

**MEETING MINUTES
BOARD OF SELECTMEN
October 1, 2019**

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

Also present: James Boudreau, Town Administrator

The Meeting was called to order at 6:35 p.m.

Acceptance of Agenda

Mr. Harris made a motion to accept the agenda for October 1, 2019

Second by Ms. Canfield Unanimous vote (5-0)

WALK INS – none

REPORT OF THE TOWN ADMINISTRATOR –

1. Water: We posted an update on the water construction projects at the end of last week. The work on the water pipe on Mann lot is progressing. The employees of the water department have been aggressively flushing the system from the tank outward, following our uni-directional flushing program. We have completed 4 out of 9 zones and should have zone 5 completed this week. Next week's schedule will be posted on Friday. The next round of ice pigging will start Thursday and will concentrate on route 3A starting at the treatment plant and heading north. Our goal is to have the entire town flushed before the busy season next year.
2. Athletic fields. On time and on budget so far. The paving for the track has started. The D rings at either end of the field have been paved. This must cure for at least 30 days before the track surface itself can be put down. The field installation on the stadium field is scheduled to commence this week. The old concession building has been demolished and we will be discussing the new building proposal tomorrow.
3. Dog Park. Dog Park is open.
4. Work on Beaver Dam road is continuing. The new curbing is in and the base coat has been out down. Scheduling and weather will determine when the road gets the final paving course. Once the road is done, the sidewalk will be finished.
5. Congratulations to Pam Avitabile who passed a course as a certified collector. as a Certified Municipal Collector. She already achieved her Certified Municipal Treasurer. This is an excellent achievement and a sign of her professionalism and knowledge in her field.

Mr. Vegnani asked when we will get the bid out for Cedar Point sewer system. Mr. Boudreau said they are discussing it with engineering firms.

SCHEDULED ITEMS:

RECOGNITION

- Retirement; Franny Lydon 34 years of service, Mike Breen, Highway & Public Grounds Supervisor Mike Breen has worked with Franny Lydon for the past 22 years and is greatly respected by his employees and residents. It will be a great loss to the Town when Franny retires. He is town first in all he does. He is always thinking of his employees. Mr. Knapp, the Veterans agent thanked Franny Lydon for all the work he does with town celebrations and the town cemeteries. He has employed

hundreds of summer help kids and made a big impression on them. Ms. Curran said they don't make them like Franny anymore and thanked him for keeping the town beautiful. Ms. Connolly thanked him for 34 years of service. Mr. Vegnani thanked Franny for all his hard work on the fields and town. It is people like him that make this town great. Mr. Harris has known Franny his whole life. Franny worries about things and the town will miss him terribly. Mr. Harris thanked Franny for all he does. Ms. Canfield thanked Franny and his work ethic. Franny Lydon received a standing ovation from everyone in the room.

- Service Anniversaries; Fire Department Captain Mark Donovan 30 years, Firefighter Michael Regan 30 years, Fire Chief John Murphy 25 years

Captain Mark Donovan has 30 years of service with the Fire Department. He is committed to doing a great job. When Mark is there it's going to get done. His ongoing dedication with radio communications is the main contact and knows what's needed for public safety. He is an outstanding leader. Ms. Canfield said every time there is a situation in town Captain Donovan is there. Mr. Harris congratulated Captain Donovan for all his hard work in the town and wishes him many more happy years. Ms. Connolly said nobody knows how important radios are until they don't work and it is critical to the safety of residents. Ms. Curran thanked Captain Donovan for his years of service and is such a great role model. Mr. Vegnani has seen his professionalism and leadership first hand. He does a lot of charity work in town as well and is vital to our community.

Michael Regan couldn't make it tonight. He is an EMT and long term fire fighter. He ran the dive team for many years. Chief Murphy thanked Michael Regan for his years of service.

Al Elliot congratulated Mark and Mike for reaching that milestone and it is a great accomplishment. Deputy Chief Elliot said that Chief Murphy had a career prior to joining the fire service and was a ship captain and ran the commuter boats for many years. He joined the fire department to fulfill a legacy of public servants. He came to Scituate to work with the Scituate Fire Department in 1995. He put down roots in Scituate. He is one of the driving forces behind Scituate Maritime Center on Edward Foster Road. The Fire Chief job is stressful and a lot of responsibility and work. He functions as the Emergency Management Director. He sits on numerous boards and committees in addition to his other duties. He works hard to find grants for firefighter safety and anything needed for our community. He worked hard to build the new Public Safety Complex. He is working with Captain Donovan to upgrade the communications station and modernizing the Humarock Fire Station. He is proud to serve the people of Scituate and wants to make Scituate a great place to work. His real ambition is to become a hand model. Ms. Canfield thanked Chief Murphy for keeping his skills up to date for his position. Ms. Connolly was lucky enough to work with Chief Murphy with the Public Safety Building and he spoke with everyone and was a big contributing factor in building the new Public Safety Building. Ms. Curran said she feels very safe in this town and Chief Murphy for advocating for his firefighters. Mr. Vegnani said it was a number of years ago when the Town was deciding who the next Fire Chief was going to be and we made the right decision. It is a tough job to be the Fire Chief. Fire Chief Murphy said his knowledge of the water, tides, etc. is so important during our storms and his knowledge is invaluable and an asset to the Town.

Mr. Harris thanked the wives of Franny Lydon, Captain Donovan, Michael Regan and Chief Murphy for all the hours and time they have dedicated to the Town of Scituate.

Acceptance of Donation Cole Parkway Signs

It is \$8350 to refurbish the signs and the balance of the funding will be paid for by Waterways and Facilities.

Move that the Board of Selectmen accept a donation in the amount of \$3,200 from the Dick and Sabra Ladd Charitable Fund to the Town of Scituate to support the replacement of Scituate Harbor Walk signs. Motion by Ms. Canfield second by Mr. Harris Unanimous Vote (5-0)

Economic Development Commission, Sue DiPesa, Chair

Ms. DiPesa updated the Board of Selectmen regarding the Economic Development Commission (EDC).

Goals and Priorities for 2019/2020:

- North Scituate Planning and Zoning efforts
- Support planning and implementation of short-term physical improvements in North
- Scituate Business District in conjunction with TA, BOS, DPW, Planning and local organizations
- Participate in regional sewer discussion with TA, BOS, DPW and Planning
- Support rezoning effort with Planning and MAPC
- Participate in Scituate Master Plan update (Planning Board) and Coastal Vision Plan (Coastal Advisory Committee) processes
- Participate/support Scituate Harbor Sustainability & Resiliency Master Plan process
- Serve on project steering committee/working group
- Provide funds to support MAPC/EEA grant funding (\$6k requested for FY20)
- Sea Scituate signage implementation
- Create an events committee to coordinate local events (e.g., food trucks, dock to dish, etc.)
- Improve working relationships between business community and business organizations (e.g., Chamber of Commerce, Harbor Merchants, etc.)
- Support Sister-City Initiatives

Administrative/Financial

- Possible FY20 Budget requests
 - Heritage Days
 - Local organizations (Scituate Chamber, Harbor Merchants, Friends of North Scituate, Sister City, Shellfish Committee, etc.)
 - Sea Scituate signage implementation
 - Planning/zoning implementation assistance
- Vote committee liaisons for North Scituate, Scituate Harbor, Greenbush, Humarock and liaisons to other committees (Board of Selectmen, Cultural, Widow's Walk, Shellfish, etc.)

Mr. Vegnani thanked the EDC members for their efforts. He would like to add the Old Gates School and possible economic opportunities with that space. He would like this topic discussed this year on their agenda.

Ms. Connolly asked if they have considered using the WPA building in North Scituate for something more in the community. Mr. Washburn said they are thinking about how they will use the parking lot in front of the WPA building as well. Ann Burbine, Pennycress Road said the gas line has been cut to the WPA building. The gas line was cut and we received a letter that it will be repaired. Ms. Curran asked how involved the EDC gets in recruiting businesses in the harbor. Ms. DiPesa said she will gather the Harbor Merchants and the Chamber of Commerce to look at this. Ms. Curran asked if the EDC reached out to other EDC groups to see what they are doing. Ms. DiPesa said they have not but that is a good idea. Ms. Canfield said the connectivity between other boards is excellent and the momentum is working. Fall for Scituate will take place in North Scituate on 10/20 from 10 am to 5 pm.

Town Wide Master Plan, Brad Washburn, Director of Planning & Development, Ben Bornstein, Planning Board Representative and Ann Burbine, Planning Board

Mr. Washburn provided the Selectmen with an update on the Town Wide Master Plan and feedback regarding the last public meeting. The Master Plan document is intended to serve as the guiding document for the Town of Scituate. It is intended to be a high level planning document. We continue to use the 2004 Master Plan and this will update that last master plan. It is the umbrella document that guides our decisions. October 22nd is the next community workshop and then there will be another in November and December. The workshop in August was very successful with 40 participants. We'd like to get more residents involved. Mr. Bornstein said we are starting to gain momentum and we will dial down into specific topics. It is important we get a good turnout from the public. We'd like to get young professionals to attend the meetings. Ms. Burbine said we need to get young professionals involved and contribute to the Master Plan. Mr. Washburn said the next topic is resiliency and infrastructure. Mr. Vegnani said if the group could promote the topics being discussed they could draw more people. Ms. Curran said the power of PTO's is important and there are meetings every month. Ms. Connolly asked if it is possible to do remote participation or surveys. Mr. Washburn said they will be working on a broader email survey. The consultant came up with a graphic to promote these meetings and this initiative.

Disclosure for Municipal Employee, Scituate Recreation

Scituate Recreation has submitted a request to approve a municipal employee to work for Recreation for Sarah Doyle Nautical Mile Instructor and SPS Teacher.

Move that the Board of Selectmen, as required by Massachusetts G. L. c. 268 A, have reviewed the disclosure forms from the following municipal employee who seeks to provide personal services to Scituate Recreation. The exemption under section §20 (b) is approved for municipal employee Sarah Doyle. Motion by Ms. Canfield second by Ms. Curran Unanimous Vote (5-0)

Disclosure for Appointed Municipal Employees, Shellfish Advisory Committee and Waterways Commission

Disclosure for appointed Municipal employees as required by G. L. c. 268 A, §19 for Waterways and the Shellfish Advisory Committee.

Members who submitted disclosure forms are:

Jeffrey Palmer, Shellfish Advisory Committee

Jamie Davenport, Shellfish Advisory Committee

Craig Rosenquist, Waterways & Shellfish Advisory Committee Voting Member

Rick Murray, Waterways

James (Tucker) Patterson, Waterways

Move that as the appointing officials, as required by Massachusetts General Laws Chapter 268A, Section 19, the Board has reviewed the particular matter and the financial interest identified by Jeffrey Palmer, Jamie Davenport, Craig Rosenquist, Rich Murray and James (Tucker) Patterson and the Board has determined that the financial interest IS NOT so substantial as to be deemed likely to affect the integrity of the services which the municipality may expect from the appointee. Motion by Mr. Harris second by Ms. Curran Unanimous Vote (5-0)

Henry Yeh, 16 Wood Island Road asked if their involvement would be reviewed again. Mr. Vegnani said it could possibly be reviewed. Ms. Canfield said it was vetted in the appointment process and we were looking for people in the industry to advise us on this topic also.

Establishing Commercial Shell fishing in Scituate

Tom Shields, South Shore Regional Supervisor, MA Division of Marine Fisheries was in attendance to answer any questions the Selectmen or anyone had regarding Shell fishing in the State of MA.

1. Waterways Commission, Brian Kelly, Chair

The Waterways Commission submitted a document to the Board of Selectmen late this afternoon highlighting several issues of concern in the areas of fee structure, right to transfer and legal review. The goal behind the rules and regulations is to protect the small commercial farmers and benefit the aquaculture industry in Scituate. There are a few differences of opinion. The fee structure says the town receives \$25 an acre. We will need a new shellfish constable boat, Buoys need to be marked and this is an expense and we will need to identify how this will be funded. The Waterways Enterprise fund should not fund these costs. Howie Keurtzberg spoke about the right to transfer the license as another area that needs to be thought about. The Waterways Commission voted against the right to transfer the license. Moorings revert back to the town and cannot be transferred and Go Green cannot be transferred. Waterways feel it should go back to the Town rather than be transferred. Mr. Kelly said this needs to be reviewed by legal counsel. Rick Murray has some concerns regarding town liability in some areas. Mr. Kelly said Cohasset should be included in commercial participation in the Trial and Grant process. We will be using Cohasset ramps and waters to access the farms. Mr. Kelly said the application process should be reviewed and Waterways thinks the time frame is too tight with 60 calendar days. The selection process would be done by the Board of Selectmen. One of the potential solutions was a lottery system. Ms. Connolly asked if they have no objection to the inheritability. Waterways member David Sincoski Fox Vine Lane studied the Duxbury model and it is one of the most successful in the State. He was surprised to find out companies manage up to 15 acres by putting it in other people's names. They met with a manager of 15 acres. They are subleasing another 9 acres. Within Duxbury it is the wild wild west and there are ways around the rules. They do not believe Scituate will be as large as Duxbury but there are reasons to be concerned about this. These grants are given out for life. People could be locked out. Mr. Vegnani asked what the solution to this is. The solution is to stay with the three acre limit.

2. Shellfish Advisory Committee, Susan Harrison, Chair
Mike Dimeo, Shellfish Constable, Jamie Davenport, Jeff Palmer, Craig Rosenquist; Shellfish Advisory Committee Members also Shawn Harris, BOS Liaison, Jack McInnis, EDC Liaison, Maura Glancy Recreation Liaison, Ben Bornstein, Planning Board Liaison

The Shellfish Advisory Committee prepared a presentation for the Board of Selectmen. Everyone who has participated were great partners. IN MA there are 360 aquaculture growers cultivate 1,259 acres of area and the value of Oyster harvested was \$21.7M Aquaculture is the 5th highest valued agriculture product in the Commonwealth of MA and demand continues to grow. This will bring new jobs to town residents. Scituate would join the other 29 towns in MA with commercial shellfish operations. This has many benefits to the Town of Scituate such as bringing a new environmental friendly industry to town, develops unproductive coastal resource, bring new jobs and marketing opportunities. Shellfish Harvesting is approved in Briggs Harbor and North and South River is conditionally approved November to May. Scituate Harbor is prohibited for aquaculture due to the volume of boating. There are 32 1 acre parcels mapped out in Briggs Harbor. Susan Harrison reviewed the proposed rules and regulations. Many residents attended the meetings who were interested in aquaculture. They were lively dedicated public meetings and the minutes are on their website. This is regulated by the State of MA. Approximately ten other communities were reviewed. The 60 day turnaround is MA regulation. The group is proposing a pilot program to start. The Shellfish Advisory Committee is proposing a low cost pilot. The pilot is proposed to see if it will grow out there. Other towns have landing fees and usage fees. The proposed application fees are:

\$300 application fee
\$25 annual administrative fee per acre
\$1,000 annual reporting fee per grant
\$25 annual prequalified list fee

This is not a money making proposition. It would give us some funding to pay for markers or other costs that come up. The committee reviewed the proposed granting of a license. The first grant would be for two years and the first renewal for five years after review. Up to two individuals per license is recommended. These are individuals not corporations. The committee is recommending a minimum investment of \$10,000 per year per acre for the first three years with minimum production of \$10,000 per year per acre starting in year four. They want this to be more than just a hobby. This can be modified in the future if necessary. Ms. Canfield said you want to encourage economic development but you need to have qualified farmers. Ms. Canfield asked if there was a financing mechanism. Mr. Davenport said without transferability it would be very difficult. There are grants that people can access. The committee discussed transferability, inheritability and prequalified lists. The committee recommends they may be transferred upon approval of the Board of Selectmen. The committee reviewed a flow chart of the application and approval process. The group is recommending a 2020 Pilot program, an application process and Pilot Program review process. A proposed timeline was reviewed so that farms could start next spring.

Mr. Tom Shields from the Division of Marine Fisheries said they do not do a precertification any longer. Ms. Curran said she doesn't understand why there is not an up-front approval process. Christopher Schillaci did come out and review the site and it does look favorable. Ms. Curran asked if oysters always have to be underwater and the answer is no.

Ms. Connolly asked how onerous the application is to fill out. Ms. Harrison said it is an extensive application process. Ms. Curran asked what the tax revenue potentially for the Town of Scituate. The average output for an acre in MA is \$28,000 per year. Duxbury farms are typically more. There is not tax benefit to the Town of Scituate. The revenue goes to the state. Mr. Vegnani said the first two years is a pilot to figure out what's going on. Mr. Vegnani is concerned there is no revenue to the Town of Scituate. Ms. Canfield said one of the main motivators is to create a new industry for the Town. The benefit is new business and job opportunities and creating a new industry for our town. Ms. Connolly said it is a non-producing asset currently. Ms. Curran does not disagree with anything Ms. Canfield said but there are start-up costs to the Town of Scituate and we need to consider how this will be paid. We need to be good neighbors to Cohasset as well. Mr. Vegnani said we asked the group to do this because the town is interested. Mr. Shields said most towns are struggling with the same topics that Scituate has. The state sees it as a public trust. A lot of towns struggle with how to pay for the cost associated with properly managing and enforcing aquaculture operations. There is not a single model that works best. There is more revenue down the cape with permit fees. There is not a single town that has a way to re-coop the costs. Mr. Davenport said the costs are in the tens of thousands not any more. Ms. Connolly asked if we could charge for the shellfish constable to go out and inspect the farms, can we charge to place the markers and the buoys to the farmers. Mr. Shields said he would look into this and get back to us. This is a new approach. Ms. Canfield asked where the fees would go. Ms. Holt said a revolving fund could be set up. Right now shell fish comes out of the general fund. If you went with an enterprise fund it would have to be subsidized. Mr. Harris asked if this could happen without landing in Cohasset. Mr. Davenport said it would be very difficult and much more time consuming. The pilot program could survive without Cohasset access. Mr. Boudreau said they will want some of the acres to be available for people in Cohasset. The Board of Selectmen feels they are not in a position to vote this up or down tonight. Mr. Boudreau said the Board should digest this for a while. The Town Administrator will have further discussions with Cohasset. Ms. Connolly said discussing this with Cohasset is important including the costs. Mr. Harris asked the ideal time to put seeds in the flats. Mr. Davenport said the spring is the best time. Mr. Shields said it will take time to put out the markers and it will take a month to do that.

Robert Thorndike former Selectmen and owns 1000 Glades Road that the Historical Society tours. He farmed oysters in Duxbury and Maine. He is a marine biologist and commissioner of mosquito control. He monitors pollution out of Cohasset harbor for years. The raw sewage enters their harbor before the jetty. There is foam on the side of the lobster boat and that is from their own sewage. There is now a filter system and it is cleaned with chlorine. The army corps of engineers approached Mr. Thorndike and asked why it doesn't have eel grass. It is because the chlorine kills the eel grass. The Cohasset waste water exit is before the jetty. There are a lot of issues there and he would recommend that the water be pristine. He also recommends that Scituate does not connect to the Cohasset sewer system. The sewage pipe was moved out and it was tested at high tide when there would be dilution. When he tested the water there were extremely high levels. Their sewer commissioners proudly state they have never paid a penny in fines.

Henry Yeh, 60 Wood Island Road overlooks the marsh and Bassin Beach all the way out. He has not heard what happens when there is a nor'easter storm. How will this area be impacted with oyster farming with the storms? Do the farmers have responsibility of cleaning up? Mr. Davenport said yes the oyster farmers are responsible for cleaning up.

Mr. Harris said the biggest concern is the oyster farms will not last due to the storms. Mr. Yeh said the area said recreation is a big part of the area. What will happen to the area for recreation? It would still be available for passive recreation for kayaking, walking, etc. There is room for all of that there.

Bill Graham 14 Tilden Ave overlooks Bassins beach. This is used by Scituate and Cohasset residents every weekend of the summer. They enjoy the day there and it is used for boating, camping, sailing, kayaking, fishing, etc. The openings going into the creeks change every year. It is not protected and it is open ocean. It is not meant for any permanent structures out there. There is salt marsh there and the eel grass is in the area. It is a residential zone and is commercial fishing allowed in a residential zone. Everything needs to be marked with a buoy and signage is needed. There should be provisions for a float to be used in that area. Where will the floats be moved to if necessary? Mr. Davenport and Ms. Harrison this area is not conducive to floats. There is a creek used by many people to get out to Bassins beach. There needs to be a navigable channel for power boats to access the ocean from the creek. Ms. Harrison said it is a good point and they could accommodate that need. It is 6 ½ miles from Scituate to Bassins beach. Mr. Davenport said the beach area is not being eliminated. Mr. Graham asked if the rack system comes out. Mr. Graham said it won't stay there.

Brian Kelly said at a Waterways meeting it was asked if the State DMF needs to approve the fees. Mr. Shields said the towns cannot charge more than \$25 an acre. If there is application fees or other fees for service may be allowed. He will double check and get back to us. The 60 days are they calendar or business days? Mr. Shields said he would check on the 60 days and you always have an extension. Bob Wigmore, 152 Mann Lot Road, Scituate has been at this from the beginning and has come up with alternatives and they have no intention of landing oysters at Parker Ave. There is a lot of opportunity for "Scituate Oysters".

Beth McGrath, Tilden Ave. said there may not be a pleasant environment for recreational use in this area with oyster farming. This needs to be considered. Scituate residents do use this area.

In Duxbury there are thirty grant owners and of the thirty individual owners only four transfers have occurred. His point is this will rarely come up. We are granting a piece of gold that will be held forever. This is why Waterways does not believe in transferability.

Mike Gibbons Waterways said they are okay with transferability it has to be done by the Board of Selectmen rather than the grant owner.

Mr. Davenport said some of the Waterways are not in favor of transferability but some members were in support of it.

Mr. Vegnani said the committee has done a great job. These are not easy issues. They will be discussed and a decision will be made at a future Selectmen meeting.

Mr. Vegnani called for a short break in the meeting at 9:25 p.m.
Mr. Vegnani reconvened the meeting at 9:33 p.m.

Board & Committee Applicant

- Steven Tripp, Coastal Advisory Commission

Mr. Tripp is interested in serving on the Coastal Advisory Commission; he has owned a home in Humarock since 1985 and will be moving there permanently. Ms. Connolly asked what his position was on the residents not signing easements. Mr. Tripp said you have to take the emotion out of it. He doesn't know the answer; the residents have to suffer more pain first. Mr. Tripp said it was not for lack of effort from the town. Mr. Tripp understands there needs to be public access to use tax payer dollars. We need to look at other regions of the country to help resolve these issues including easements. There may be other solutions. Ms. Curran said the recent direction is to help identify priorities. A lot of the land along the coast in Scituate is privately owned. Ms. Curran asked how he would approach the prioritization. First and foremost you have to have a dialog with people. Ms. Curran said we did do that for 18 months. He will bring a Humarock perspective to the committee. There is a lot of misinformation out there and he has conversations with 100 people over the weekend. He would like to get the message straight and overcome the paranoia. Mr. Tripp would like to stay on the Beach Commission as well. Mr. Harris asked if he would be able to make the meetings. Mr. Tripp said yes he can make the meetings.

November 5, 2019 Special Town Meeting Warrant Articles

- Community Preservation Act Committee, Dan Fennelly, Chairperson
 - CPC Finances & Balances
Mr. Fennelly reviewed the CPC funds with the Board of Selectmen. Currently there is \$2.814M available for appropriation since 9/9/19.
 - CPC Projects for Special Town Meeting Warrant
There are two historic projects that were put forth. There are two historic projects
 1. A stone mile marker restoration project and Scituate has 3 of the markers. They are at Country Way, intersection of Tilden and Branch and North River Bridge on Route 3A.
 2. North Scituate Train Canopy Restoration Phase II is the completion of a project started in 2011 to create a visible and attractive public gathering space centered around the historic train canopy in the heart of North Scituate Village. The project includes a 3-sided interpretive sign adjacent to the train canopy.
- Extension of Humarock Village Residential Overlay District, Adam Brodsky, Attorney
Adam Brodsky presented the article at the Annual Town Meeting as a citizen petition and has now come back through the planning board process and it is now being sponsored by the Planning Board. Public meetings were held with the neighbors to discuss the zoning change with the residents. There is a large metal building and a boat yard there currently. Mr. Brodsky brought a blown up map of the area and reviewed the map with the Board of Selectmen. There is no use for the large metal building. The marina is a valuable public asset and the intention is to improve the marina. The new owners would like to explore different uses of the property but the entire property needs to be included in the overlay district. The Selectmen concerns at the Annual Town Meeting were that the request did not go through the appropriate process through the planning board. This is not spot zoning. This property was matched to be in the overlay district but a portion was taken out. The town wants to revitalize

the area and therefore is not spot zoning. Mr. Harris asked if the previous owner would have lost the marina use. The answer is no. Members of the planning board expressed a desire to maintain a mixed use multi-family development including business use. The neighbors want to see it done tastefully and high quality. This zoning change requires a 2/3 vote at town meeting. Residents were more concerned about the project. Howie Kreutzberg Waterways Commission said there is a public boat ramp on the property. He asked if the boat ramp would remain. Ken Duval said the intention is to rebuild it and keep the boat ramp. There are concrete slabs there. Mr. Duval believes it is a private way with public access. Brian Kelly, Waterways Commission said a ripple impact is the shared revenue with Scituate Boatworks. They are turning away storage for the winter. There will be less storage if this Humarock location goes away.

- Citizen Petition Article – New General Bylaw – Water Moratorium, John Boehmke
- Citizen Petition Article – Petition Legislature to Impose Water Moratorium, John Boehmke

Mr. Boehmke said there are three articles he is proposing. He would like to discuss the first two together; a new general bylaw for a water moratorium and to petition the legislature to impose a water moratorium. Mr. Boehmke explained his desire to put a water moratorium in place for the Town of Scituate. Mr. Vegnani said Mr. Boehmke is saying a moratorium is the answer. There was only one month of time in 2016 when the reservoir was low. The Board of Selectmen has looked for other sources of water and looked to expand the capacity of the reservoir to address the concern. Mr. Boehmke believes we will have radical weather patterns in the future. He would like the moratorium in place for a year. Mr. Vegnani asked then what? Mr. Boehmke said he does not have the answer. Mr. Vegnani said the Water Commissioners are already implementing the solutions for more water. Mr. Boehmke said this is far from done. Mr. Vegnani said we have to fund the expansion. The problem is known, it has been addressed and it is in process. Mr. Boehmke said if they raise the reservoir what is going to happen with the roads? Mr. Harris said the reservoir has never come close to Route 3A. Mr. Vegnani said whatever is said to the citizens at town meeting is factual. Ms. Canfield does not see how stopping development will help with the water and will harm the town. The issue is seasonality and this moratorium will not help. Mr. Boudreau asked if the two bylaws were dependent upon each other. Mr. Boehmke said no they are independent. If the moratorium is illegal you would pass a special act of the legislature to make it legal. Mr. Boudreau asked if someone has an approved connection that would be outside of this and they would be allowed to connect to the water system. Mr. Vegnani said the reason Mr. Boehmke is doing this is to bring attention to this issue. Mr. Boehmke said yes. Mr. Boudreau said if you don't allow building you impact your budget numbers and no connection fees to offset water improvements and rates would need to be raised. Mr. Boehmke doesn't think we know the extent of the problem and he thinks a moratorium for a year will allow the town to focus on the problem. Ms. Curran asked how this will allow the town to focus on the problem. Mr. Vegnani said we are already addressing the problem. Mr. Boehmke said we don't know why our consumption doubles in the summer. Mr. Vegnani said of course we know. Our population doubles in the summer with all the rental properties, people watering lawns, etc.

James Hunt, Mann Lot Road said this is not a water volume question it is a rate of flow question. We are pumping more water in the summer months. Mr. Hunt said our system is fragile. The flushing effort is to be commended. Flow rates could be increased. If not, then a moratorium would serve us well. Stopping building will allow us to better evaluate how fragile our system truly is. Mr. Vegnani asked how? What is the relationship between stopping building and flow rates? It is a problem for a single family home being built. Becky Malamut, Water Resources Commission said the reservoir project is not permitted yet. There are some issues that need to be addressed. September 2018 the analysis was done looking at demand for new and potential development. Drew Company and Bartlett Fields were included in the analysis.

- Citizen Petition Article – Petition Legislature to Transfer Water Supply Authority from BOS to Separately Elected Three Member Scituate Water Commission, John Boehmke

Mr. Boehmke wants to add a three member volunteer elected Scituate Water Commission. He thinks water in Scituate is a big problem and there are lots of issues that need to be addressed. He thinks the Selectmen would be freed up of the responsibility of water. Let some other people solve the water problems. Mr. Boehmke thinks the water problem is hugely distracting to the Selectmen. The people who are engineers could work on the problem. Ms. Curran said will it be a prerequisite that they have an engineering degree? Mr. Boehmke thinks there are serious problems that are unresolved. Ms. Curran said there are many issues that will not make this a productive solution. It creates issues with finances, reporting structure, etc. Ms. Connolly said it is problematic. Mr. Vegnani asked if Mr. Boehmke had a plan to implement this. Mr. Boehmke said he does not have a plan, this is a focus issue. Ms. Canfield doesn't hate the idea but trying to balance what you are asking people to pay for will be impacted and it becomes another complication with budgets. The devil is in the details. Mr. Boudreau said the article does not specify what is being amended e.g. a bylaw or a charter amendment where does this fit in? It does not say how this will be done.

- Capital Plan and other warrant articles will be discussed at the next meeting.
- Vote Warrant for Special Town Meeting

Move that the Board of Selectmen approve the warrant for the November 5, 2019 Special Town Meeting contingent upon any further changes by Town Counsel and/or the Town Administrator. Motion by Ms. Canfield second by Ms. Connolly Unanimous Vote (5-0)

OLD BUSINESS:

Water Resources Commission Proposal Water Connection Multi Unit Buildings, Becky Malamut, Chair

Ms. Connolly asked why the damaged meter fee is \$500 and the same cost as a new meter. There is one connection fee per development of \$14,000 regardless of the number of buildings. The meter rate is \$500 per unit.

Move that the Board of Selectmen vote to approve the Water Resources Commission fees policy to no longer allow master meters for Water Connection of multi-unit buildings & multi-family dwellings effective immediately with the \$14,000 connection fee per building and \$500 per unit. Motion by Ms. Curran second by Mr. Harris Unanimous Vote (5-0).

DPW Rates for Water, Sewer and Transfer Station, Nancy Holt, Town Accountant/Finance Director
This will be postponed to the next meeting.

NEW BUSINESS:

1. Draft 2020 Board of Selectmen Meeting Schedule

Ms. Devin provided the Board of Selectmen with a draft 2020 Board of Selectmen meeting schedule to review.

2. New Drain Layer License, Cape Dig, Adam Riker

Move to approve a drain layers license for Adam Riker d/b/a Cape Dig Inc. Motion by Mr. Harris second by Ms. Curran Unanimous Vote (5-0)

3. Board & Committee Appointments move to next meeting

- a. Affordable Housing Trust
- b. Community Preservation Committee Reschedule to a future meeting.
- c. Conservation Commission
- d. Council on Aging
- e. Coastal Advisory Commission

OTHER BUSINESS:

1. Liaison Reports

Ms. Connolly attended the dog park opening and they did a great job.

Ms. Curran said the MAPC is holding an election for South Shore members. Jen Constable the assistant town manager in Rockland is asking for the support of Scituate to be nominated for the South Shore representative.

Financial forecasting meeting was held Monday night and the 2019, 2020 and 2021 projections were reviewed. We are in good shape for 2021.

2. Correspondence

- Thank you note from the Daughters of the American Revolution
- Notification of Free Cash Approval from the Department of Revenue

3. Approval of Meeting Minutes

Move to accept the minutes for the September 17, 2019 Board of Selectmen Meeting. Motion by Ms. Canfield second by Mr. Harris Unanimous Vote (5-0)

4. Adjournment and Signing of Documents

Ms. Connolly made a motion to adjourn the meeting at 12:00 a.m. Second by Mr. Harris Unanimous Vote (5-0)

Respectfully Submitted,

Lorraine Devin, Recorder

List of Documents for October 1, 2019 Board of Selectmen Meeting

- Agenda
- Recognition of 34 years of service Franny Lydon and Service Anniversary gifts for Fire Department Captain Mark Donovan 30 years, Firefighter Michael Regan 30 years and Fire Chief John Murphy 25 years
- Acceptance of Donation for Cole Parkway Signs
- Economic Development Commission Update
- Town Wide Master Plan update
- Disclosure for Municipal Employee
- Disclosure for Appointed Municipal Employees for Shellfish Advisory Committee and Waterways Commission
- Establishing Commercial Shell fishing in Scituate
 - Waterways Commission Update
 - Shellfish Advisory Committee Presentation
- Interview Board & Committee Applicants
 - Steven Tripp, Coastal Advisory Commission
- 2019 Special Town Meeting Warrant Articles
 - Community Preservation Act Committee, Dan Fennelly, Chairperson
 - CPC Finances & Balances
 - CPC Projects for Special Town Meeting Warrant
 - Extension of Humarock Village Residential Overlay District, Adam Brodsky, Attorney
 - Citizen Petition Article – New General Bylaw – Water Moratorium, John Boehmke
 - Citizen Petition Article – Petition Legislature to Impose Water Moratorium, John Boehmke
 - Citizen Petition Article – Petition Legislature to Transfer Water Supply Authority from BOS to Separately Elected Three Member Scituate Water Commission, John Boehmke
 - Capital Plan and other warrant articles
 - Vote Warrant for Special Town Meeting
- Water Resources Commission Proposal Water Connection Multi Unit Buildings
- DPW Rates for Water, Sewer and Transfer Station
- Draft 2020 Board of Selectmen Meeting Schedule
- New Drain Layer License application for Cape Dig Adam Riker
- Board & Committee Appointments (Appointment Books with all backup) moved to next meeting
- Correspondence
 - Thank you note from the Daughters of the American Revolution
 - Notification of Free Cash Approval from the Department of Revenue
- Acceptance of Meeting Minutes for September 17, 2019

Board of Selectmen Meeting Minutes for October 1, 2019

BOARD OF SELECTMEN

Anthony V. Vegnani, Chairman

Shawn Harris, Vice Chairman

Karen B. Canfield, Clerk

Karen E. Connolly

Maura C. Curran