

**Board of Selectmen, May 7, 2013**  
TOWN OF SCITUATE, MASSACHUSETTS

MINUTES OF MEETING

BOARD OF SELECTMEN

MAY 7, 2013

Present: Shawn Harris, Chairman; John F. Danehey, Richard W. Murray,  
Martin J. O'Toole, Anthony V. Vegnani

Patricia A. Vinchesi, Town Administrator

1. The meeting was called to order by Vice Chairman Vegnani at 7:00 PM.

2. ACCEPTANCE OF AGENDA/ WALK-IN PERIOD

Mr. Murray made a MOTION that the Board of Selectmen VOTE to ACCEPT the Agenda for May 7, 2013.  
SECONDED by Mr. Harris. No discussion. Unanimous vote. (5-0)

Mr. Vegnani noted that Mr. Joseph Norton recently "retired" as a Selectman who served the Town for thirty years. "He will be missed." Mr. Vegnani congratulated and welcomed Selectman Marty O'Toole to the Board of Selectmen

Walk-Ins – Norman Duffy, 73 Elm Street, retired Scituate Fire Department captain, asked why the Town is not running a second ambulance. "It pays for itself and is not being run." Ms. Vinchesi stated that the Fire Chief would respond to Mr. Duffy directly. Steven Tooker, 397 Tilden Road, represents his neighborhood regarding a cellular tower application for 361 Tilden Road. He spoke about the following issues: the site is on private land, neighborhood may be identified as historic district by the Massachusetts Historical Society and the alternative DAS system for cellular service. Mr. Vegnani reminded that this application is coming before the Zoning Board of Appeals and is outside the purview of the Board of Selectmen. Unidentified resident noted that nine potential tower sites were recommended to the Zoning Enforcement Officer in 2009. Mr. Harris noted that the Town Administrator has contacted other Town Managers regarding the DAS system in an effort to acquire more information.

Mr. William McNally, 34 Seaview Avenue and supporter of Selectman O'Toole, asked to take a photograph of the Board of Selectmen. The request was granted.

3. DISCUSSION/ VOTE/ NEW DRAINLAYERS LICENSE/ J. Aiello Trucking & Excavating

Mr. Aiello was present and noted that his company has been in business since 1970. He needs a license to connect water and sewer lines to a residence at 38 Gilson Road. He will submit updated Workers Compensation information to the Sewer Division.

Mr. Murray made a MOTION that the Board of Selectmen VOTE to GRANT a Drainlayer's License to J. Aiello Trucking & Excavating, Holbrook, MA. SECONDED by Mr. Danehey. No discussion. Unanimous vote. (5-0)

4. PROCLAMATION/ Water Week/ John Clarkeson

Mr. Clarkeson, Chairman/ Water Resource Committee, Martha Cook, member Water Resource Committee and James DeBarros, Supervisor, Water Division were present.

Mr. Clarkeson invited the public to attend a meeting to discuss a water conservation plan at the Harbor Community Building, 44 Jericho Road, this Thursday at 7:30 PM and to visit the Water Department this

Saturday from 9 AM to 12 PM. Mr. O'Toole read the Water Week Proclamation.

#### 5.DISCUSSION/ VOTE/ SPECIAL EVENT PERMIT/ Heritage Days/ N. Afanasenko

Dr. Nico Afanasenko, President/ Chamber of Commerce, stated that the Chamber would like to make one change to the application in terms of allowing food vendors to continue selling until the time the music ends at 9 PM. In the past, they stopped selling food by 4 or 5 PM. In the future, the Chamber would like to explore the possibility of closing Front Street on Saturday night of Heritage Days so the vendors can stay "set up" overnight. He understands that the Fire Chief and Police Chief have concerns about this in terms of emergency services. The Selectmen spoke of potential impacts to local merchants, the condominium associations, boating community, etc. and asked that the Chamber submit a document outlining the benefits of the suggested closure to the Board of Selectmen. Discussion continued on the 1:00 PM Wednesday afternoon "set up" of the music venue. The Chamber will confirm with Riva Restaurant that 1:00 PM is agreeable to them.

Mr. Murray made a MOTION that the Board of Selectmen VOTE to GRANT a Special Event Permit to the Scituate Chamber of Commerce/ Heritage Days Committee for August 2, 3 and 4, 2013 and per the conditions set by the Town Departments and the Town Administrator. SECONDED by Mr. Harris. No discussion. Unanimous vote. (5-0)

#### 6.RE-ORGANIZATION/ Board of Selectmen/ Chairman, Vice Chairman & Clerk

Mr. Danehey made a MOTION that the Board of Selectmen VOTE Shawn Harris as Chairman of the Board of Selectmen. SECONDED by Mr. Murray. No discussion. Unanimous vote. (5-0)

Mr. Murray made a MOTION that the Board of Selectmen VOTE Anthony V. Vegnani as Vice Chairman of the Board of Selectmen. SECONDED by Mr. Danehey. No discussion. Unanimous vote. (5-0)

Mr. Danehey made a MOTION that the Board of Selectmen VOTE Martin J. O'Toole as Clerk of the Board of Selectmen. SECONDED by Mr. Harris. No discussion. Unanimous vote. (5-0)

#### 7. APPOINTMENT/ Eric A. Kinsherf, CPA, Interim Town Accountant

Mr. Murray made a MOTION that the Board of Selectmen APPOINT Carol McMahon, CPA as Interim Town Accountant. SECONDED by Mr. Danehey. Discussion – Mr. Vegnani explained that Meg LaMay, former Town Accountant, had accepted a position in the Town of Carver. Scituate will be hiring a new Town Accountant. No further discussion. Unanimous vote. (5-0)

#### 8.OTHER BUSINESS

Mr. Danehey noted the great success of Ship Shape Day. Mr. Harris noted that over 300 trash bags were filled that day and he thanked Donna Bangert, Beautification Commission, for organizing this event. He also noted First Friday in Scituate Harbor where all the retail stores stay open late for shoppers.

#### 9.REPORT/ Town Administrator

Ms. Vinchesi stated that Mike Bearce was appointed Assistant Harbormaster. The construction of the solar array has begun. A Health/Benefits Fair, hosted by the Treasurer/Collector's office today, was very well attended. The Town will be borrowing before the end of June to reconcile the interfund balances and will also be refinancing bonds. A savings of over \$500,000 will be realized. Ms. Vinchesi thanked Ms. Pam Avitabile, Treasurer/ Collector, for her considerable work on these matters.

#### 10.EXECUTIVE SESSION – to discuss strategy with respect to Pending Litigation if an open meeting may

have a detrimental effect on the litigating position of the Town/ The Glen.

Mr. Harris stated that the Board of Selectmen would enter Executive Session because an open meeting would have a detrimental effect on the litigating position of the Town/ The Glen. The Selectmen will not return to Regular Session this evening.

The Board of Selectmen entered Executive Session via roll call at 7:50 PM with Shawn Harris, John F. Danehey, Richard W. Murray, Martin J. O'Toole and Anthony V. Vegnani all answering "yes".

#### 11. ADJOURNMENT & SIGN DOCUMENTS

Regular Session was adjourned and documents were signed at 7:50 PM.

#### BOARD OF SELECTMEN

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Shawn Harris, Chairman

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John F. Danehey

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Richard W. Murray

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Martin J. O'Toole

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Anthony V. Vegnani

Respectfully submitted,

Kimberley A. Donovan  
Executive Assistant