Cobra Enterprises
- Approval of Meeting Minutes for August 16, 2016 Board of Selectmen Meeting

Board of Selectmen Meeting Minutes for September 6, 2016

BOARD OF SELECTMEN

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Martin J. O'Toole, Chairman

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Anthony V. Vegnani, Vice Chairman

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Maura C. Curran, Clerk

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John F. Danehey

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Shawn Harris