

**MEETING OF THE SELECT BOARD
TUESDAY, FEBRUARY 15, 2022 6:30 p.m.
VIA ZOOM**

In attendance Karen Connolly, Chair, Karen Canfield, Vice Chair, Andrew Goodrich, Clerk, Maura Curran, Anthony Vegnani

Also, in attendance Jim Boudreau, Town Administrator

The Scituate Select Board is committed to providing an environment of respect during meetings. We ask all members to interact in a polite manner even when there is disagreement.

We value the participation of our community and want all participants, including marginalized and minoritized communities, to feel welcomed and respected.

We ask our committee members, and all who participate, to commit to these standards to support and respect our community.

MEETING CALLED TO ORDER/ACCEPTANCE OF AGENDA

A motion was made by Ms. Curran at 6:30 p.m. to accept the agenda for February 15, 2022 second by Mr. Goodrich Unanimous Vote (5-0)

Roll Call Vote:

Ms. Connolly - yes

Ms. Canfield - yes

Mr. Goodrich - yes

Ms. Curran - yes

Mr. Vegnani - yes

WALK INS – Susannah Green, 337 First Parish Road, would like to address concerns regarding the senior center and Ms. Connolly asked that we address this at the time scheduled on the agenda.

Jennifer Kuhn, 20 Carrie Litchfield Lane asked for procedures when planning board conditions are in violation. Ms. Connolly instructed Ms. Kuhn to contact the planning board office and if she still has concerns she can contact the Select Board office.

REPORT OF THE TOWN ADMINISTRATOR –

1. The total number of Covid cases for this past week (not including yesterday) according to our MAVEN data was 25, down from 37 of last week. Numbers continue to drop from week to week. The total number of cases reported to the BOH, including home tests over the last two weeks was 87, down from 153 reported last week. We with a positivity rating over the last 14 days at 7.85%, down from 11.33% of last week. Plymouth County is at 9.79%, down from 14.64% of last week. State wide the positivity rate yesterday for the past 7 days was 3.74% down from the previous week of 5.63. Numbers are trending down across the board.

Governor Baker issued new mask guidance today. A fully vaccinated individual should wear a mask indoors if you have a weakened immune system, or if you are at increased risk for severe disease because of your age or an underlying medical condition, or if someone in your household has a weakened immune system, is at increased risk for severe disease or is unvaccinated. This is different from the guidance that was in effect recommending everyone wear a mask when indoors.

At this point, being vaccinated is a much better defense than not being vaccinated, so please, if you have not yet gotten vaccinated and can receive the vaccine, we urge you to do so. Vaccinations and booster

are widely available. Go to mass.gov for details. The Marshfield Fairgrounds site was taking appointments and drive-ups for boosters. Individuals 18 and over are eligible for a Moderna Booster and 11 and over for a Pfizer booster. You are eligible for a booster 5 months after getting your second Pfizer and 6 months after your Moderna shot and 2 months after a J&J shot. The CDC last week approved boosters for children 11-15.

As with many of our neighboring communities, we will be distributing test kits to residents. Stay tuned for details. Kits will also be available to the COA for seniors-details will follow on those also. There will be a limit of two per family while supplies last.

2. Renovations/expansion to the Widow's Walk clubhouse continue. The \$2.5 million project is expected to be completed shortly. We discussed the bid with Ian Kelly who reached out to some vendors and have made minor changes to the RFP and reissued it. We have had multiple potential bidders contact Ian and have site tours. Responses are due March 1. The flooring installation in the club house portion of the building has started. That is the last big item towards completion. Building is really coming along and will be ready for the start of the golf season.
3. I know people are tired of shoveling and cleaning up after the weekend, but with warmer temperatures forecast for later this week we will have melting of snow during the day. This can cause icy conditions at night when that water freezes so use caution when driving. In addition, we are looking at rain possibly on Today and Tomorrow so please shovel out any storm drains near you. We would also ask that if there is a fire hydrant near you that you and your neighbors make sure the hydrant is shoveled out and accessible. Seconds count in a response and we (and you) don't want FF to lose time in getting water onto a fire because they had to shovel out the hydrant.
4. Finally, beach stickers went on sale Monday morning. Non-resident beach stickers were available on-line only this year. The portal opened at 8:30 and all 150 non-resident stickers were sold out by 8:37 a new record! The 200 non-resident Humarock stickers were gone in 20 minutes. For comparison, last year took 45 minutes and 1 hour.

SCHEDULED ITEMS:

Retirement of Deputy Chief Al Elliott from Scituate Fire Department

Chief John Murphy said he will miss Deputy Chief Al Elliott and his dedication and commitment are outstanding. He has a wonderful sense of humor and will be greatly missed. Ms. Curran said he has been nothing but the consummate professional and will be missed. Happy Retirement and please be safe on your motorcycle. Mr. Vegnani said he looks way to young to retire. He thanked him for his service & leadership and he has the respect of all his coworkers. Mr. Goodrich thanked him for all the different hats he has worn over the years. Ms. Canfield thanked him for his leadership and his commitment to the town has been extraordinary. Ms. Connolly thanked him on behalf of the entire town for his 33 years of dedication. Ms. Curran read the resolution to honor Deputy Chief Al Elliott into the record of the meeting. Mr. Boudreau said he has a knack for making everyone feel good. Captain Mark Donovan will be stepping in as the next Deputy Chief. Ms. Canfield asked if there will be a ceremony to swear in the next Deputy Chief. Mr. Boudreau said one will be planned in the near future.

Acceptance of Donation to Beautification Commission

The Commission received a \$500 donation from Charles & Linda Pollard.

Move that the Select Board accept a \$500 donation for use by the Beautification Commission. Motion by Mr. Vegnani second by Ms. Canfield Unanimous Vote (5-0)

Roll Call Vote:

Ms. Connolly - yes

Ms. Canfield - yes
Mr. Goodrich - yes
Ms. Curran - yes
Mr. Vegnani - yes

Two General Obligation Bond Anticipation Notes \$770,000 and \$7,490,248 for Town Meeting approved articles, Pam Avitabile, Treasurer/Collector & Nancy Holt, Town Accountant & Finance Director.

Ms. Holt presented the General Obligation Bond Anticipation Notes (BAN) to the Select Board. Ms. Holt reviewed the bids with the Board. We received favorable bids and a credit rating was not required. Mr. Vegnani asked if the interest rate was annual or over the term of the BAN. Ms. Holt said over the term of the BAN. Ms. Canfield said the town's financial health puts the town in this position for competitive rates and thanked Ms. Holt and Ms. Avitabile and the entire financial team for their excellent work.

General Obligation Bond Anticipation Note – Series A (Taxable)

The sale of the \$770,000 General Obligation Bond Anticipation Note of the Town dated February 8, 2022 payable to Piper Sandler & Co., at par and accrued interest plus a premium of \$4,258.10.

General Obligation Bond Anticipation Notes – Series B (Tax Exempt)

The sale of \$7,490,248 General Obligation Bond Anticipation Notes of the Town dated February 8, 2022, payable January 26, 2023 to BNY Mellon Capital Markets, at par and accrued interest plus a premium of \$54,537.15.

VOTE OF THE SELECT BOARD was read into the record by the clerk Andrew Goodrich.

I, the Clerk of the Select Board of the Town of Scituate, Massachusetts, certify that at a meeting of the board held February 15, 2022 of which meeting all members of the board were duly notified and at which a quorum was present, the following votes were unanimously passed, all of which appear upon the official record of the board in my custody:

Voted: to approve the sale of a \$770,000 2.00 percent General Obligation Bond Anticipation Note, Series A (Subject to Federal and Massachusetts Income Taxation) (the "Series A Note") of the Town dated March 4, 2022, and payable January 26, 2023, to Piper Sandler & Co. at par and accrued interest, if any, plus a premium of \$4,258.10.

Further Voted: to approve the sale of a \$7,490,248 2.00 percent General Obligation Bond Anticipation Note, Series B (the "Series B Note" and together with the Series A Note, the "Notes") of the Town dated March 4, 2022, and payable January 26, 2023, to BNY Mellon Capital Markets, LLC at par and accrued interest, if any, plus a premium of \$79,455.06.

Further Voted: that in connection with the marketing and sale of the Notes, the preparation and distribution of a Notice of Sale and Preliminary Official Statement dated January 31, 2022, and a final Official Statement dated February 8, 2022, each in such form as may be approved by the Town Treasurer, be and hereby are ratified, confirmed, approved and adopted.

Further Voted: that the Town Treasurer and the Select Board be, and hereby are, authorized to execute and deliver significant events disclosure undertaking in compliance with SEC Rule 15c2-12 in such form as may be approved by bond counsel to the Town, which undertaking shall be incorporated by reference in the Notes for the benefit of the holders of the Notes from time to time.

Further Voted: that we authorize and direct the Town Treasurer to establish post issuance federal tax compliance procedures and continuing disclosure procedures in such forms as the Town Treasurer and bond counsel deem sufficient, or if such procedures are currently in place, to review and update said

procedures, in order to monitor and maintain the tax-exempt status of the and Notes and to comply with relevant securities laws.

Further Voted: that any certificates or documents relating to the Notes (collectively, the “Documents”), may be executed in several counterparts, each of which shall be regarded as an original and all of which shall constitute one and the same document; delivery of an executed counterpart of a signature page to a Document by electronic mail in a “.pdf” file or by other electronic transmission shall be as effective as delivery of a manually executed counterpart signature page to such Document; and electronic signatures on any of the Documents shall be deemed original signatures for the purposes of the Documents and all matters relating thereto, having the same legal effect as original signatures.

Further Voted: that each member of the Select Board, the Town Clerk and the Town Treasurer be and hereby are, authorized to take any and all such actions, and execute and deliver such certificates, receipts or other documents as may be determined by them, or any of them, to be necessary or convenient to carry into effect the provisions of the foregoing votes.

I further certify that the agenda for the meeting, a copy of which is attached hereto, was posted on the bulletin board of the Town at least 24 hours before the meeting in compliance with Section 7-11 of the Town Charter.

I further certify that the votes were taken at a meeting open to the public, that no vote was taken by secret ballot, that a notice stating the place, date, time and agenda for the meeting (which agenda included the adoption of the above votes) was filed with the Town Clerk and a copy thereof posted in a manner conspicuously visible to the public at all hours in or on the municipal building that the office of the Town Clerk is located or, if applicable, in accordance with an alternative method of notice prescribed or approved by the Attorney General as set forth in 940 CMR 29.03(2)(b), at least 48 hours, not including Saturdays, Sundays and legal holidays, prior to the time of the meeting and remained so posted at the time of the meeting, that no deliberations or decision in connection with the sale of the Notes were taken in executive session, all in accordance with G.L. c.30A, §§18-25 as amended.

Vote to approve the sale of General Obligation Bond Anticipation Note \$770,000 and General Obligation Bond Anticipation Notes \$7,490,248. Motion by Mr. Vegnani second by Ms. Curran Unanimous Vote (5-0)

Roll Call Vote:

Ms. Connolly - yes

Ms. Canfield - yes

Mr. Goodrich - yes

Ms. Curran - yes

Mr. Vegnani - yes

Pilgrim Nuclear Power Station decommissioning, Kevin Weafer, Plymouth Watch Committee

Kevin Weafer, 21 Meeting House Lane, Scituate thanked the board for the opportunity to speak. This has real potential of catastrophic consequences. Our task is to stop this poisoning. He is joined by James & Mary Lampert were also in attendance. Holtec is the company that could endanger sea life and our health. The irreparable consequences of their actions cannot be overstated. Mr. Weafer is asking for the support of the Select Board and asks for a resolution to stop Holtec from dumping. Pilgrim Watch, Duxbury Advisory Committee and (listen to tape). Holtec bought the power plant to decommission it. They announced December 1, 2021 they intended to dump radioactive liquids into Cape Cod Bay. The communities became irate and Holtec said they will look at their options and decide. There are two options to dump in the bay or ship offsite to a licensed facility in Idaho. The economic devastation cannot be underestimated in our seafood and beaches. We do not need a scientific

debate and we need to appreciate perception. There was a hearing at the state house today and she said people do not want to be in this area due to the potential contamination. This will be a big economic hit to our communities. The can cheat the system and release small batches in the water. There is no monitoring. It is a bad idea. We need to have them choose another option. Holtec is apt to make \$100 million dollars. Mr. Lampert said there was some dumping during the time the plant was operating and nobody was informed about this. There is no need for Holtec to dump now when there are other options. The town will hear that they are allowed to dump and the Attorney General sued Holtec and the litigation was settled. One of the agreements is that they would comply with state standards and regulations. The ocean sanctuary regulations say you may not discharge waste into our bays. We need all the towns to get to the Governor and the Attorney General's office and tell him this will be an economic disaster to our South Shore communities. Ask for a preliminary injunction. After it is done it is too late. It is public pressure that will stop this. Senator Markey, Warren and Congressman Keating have written letters also. The lobster association has been very vocal as well. The Town of Duxbury is gathering signatures from other towns to join them. The Town of Wellfleet immediately contacted Duxbury and said to count them in. Ms. Connolly has plenty of information and asked if members of the board have any questions. Ms. Canfield thanked Mr. Weafer for sending the information. Ms. Connolly and Ms. Canfield joined the Duxbury Selectmen meeting to hear what was going on. Ms. Canfield suggested the Scituate Select Board sign on with Duxbury and join to proceed in this manner. The Town Manager has reached out to other Town Managers and Town Administrators to join the effort. This is a regional issue and Scituate would like to be on board. Ms. Curran thanked the group for bringing the issue forward. Ms. Curran asked what is more impactful, to sign our own letter or join the existing effort. Mr. Lampert said a group of the entire South Shore is impactful as well as something in writing from each additional town. Ms. Curran asked if there was a press conference held on this. Mr. Lampert said the closest was a meeting yesterday and rally's that were held. Ms. Curran requested that Mr. Boudreau reach out to the Town Manager in Duxbury to support this for Scituate.

Ms. Canfield made a motion that the Select Board support Save the Bay, Save the Harbor to restrict the release of radio active material into the bay. Second by Mr. Goodrich Unanimous Vote (5-0)

Roll Call Vote:

Ms. Connolly - yes

Ms. Canfield - yes

Mr. Goodrich - yes

Ms. Curran - yes

Mr. Vegnani - yes

DISCUSS/REVIEW FY 23 Budget Presentations

- **South Shore Regional Vocational Technical High School**

Jack Manning, SSVT Scituate Liaison and Superintendent Tom Hickey attended the meeting via ZOOM. Scituate's enrollment remained steady. We will have an update from MSBA in March. There are four seniors graduating from Scituate and there were 21 new applicants from Scituate. Superintendent Hickey reviewed the budget with the Select Board. Mr. Goodrich asked if a letter of support was needed to the MSBA from Scituate. We will see how things go in March and they may seek additional support if required.

- **Community Planning & Development**

Kyle Boyd, Director of Planning & Development brought on a new Coastal Management Officer Corey Miles. They have supported the Pier 44 project, completing the Hazard Mitigation Plan, completed the five-year CRS audit. There is a new permitting system that all departments are now on. These accomplishments were met in the past year. They plan to focus on a design for Cole Parkway, Pier 44 and revitalize our green community initiatives, and support our staffs. Sue DiPesa is unable to make it tonight for the Economic Development Commission and Kyle Boyd provided an update on the EDC. The budget is \$46K. Mr. Vegnani asked if there is a balance in a fund source there. There is \$34K in the stabilization fund. The meals tax funds are used to fund this.

- Economic Development Commission 182

Sue DiPesa is unable to make it tonight for the Economic Development Commission and Kyle Boyd provided an update on the EDC. The budget is \$46K. Mr. Vegnani asked if there is a balance in a fund source there. There is \$34K in the stabilization fund. The meals tax funds are used to fund this.

- Conservation/Coastal Resources 171

Amy Walkey, Conservation Agent said the budget is simple and consists of staff, salary and office supplies. It is straightforward. Ms. Walkey said we are up 30% or more on all of their permitting categories. The department is extremely busy with a very active real estate market and they are very involved at the state level with foreshore protection and with FEMA projects in addition to interdepartmental support with permits. FEMA updated their panels which resulted in us updating our regulations. The eight open space properties are under Conservation Restrictions and they are looking forward to the new Border Street property along with farming on the Appleton property. There were beach grass initiatives and kiosks at our walking trails. Ms. Curran said she read through the challenges with resources in the department and asked if there is any technology that can support them. Ms. Walkey said we would like to add personnel. File maintenance and space management is a real challenge. They are making it work and she is so lucky to have Jennifer Smith who is an ace support person. As part of the Emergency Management Team there is a need for coastal residents to clean up as well. Mr. Goodrich said there was a request for new personnel ½ planning and ½ conservation. Ms. Walkey said they requested it if there was funding available.

Corey Miles, Coastal Management Officer started two months ago and has been pursuing grants. She has submitted two grant applications for the MVP program for upgrade to the Sand Hills pump station and the sewer collection system in the harbor area. The one stop for growth program letters of interest were submitted for the old pier 44, design & engineering for sewer expansion in North Scituate and bike paths for the harbor walk. All of these projects will require significant stakeholder engagement. Ms. Connolly said there will be a meeting on March 15th at the senior center to give the town an update on foreshore protection and other beach projects.

- Planning 175

Karen Joseph, Town Planner said the budget is the same as last year. The Planning accomplishments included a new village center for North Scituate zoning, implementation of new projects under zoning in Greenbush, work with planning and DPW on projects. Working with Drew Company on the project across from the MBTA. There are regular DRT meetings to review all development. Updated the master plan and we are working on implementation. The committee has been named and will be meeting soon. Affordable Housing Trust production plan was updated and they are working on all pending building projects. They developed a historical preservation policy in conjunction with the Historic Commission. The planning board fee schedule was updated. They work on zoning for town meetings. The Board congratulated planning on the Master Plan award. Mr. Goodrich said he is in support of personnel to support this effort.

- Zoning Board of Appeals 176

Bob Vogel, Building Commissioner and Zoning Enforcement Officer said his budget is level funded with the exception of step increases. Herring Brook is due to be finished and have tenants by this summer. Stockbridge Landing has tenants now and will be completed this summer. Zoning continues to have oversight over the 40B projects and we will be busier in FY23.

- Inspections 241

Bob Vogel said inspections is the bulk of the departments work. It was a busy and productive year. The fee total was over \$1.4M in building fees due to a lot of building activity. To better manage this, we have had breakthroughs with the new software program Permit Eyes. It is a tremendous benefit with being electronic and this is a good improvement. All other departments can input on projects that require their review and sign off. Tablets were supplied to our outside inspectors and now they are much more aware of the activities of their inspectors. There is more building activity and they have hired an additional electrical inspector and an additional inspector, Bob Egan. Chip Servant has replaced Walter Faria as the

electrical inspector. Mr. Faria retired a few months ago and we are going to miss him very much. He has been the backbone of inspections for over 30 years. It is a well-deserved retirement. Mr. Vogel reviewed the number of permits issued since last October. The Board thanked Mr. Vogel and his staff for all their hard work.

- **FY23 Capital Plan Review**, Chris Carchia, Chair Capital Planning Committee
Chris Carchia is the Chair of Capital Planning Committee and will provide feedback to the Board after review. The committee is in support of the recommendation of the Town Administrator. They went to the Advisory Board last week and everything was approved. IT had a project for municipal fiber optic network that was not recommended by the Town Administrator. The Capital Planning Committee would like the board to form a committee about this fiber optic network and get some more information on this. Ms. Connolly said the Board agrees that more research needs to be done. Mr. Carchia said moving forward they are looking to change the format of Capital Planning. They would like to move to monthly meetings and discuss items in more detail without the time crunch of town meetings. There were two new members Richard Taft and Tony Meschini appointed to Capital Planning. Mr. Carchia would like to be reappointed to keep the continuity and keep the progress moving forward. The committee is appointed by the moderator. Mr. Vegnani said the Capital Plan is almost \$100M. 56M is the water treatment plant, 25+M foreshore protection and part of this is FEMA. Mr. Carchia said most of those are looking to be FEMA subsidized. Mr. Boudreau said we are looking to get these projects shovel ready so when federal money becomes available we will be ready to go. The Oceanside project is necessary to protect the pumping station flooding. We have applications in to fund this. Mr. Vegnani is concerned approving all these projects. Mr. Boudreau said we will not approve all at the same time. These never appeared on the Capital Plan before these were “off book”. We have a lot of projects and the board may say they are too expensive and we’re not going to do those. We want to document all the projects and get them in the queue. Mr. Vegnani asked where are the plans for these projects. Mr. Boudreau will get the projects out to the Board. Mr. Vegnani said this is a crazy high number. He is surprised it is on the capital plan when he doesn’t know anything about it and asked how we are going to pay for this. Ms. Holt said the state said either fish or cut bait on these projects. We need the funding to put them out to bid. Ms. Holt said it is tab 5 in their Capital Books. The vote will be held at the March 1, 2022 meeting. Ms. Connolly asked to move the foreshore protection/beach meeting to March 1, 2022 in lieu of March 15, 2022.

Water Treatment Plant, Jim Boudreau, Town Administrator & Nancy Holt, Town Accountant/Finance Director

- Discuss/Vote to put \$50M water treatment plant on TM warrant
- Discuss/Vote \$50M water treatment plant STM or ATM warrant
- Discuss/Vote use of ARPA funds for water treatment plant
- Discuss/Vote language of \$50M water treatment plant article
- Discuss/Vote language of debt exclusion for water treatment plant ballot question
- Discuss/Vote to instruct Town Clerk to put a debt exclusion ballot question for water treatment plant on the ballot
- Discuss/Vote term of financing (# of years)

Ms. Holt asked the Board if they would like this on the Special Town Meeting Warrant.

Ms. Canfield suggests that we don’t commit all the ARPA funds to one project. If the project is less than ARPA funds it only requires a vote of the Select Board. If the project is more than the ARPA funds it requires a town meeting vote. Water and sewer infrastructure qualify. Mr. Boudreau said some ARPA money could be put aside to use on something else that comes up. Ms. Curran leans toward putting all of the ARPA funds to the water treatment plant. Mr. Boudreau said this is a policy decision that needs to be made by the Board. Mr. Vegnani agrees the water treatment plant is the #1 priority in town and tends to agree the funds should be used toward this. He is fine with holding out a certain amount of money for something else in the future. Mr. Goodrich likes the idea to hold money out for something else in the future. The water treatment plant is a need to do project. Ms. Connolly would be in favor of holding out \$250K and she is thinking of the sewer treatment plant.

Stephanie Burke, 93 Marion Road, said she is having meetings with some State Reps and the restaurant industry. She would like to have the Board consider putting some money aside for some of our small businesses toward grant programs. People think the suburbs are doing okay but January was awful and they only did ½ of what they expected to do. At the end of a two-year pandemic it is still difficult for the restaurants. She is asking for this money to be considered for a grant program to really see them through the other side of this pandemic.

Mr. Boudreau said if the Board wants to leave money out they do not need to determine tonight how it would be used. This could be a future discussion.

- 1. Move that the Select Board allocate the estimated American Rescue Plan Act (ARPA) funds available from the Commonwealth of \$1,980,748 and the estimated America Rescue Plan Act (ARPA) funds available from Plymouth County of \$3,565,492, less \$250,000 to be put aside for other funding, to the new \$50M water treatment plant facility and SCADA system project.
Motion by Ms. Canfield second by Mr. Vegnani Unanimous Vote (5-0)**

Roll Call Vote:

Ms. Connolly - yes

Ms. Canfield - yes

Mr. Goodrich - yes

Ms. Curran - yes

Mr. Vegnani - yes

- 2. With ARPA Funds - Move that the Select Board put the following article on the April 11, 2022 special (or annual) town meeting warrant for a \$50M water treatment facility and SCADA system subject to any language revisions made by Town Counsel and/or Bond Counsel.**

ARTICLE: Construction of New Water Treatment Plant Facility and Supervisory Control and Data Acquisition (SCADA) System

To see if the Town will vote to appropriate the sum of \$50,000,000.00, to demolish the existing water treatment plant facility, and design, construct and equip a new water treatment plant facility and supervisory control and data acquisition (SCADA) system, including the payment of costs incidental or related thereto; that to meet such appropriation authorize the Treasurer, with the approval of the Select Board, to borrow up to \$50,000,000.00 under M.G.L. Chapter 44, Section 8(4) or any other enabling authority; provided, however, that said appropriation is subject to the affirmative vote of the Town to exempt the amounts required for the payment of interest and principal on said borrowing from the limitations on taxes imposed by M.G.L. Chapter 59, Section 21C, or Proposition 2 1/2, so called, and further that the Select Board are authorized to apply for American Rescue Plan Act (ARPA) funds through Plymouth County and The Commonwealth of Massachusetts, grants, gifts, or donations for the purposes of this vote from federal, state, or private sources, and the said Select Board were hereby authorized to accept such American Rescue Plan Act (ARPA) funds through Plymouth County and The Commonwealth of Massachusetts, grants, gifts or donations on behalf of the Town and that the amount of the authorized borrowing shall be reduced by The amount of American Rescue Plan Act (ARPA) funds through Plymouth County and The Commonwealth of Massachusetts, grants, gifts and donations received prior to any such borrowing; or take any other action relative thereto.

Sponsored By: Select Board

3. **Without ARPA Funds - Move that the Select Board put the following article on the April 11, 2022 special (or annual) town meeting warrant for a \$50M water treatment facility and SCADA system subject to any language revisions made by Town Counsel and/or Bond Counsel.**

ARTICLE 1: Construction of New Water Treatment Plant Facility and Supervisory Control and Data Acquisition (SCADA) System

To see if the Town will vote to appropriate the sum of \$50,000,000.00, to demolish the existing water treatment plant facility, and design, construct and equip a new water treatment plant facility and supervisory control and data acquisition (SCADA) system, including the payment of costs incidental or related thereto; that to meet such appropriation authorize the Treasurer, with the approval of the Select Board, to borrow up to \$50,000,000.00 under M.G.L. Chapter 44, Section 8(4) or any other enabling authority; provided, however, that said appropriation is subject to the affirmative vote of the Town to exempt the amounts required for the payment of interest and principal on said borrowing from the limitations on taxes imposed by M.G.L. Chapter 59, Section 21C, or Proposition 2 1/2 , so called, and further that the Select Board are authorized to apply for grants, gifts, or donations for the purposes of this vote from federal, state, or private sources, and the said Select Board were hereby authorized to accept such grants, gifts or donations on behalf of the Town and that the amount of the authorized borrowing shall be reduced by grants, gifts and donations received prior to any such borrowing; or take any other action relative thereto.

Sponsored By: Select Board

4. **Move that the Select Board direct the Town Clerk to place the following Proposition 2-1/2 debt exclusion ballot question relevant to the \$50M new water treatment plant and SCADA system on the May 21, 2022 annual town election ballot subject to any language revisions made by Town Counsel and/or Bond Counsel.**

Ballot Question #1 - DEBT EXCLUSION

Shall the Town of Scituate be allowed to exempt from the provisions of proposition two and one-half, so called, the amounts required to pay for the bonds to be issued in order to demolish water treatment plant facility, and design, construct and equip a water treatment plant and supervisory and control data acquisition (SCADA) system, including the payment of costs incidental or related thereto?

YES

NO

Motion by Ms. Canfield second by Mr. Goodrich Unanimous Vote (5-0)

Roll Call Vote:

Ms. Connolly - yes

Ms. Canfield - yes

Mr. Goodrich - yes

Ms. Curran - yes

Mr. Vegnani - yes

**Community Choice Aggregation Committee, Lisa Bertola, Chair & Daria Mark, Good Energy
John O'Rourke, Good Energy**

This project was authorized quite a while ago and we have been waiting for authorization by the State. The communication piece is here now and it is an opt out program not an opt in. Tonight this group is bringing us up to date on what happened and where we are. The Department of Public Utilities (DPU) and Good Energy met at the tail end of 2021. DPU granted tentative approval of the program contingent on certain compliance. The committee met in early February to meet and discuss this.

Ms. Curran left the meeting at 9:17 p.m. and returned to the meeting at 9:26 p.m.

Daria Mark reviewed the project presentation with the Select Board. Program products & options were reviewed with the Board. Ms. Mark reviewed the contracts of other communities. Electricity Supply costs were reviewed 2016 to present. Additional renewable energy costs were reviewed. The minutes from the committee are being finalized and will be posted soon. The guidance they are recommending is that we go for a minimum of 10% additional renewable energy credits and perhaps more while keeping the rate competitive. Mr. Vegnani said he wants to be sure the communication is clear. Ms. Connolly asked who takes the calls that residents have. Ms. Mark said that the supplier takes the calls from residents. There is a lot of outreach that takes place. Ms. Mark said it is the supply services portion that would be different with the product. Ms. Bertola said we are going out to bid for our basic rate and the renewable energy credit (rec). The rate can get very attractive and we can do better. Ms. Connolly asked how long these contracts last for. Ms. Mark said we tend to go longer like 3 years. Ms. Connolly thanked the group for coming in and thanked the committee and Good Energy. Mr. Boudreau asked what the timing would be on this. Mr. O'Rourke shared the expected timeline.

- Designate Representative(s) to execute Electric Service Agreement (ESA) on bid day for the Community Electricity Aggregation

Move to designate Jim Boudreau as the Primary Representative to execute a contract for the supply of electricity on bid day for residents and businesses on Basic Service with National Grid or Eversource. Motion by Ms. Canfield second by Ms. Curran Unanimous Vote (5-0)

Roll Call Vote:

Ms. Connolly - yes

Ms. Canfield - yes

Mr. Goodrich - yes

Ms. Curran - yes

Mr. Vegnani - yes

Move to designate Nancy Holt as the Alternate Representative to execute a contract for the supply of electricity on bid day for residents and businesses on Basic Service with National Grid or Eversource. Motion by Ms. Canfield second by Ms. Curran Unanimous Vote (5-0)

Roll Call Vote:

Ms. Connolly - yes

Ms. Canfield - yes

Mr. Goodrich - yes

Ms. Curran - yes

Mr. Vegnani - yes

OLD BUSINESS:

1. Water Offset Program, Becky Malamut, Water Resources Commission Chair

In the Special Town meeting budget there is \$25,000 set aside for a consultant for the Water Offset Program. Mr. Boudreau will put this money aside to fund it this and he can approve the contract since it is under \$50,000.

2. Declaration of Surplus - 27 Brook Street, Nancy Holt, Town Accountant/Finance Director
The Board asked some questions at the last meeting regarding 27 Brook Street. The Town Planner provided an email to the Town Administrator indicating the use of the property as a single-family home or a duplex. Ms. Curran would be interested in putting a restriction on the property that accommodates affordable housing. Ms. Canfield is concerned that this would prohibit the amount of money we can get for this property. Mr. Vegnani said if the restriction is a deal breaker it is probably a project we don't want there anyway. Mr. Goodrich agrees with Mr. Vegnani and Ms. Curran with the restriction. Ms. Connolly feels the more restrictions the less money we will get for the property.

Residential density restrictions: Move that the Select Board declare the property at 27 Brook Street (old Council on Aging) as surplus and further to authorize its disposition by public auction with the restriction that any residential development of no more than two units. Further that said restriction be included in all offering documents, announced at the auction, reflected in the purchase and sale agreement and included in the deed to the successful bidder.

Motion by Mr. Vegnani second by Mr. Goodrich Ms. Curran against Motion passes (4-1)

Roll Call Vote:

Ms. Connolly - yes

Ms. Canfield - yes

Mr. Goodrich - yes

Ms. Curran - no

Mr. Vegnani - yes

3. Wind Turbine Article for Annual Town Meeting, Jim Boudreau, Town Administrator
Pursuant to the Select Board's prior votes, please find below proposed language for the article to be placed before voters at the annual town meeting on April 11, 2022. Mr. Vegnani asked if we are putting this on to have the town decide because we believe it should be shut off year-round at night or have the town choose other options. Ms. Canfield agrees this should be before the town. Ms. Curran said she is hearing Mr. Vegnani wants a menu for voters to select from. Ms. Curran and Mr. Boudreau said you can't give residents options in an article, how can that be done? Ms. Curran is in favor of moving this forward for the year-round evening shutdown. Mr. Boudreau should have the numbers for shutting it down completely by next week.

Move that the Select Board vote the following article language for the partial curtailment of the wind turbine to be placed on the April 11, 2022 annual town meeting warrant. "To see if the town will authorize the Select Board to enter into a curtailment agreement with Scituate Wind, LLC, so-called, for the cessation of operation of the wind turbine located at 161 Driftway year-round from the hours of 11:00 pm – 6:00 am or take any other action relative thereto." Motion by Ms. Curran second by Mr. Goodrich Mr. Vegnani is not in favor motion passes (4-1)

Roll Call Vote:

Ms. Connolly - yes

Ms. Canfield - yes

Mr. Goodrich - yes

Ms. Curran - yes

Mr. Vegnani - no

NEW BUSINESS:

1. Approval of new One Day Farmer Brewery Malt permit for GAR Hall event on February 19, 2022 from 7:30-9:30 p.m. and addition to Scituate Caterer/Bartender List, Brian Burke, Burke's Brewing Company dba Burke's Alewerks

There is a bluegrass event and they were invited by the Scituate Historical Society to serve beer at the event. Ms. Canfield said she is uncomfortable that this is brought for an event this coming weekend. We have put a lot of people on our preferred list of caterers.

Move to approve Burke's Brewing Company, Brian Burke, for a one-day malt license for a fundraising event at GAR Hall on February 19, 2022 from 7:30 – 9:30 p.m. Motion by Ms. Curran second by Ms. Canfield Unanimous Vote (5-0)

Move to approve Burke's Brewing Company, Brian Burke, 200 Webster Street, Suite 3, Hanover, MA to be added to the approved Town of Scituate Caterer/Bartender list. Motion by Ms. Curran second by Ms. Canfield Unanimous Vote (5-0)

Roll Call Vote:

Ms. Connolly - yes

Ms. Canfield - yes

Mr. Goodrich - yes

Ms. Curran - yes

Mr. Vegnani - yes

2. The Voyage St. Patrick's Day Outdoor Tent March 15th-20th, Bethany & Keith O'Callaghan, Owners
Keith O'Callaghan said it has been two years since COVID that this event was held. Two charity dates were added for this year. Mr. Vegnani said there were no complaints in the past and he recommends this.

- a. Outdoor Entertainment Permit March 15th and 16th 6 – 11 pm, March 17th & 18th 5-11 pm, and March 19th & 20th 12 noon – 11 pm

**Move to grant an Outdoor Entertainment Permit to The Voyage for a St. Patrick's Day celebration in an outdoor tent on their premise: Tuesday, March 15, 2022 from 6:00 pm until 11:00 pm; Wednesday, March 16, 2022 from 6:00 pm until 11:00 pm
Thursday, March 17, 2022 from 5:00 pm until 11:00 pm; Friday, March 18, from 5:00 pm until 11:00 pm; Saturday, March 19, 2022 from 12:00 pm until 11:00 pm
Sunday, March 20, 2022 from 12:00 pm until 11:00 pm**

Motion by Mr. Vegnani second by Ms. Curran Unanimous Vote (5-0)

- b. One Day Wine & Malt for Outdoor Tent March 15th and 16th 12-11:30 pm, March 17th 11 am – 11:30 pm, March 18th 12 – 11:30 pm, and March 19th & 20th 12 noon – 11:30 pm

Move that the Board of Selectmen approve/not approve One-Day Wine & Malt licenses to the Voyage Restaurant for a St. Patrick's Day celebration in the outdoor tent on their premise:

Tuesday, March 15, 2022 from 12:00 pm until 11:30 pm

Wednesday, March 16, 2022 from 12:00 pm until 11:30 pm

Thursday, March 17, 2022 from 11:00 am until 11:30 pm

Friday, March 18, 2022 from 12:00 pm until 11:30 pm

Saturday, March 19, 2022 from 12:00 pm until 11:30 pm

Sunday, March 20, 2022 from 12:00 pm until 11:30 pm

Motion by Mr. Vegnani second by Mr. Goodrich Unanimous Vote (5-0)

Roll Call Vote:

Ms. Connolly - yes

Ms. Canfield - yes

Mr. Goodrich - yes

Ms. Curran - yes

Mr. Vegnani - yes

3. Baseball Field Study Contract Award \$74,190 - Activitas, Jim Boudreau, Town Administrator

Roll Call Vote:

Ms. Connolly - yes

Ms. Canfield - yes

Mr. Goodrich - yes

Ms. Curran - yes

Mr. Vegnani - yes

Motion by Mr. Vegnani second by Mr. Goodrich Unanimous Vote (5-0)

4. One Day Wine & Malt

Mr. Boudreau said this event is in front of us and then whether we want these types of events in the future are two separate questions. Ms. Curran does not think the senior center is the right venue for this. Ms. Canfield thinks what happens with the library is a good model. The library trustees approved the use of the building and the Select Board approves further from there. She thinks it is premature to hold events until this has been done. Mr. Kelley said he understands where the Board is coming from and is willing to move the location of the event. Mr. Kelley will move to the Scituate Harbor Community Building or another venue.

The Black Apron for a St. Patrick's Day Fundraiser @ Senior Center on March 5th 6:30-10:30 p.m.

Move to approve a One Day Wine and Malt License to The Black Apron for a fundraising event at the Scituate Harbor Community Building on March 5, 2022 from 6:30 pm until 10:30 pm. Motion by Ms. Curran second by Ms. Canfield Unanimous Vote (5-0)

Roll Call Vote:

Ms. Connolly - yes

Ms. Canfield - yes

Mr. Goodrich - yes

Ms. Curran - yes

Mr. Vegnani - yes

5. Drain Layer License Renewal

a) Mankewich Contracting

Move to approve renewal of Drainlayers License for Mankewich Contracting, Inc. Motion by Ms. Canfield second by Mr. Vegnani Unanimous Vote (5-0)

Roll Call Vote:

Ms. Connolly - yes

Ms. Canfield - yes

Mr. Goodrich - yes

Ms. Curran - yes

Mr. Vegnani - yes

OTHER BUSINESS:

1. Liaison Reports

Mr. Vegnani said that the Planning Board held a meeting regarding zoning for the town meeting warrant articles.

Ms. Canfield said the Charter review vote will be moved to the Fall Special Town Meeting.

2. Correspondence

XFINITY Comcast rate changes & complaint reports

Cedar Point damage to the seawalls due to storms

Plymouth County mosquito control will spray for mosquitos

April 24th at noon Easter Rising event with more details to come.

South Shore Irish Heritage Trail will hold an official launch May 22, 2022

3. Approval of Meeting Minutes

Move to accept the minutes for the Select Board meeting held on February 1, 2022.

Motion by Ms. Canfield Second by Mr. Vegnani Unanimous Vote (5-0)

Roll Call Vote:

Ms. Connolly - yes

Ms. Canfield - yes

Mr. Goodrich - yes

Ms. Curran - yes

Mr. Vegnani - yes

4. Adjournment and Signing of Documents

Motion to adjourn the meeting at 10:46 p.m. motion by Ms. Curran second by Mr.

Vegnani Unanimous Vote (5-0)

Roll Call Vote:

Ms. Connolly - yes

Ms. Canfield - yes

Mr. Goodrich - yes

Ms. Curran - yes

Mr. Vegnani - yes

Respectfully Submitted,

Lorraine Devin, Recorder

List of Documents for the February 15, 2022 Select Board Meeting

- Agenda
- Upcoming Meetings and Events
- Retirement of Deputy Fire Chief Al Elliott resolution
- Acceptance of Donation to Beautification Commission
- Two General Obligation Bond Anticipation Notes
- Pilgrim Nuclear Power Station decommissioning information
- FY 23 Budget Presentations
- South Shore Regional Vocational Technical High School
- Community Planning & Development
 - Conservation/Coastal Resources 171
 - Planning 175
 - Zoning Board of Appeals 176
 - Economic Development Commission 182
 - Inspections 241
- FY23 Capital Plan Review Chris Carchia, Chair Capital Planning
- Water Treatment Plant
 - put \$50M water treatment plant on TM warrant
 - \$50M water treatment plant STM or ATM warrant
 - use of ARPA funds for water treatment plant
 - language of \$50M water treatment plant article
 - language of debt exclusion for water treatment plant ballot question
 - instruct Town Clerk to put a debt exclusion ballot question for water treatment plant on the ballot
 - term of financing (# of years)
- Community Choice Aggregation Committee Update & Presentation
- Water Offset Program
- Declaration of Surplus 27 Brook Street
- Wind Turbine Article language for Annual Town Meeting
- Approval of new One Day Farmer Brewery Malt permit for GAR Hall event on February 19, 2022 from 7:30-9:30 p.m. and addition to Scituate Caterer/Bartender list Burke's Brewing Company dba Burke's Alewerks
- Baseball Field Study Contract Award \$74,190 – Activitas
- One Day Wine & Malt for Black Apron for a St. Patrick's Day Fundraiser event on March 5th 6:30-10:30 p.m.
- Drain Layer License Renewals
 - Mankewich Contracting
- Correspondence
 - Two letters regarding Cannabis Zoning
 - Comcast Annual Report & Trouble Reporting Numbers
 - Easter Rising Commemoration April 24th Hold the date
 - Plymouth County Mosquito Control
 - Save the Date Irish Heritage Trail May 22nd noon
- Acceptance of Meeting Minutes for February 1, 2022

Select Board Meeting Minutes for February 15, 2022

SELECT BOARD

Karen E. Connolly, Chair

Karen B. Canfield, Vice Chair

Andrew W. Goodrich, Clerk

Maura C. Curran

Anthony V. Vegnani