

Board of Selectmen, September 18, 2012

MINUTES OF MEETING

BOARD OF SELECTMEN

SEPTEMBER 18, 2012

Present: Joseph P. Norton, Chairman; John F. Danehey, Shawn Harris,
Richard W. Murray, Anthony V. Vegnani

Patricia A. Vinchesi, Town Administrator

1. The meeting was called to order at 7:00 PM.

2. ACCEPTANCE OF AGENDA/ WALK-IN PERIOD

Mr. Vegnani made a MOTION that the Board of Selectmen ACCEPT the Agenda for September 18, 2012. SECONDED by Mr. Murray. No discussion. Unanimous vote. (5-0)

There were no walk-ins.

3. DISCUSSION/ VOTE/ Transfer of Common Victualler's License/ Riva Restaurant/ 114-116 Front Street

Mike Tondorf, owner, Riva Restaurant was present and stated that the name of the restaurant would remain the same.

Mr. Vegnani made a MOTION that the Board of Selectmen VOTE to TRANSFER the Common Victualler License for Riva Restaurant from B & C Restaurant, Inc. to JKMSQ, LLC. SECONDED by Mr. Harris. No discussion. Unanimous vote. (5-0)

4. DISCUSSION/ VOTE/ One Day Wine & Malt Beverages License/ American Legion Pig Roast/ 253 Country Way/ Robert Young

Mr. Young and Mr. Litchfield stated that the American Legion would be sponsoring a pig roast on September 29th with a rain date of September 30, 2012 from 4 to 7 PM at Steverman's Farm with the proceeds going to "Flag Up" Scituate. They would like a one day license for a TIPS certified bartender to serve wine and beer under a tent. Discussion continued on the tent being kept separate from the food part of the event and its overall accessibility to the public. The Board asked for Town Counsel's advice on this matter.

Mr. Murray made a MOTION that the Board of Selectmen VOTE to GRANT a One Day Wine & Malt Beverages License to the American Legion Post 144 for a fundraiser to benefit "flag up" Scituate on Saturday, September 29, 2012 (rain date on Sunday September 30, 2012) from 4 PM to 7 PM subject to approval by Town Counsel and
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notification of abutters. Discussion – Mr. Danehey noted the many flags donated by the Legion flying around Town – "it looks great". Mr. Litchfield stated that it is an ongoing project and people may send their donations to the Legion's P.O. Box 577. No further discussion. Unanimous vote. (5-0)

5. 7:10 PM/ JOINT VOTE/ Board of Selectmen & Planning Board/ Appoint New Alternate Member to the Planning Board

Mr. Limbacher, Chairman of the Planning Board, stated that two(2) applicants had applied for the Alternate Position on the Planning Board. This joint appointment by the two Boards will fill an unexpired term. Residents Monte Newman and Stephen Pritchard applied and Mr. Limbacher spoke about the excellence of both candidates. Ultimately, the Planning Board unanimously recommend that Stephen Pritchard fill the position.

Mr. Limbacher made a MOTION that the Planning Board and the Board of Selectmen jointly VOTE to APPOINT Stephen Pritchard as Alternate Member of the Planning Board. SECONDED by Mr. Vogel. Roll call vote: Limbacher, Vogel, Monger, Taylor and Mercer (Planning Board) and Norton, Harris, Danehey, Vegnani and Murray (Board of Selectmen) all answering "yes". No discussion. Unanimous vote. (10-0)

6. SCITUATE HOUSING AUTHORITY CERTIFICATION HEARING DISPOSITION

Mr. Norton announced that MaryAnn Lewis has submitted a letter of resignation from the Scituate Housing Authority. The Board of Selectmen has agreed to ask our State legislators to submit a home rule petition in regard to the wording of certain documents. Mr. Norton thanked Ms. Lewis for her service to the Town of Scituate and the Housing Authority. Mr. Murray stated that the State has notified Housing Authority Chairman Patricia Butler that the Authority's funds have been "unfrozen".

7. DISCUSSION/ VOTE/ "Fall for Scituate" / N. Scituate

Nico Afansenko and Greg Morse spoke about re-establishing a family friendly, Oktoberfest type of event in North Scituate with music, a chowder fest, pumpkin carving, ice cream eating contest, hay wagon rides with parking primarily in the MBTA lot. They are asking permission from the MBTA for the use of the parking lot (the trains do not run on Saturdays). No roads will be closed and there will be no alcohol at this event.

Mr. Murray made a MOTION that the Board of Selectmen VOTE to GRANT a Special Event Permit to the Scituate Chamber of Commerce for a "Fall for Scituate" event on

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Saturday, October 13, 2012 from 9 AM to 9 PM (includes set up and take down time) in the WPA Building Parking Lot and the North Scituate Park. This permit must meet all conditions set by the Town Administrator and Town Departments and is subject to receipt of a certificate of insurance in accordance with page two of the Special Event Permit application. SECONDED by Mr. Vegnani. No discussion. Unanimous vote. (5-0)

8. DISCUSSION/ VOTE/ Cable Television Filming/ Program about Scituate

Ms. Vinchesi explained that a national film company is filming great places to live all around the United States. After some preliminary interviews, Scituate was selected as one of these destinations. Filming starts tomorrow and funding will be taken from the Cable Television Access grant. Scituate residents are being interviewed. The Economic Development Committee is very excited about this project as it will encourage tourism and commerce in our Town. Mr. Norton thanked Ms. Vinchesi for her considerable work on this project.

9. DISCUSSION/ VOTE/ Pier 44 Building Use/ 44 Jericho Road

Mr. Norton stated that the Town of Scituate purchased this property a couple of years ago. The Board, after reading an in-depth report prepared by the Pier 44 Committee, (which took a community survey into consideration) is ready this evening to make a decision on the use of this property. He noted the importance of considering the Master Plan for Building Use, as well. Margie Sullivan, 622 Hatherly Road and Ellen Bernardi, 616 Hatherly Road, believe the senior citizens of the Town should not have to wait to be included in the Master Plan when they could use this building right now. Resident Betty Johnson presented

a petition to the Selectmen with 65 signatures requesting that Pier 44 be used for a new senior center. Mr. Vegnani reminded that MBTA mitigation funds were used to purchase this property and very strict guidelines were attached to those funds. It cannot exclusively be used as a senior center. It needs to be available for use by the entire community. Discussion continued on that the fact that there is no budget to operate this building. Ms. Reidy, member of the Council on Aging asked about the current use of the building for Council on Aging programs. Ms. Florence Choate, Director/Council on Aging, stated that the building has been used for the past one and one half years for senior programs. Mr. Murray stated that he would not support temporarily moving the Council on Aging to Pier 44. The Board acknowledged that this is an extremely emotional and important topic, but all felt it that the property be used by the community as a whole. Discussion on the building's repair needs. Ruth Kelly, 450 Country Way, said that she wants a place that the community can gather with a place for the seniors. She also suggested adding a "land line" - cellular phones do not work in the building. Ms. Vinchesi stated that one is being

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installed. Joann Ball spoke about the Meals on Wheels program sponsored by South Shore Elders.

Mr. Murray made a MOTION that the Board of Selectmen VOTE the temporary continued use of the Pier 44 building as a multi-functional building to be used by Town committees and organizations until the viability of the Master Facilities Plan is decided. SECONDED by Mr. Harris. Discussion – Phase II to be considered by the Pier 44 Committee. No further discussion. Murray, Harris and Norton voted "yes". Danehey and Vegnani voted "no". The motion carries. (3-2)

Mr. Norton made a MOTION that the Board of Selectmen VOTE to RECONSIDER the motion. SECONDED by Mr. Murray. No discussion. Unanimous vote. (5-0)

Mr. Murray made a MOTION that the Board of Selectmen VOTE the temporary continued use of the Pier 44 building as a multi-functional building to be used by Town committees and organizations until the viability of the Master Facilities Plan is decided. (same motion) SECONDED by Mr. Harris. No discussion. Murray, Harris and Norton voted "yes". Danehey and Vegnani voted "no". The motion carries (3-2)

Mr. Vegnani made a MOTION that the Board of Selectmen VOTE to ask the Pier 44 Committee to proceed with Phase II of utilizing the Pier 44 building as a community center. SECONDED by Mr. Danehey. No discussion. Vegnani, Harris, Norton, Danehey voted "yes". Mr. Murray voted "no". The motion carries. (4-1)

12. REPORT/ Town Administrator

Ms. Vinchesi reported that Durkee Brown, consultants on the Gates Intermediate School, presented their preliminary findings of the structural assessment at a public meeting last week. On October 2, 2012 they will present their preliminary findings to the Selectmen. Appointments to the Public Facilities Master Plan Steering Committee will be made that same evening.

10. OPEN & CLOSE NOVEMBER 13, 2012 SPECIAL TOWN MEETING WARRANT / Discussion/ Vote Special Town Meeting Articles

Mr. Murray made a MOTION that the Board of Selectmen VOTE to OPEN the Special Town Meeting Warrant at 9:01 PM and to CLOSE said Warrant at the adjournment of this meeting(9:30 PM). SECONDED by Mr. Harris. No discussion. Unanimous vote. (5-0)

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The Board of Selectmen reviewed, but did not vote on Special Town Meeting Articles this evening. Warrant

articles will be voted on October 16, 2012.

11. OTHER BUSINESS – Announce Wreaths Across America, Vacancy – Public Building Commission, Correspondence, Minutes – Regular Session 2/15/12 & Executive Session – 9/4/12

Mr. Young and Mr. Litchfield announced that the American Legion has participated in Wreaths Across American for fallen veterans for the past three years. They will spend \$440 on wreaths for veterans graves this year if the Town will spend \$560. Wreaths will be placed on veteran graves on December 2nd. Unfortunately, this item was not budgeted for, but could be considered in FY14. Private fundraising was discussed.

The Public Building Commission vacancy was announced.

Mr. Murray made a MOTION that the Board of Selectmen VOTE to ACCEPT the Regular Session Minutes for February 15, 2012. SECONDED by Mr. Harris. No discussion. Murray, Harris, Danehey and Vegnani voted in favor. Mr. Norton did not vote. (4-0)

Mr. Murray made a MOTION that the Board of Selectmen VOTE to ACCEPT the Executive Session Minutes of September 4, 2012. SECONDED by Mr. Harris. No discussion. Murray, Harris, Norton and Vegnani voted in favor. Mr. Danehey did not vote. (4-0)

The Board accepted Richard Lane's resignation from the Community Preservation Act Committee and the Recreation Commission. The Selectmen thanked him for his service to the Committee. Former Selectman Gerry Dwight recently celebrated his 90th birthday. CORSE Foundation will present Recreation Director Jennifer Vitelli with Community Award at their gala event on October 7th.

13.ADJOURNMENT & SIGNING OF DOCUMENTS

Mr. Murray made a MOTION that the Board of Selectmen VOTE to ADJOURN the meeting and sign documents at 9:30 PM. SECONDED by Mr. Harris. No discussion. Unanimous vote. (5-0)

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John F. Danehey

Shawn Harris

Richard W. Murray

Anthony V. Vegnani

Respectfully submitted,

Kimberley A. Donovan
Executive Assistant