

**MEETING OF THE SELECT BOARD
TUESDAY, APRIL 25 , 2023 7:00 p.m.
SELECT BOARD HEARING ROOM – TOWN HALL**

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

Also, in attendance, Jim Boudreau, Town Administrator

MEETING CALLED TO ORDER/ACCEPTANCE OF AGENDA

A motion was made by Ms. Connolly at 7:03 p.m. to accept the agenda for April 25, 2023 second by Ms. Canfield Unanimous Vote (5-0)

Mr. Vegnani read the following statement:

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.

WALK INS- None at this meeting

REPORT OF THE TOWN ADMINISTRATOR-

1. Water update. We are at +1.5”, two weeks ago we were +2”. Tack factory Pond is at +2” down from +2.25”. Average daily demand was at 1.097 MGD up from my last report at 1.136 MGD.

Rainfall over the last 7 days was .05” measured at the Plant (does not include yesterday’s rain).

The water department is planning on continuing spring flushing of the water mains later this week as follows as the staff is in training today. Look at the Town web site later today for information.

The Town will be imposing our annual water conservation measures starting May 1. Between May 1- September 30 all outdoor watering must occur before 9 AM and after 5 PM. Automatic irrigation systems may be used one day per week based on voting precincts. Go to the water department web page for information on when your precinct may use irrigation systems.

Celco is doing pipe work at the water treatment plant for the manganese filters to help with brown water issues this summer.

2. Also water related, I would like to congratulate the entire water department staff for being recognized by MassDEP Drinking water program for outstanding performance in 2022. Scituate Water is being recognized in the Water Conservation category of the 2023 Public Water System Awards Program. We will be posting the award letter on the web site.

3. Town Hall will be closed this Friday, April 28 for staff training. This training was originally scheduled for this past December but was postponed due to a rise in COVID numbers for Town Employees. This closure includes the water and sewer department offices. The library, COA and Recreation will be closed in the morning and will open at noon. This is something that was done pre-COVID once or twice a year to make sure all town staff receive needed training. We apologize for any inconvenience.
4. The Town's annual spring clean-up, Ship Shape Day, will be held on Saturday, May 6 from 8 AM – 1 Pm. Trash bags and other supplies can be picked-up at the Town Hall or the Humarock Post Office (Humarock Post Office until 12:30). DPW crews will pick up the trash on Monday. This is great event and really helps keep Scituate clean. Last year approximately 9 tons of trash was collected on Ship Shape Day.
5. The Marshfield and Scituate Fire Departments will be participating in a collaborative Fireground Survival Training Program the week of April 24, 2023. This intensive program is being funded via a regional Federal Assistance to Firefighter (AFG) grant award. The Fireground Survival Program will provide our personnel with essential life-saving skills needed to “save themselves” in the event they become disorientated or trapped while operating on the fireground. The Fireground Survival Program is being provided by the International Association of Firefighters. This program is considered one of the best of its kind and is universally supported by every level of the fire service. On Wednesday, April 26th, both departments will be on-site at the Marshfield Fairgrounds.
6. The Annual Town Election will be held on May 20th at the SHS Gym.
Poll hours are 8AM-6PM.
May 10th-The deadline to register to vote (if you are not already registered in Scituate).
Absentee ballots will be available to vote in person at the Town Clerk's office the first week in May. The deadline to absentee vote in person is noon on May 19th.
Vote by Mail Applications and a “Sample” ballot can be found on the Town Clerk's page of the Town Web site at www.scituatema.gov, click on Government, then click on Town Clerk, and click on the red banner at the top of the page and you will see the attachments at the bottom. Print, fill out and submit the “Vote by Mail” form to the Town clerk's office only if you would like a ballot mailed.
The deadline to request a mailed ballot is May 15th.
Mailed ballots must be returned to the Clerk's office or Town Hall drop box prior to the close of the polls (6PM) on election day.
7. Annual and Special Town Meeting was held tonight, Monday, April 10. I would like to thank all who attended and participated.
8. The DPW has started work replacing the sidewalk on Ann Vinal starting at Hollet Street, extending up to and past the intersection with Captain Pierce. This is replacement of an existing sidewalk with new granite curbing and sidewalk. We will install the curbing and put a base coat sidewalk until the gas company finishes installing the new gas line and laterals, then we will do the top coat. Sidewalk is in tough shape, so this project will be a huge improvement.
9. The Town's Contractor, National Water Main, will begin the first phase of our sewer Inflow and Infiltration project (I&I) this week. They will begin inspecting pipes in the Egypt Ave and Alden areas, moving into Sand Hills in the coming weeks. After the investigation process is complete, they will return and begin the process of cleaning and lining the sewer pipes. I&I work makes repairs to our sewer pipes, removing ground water and storm water from the system, thereby increasing our capacity to treat sewerage, reducing costs by taking flow out of the waste stream and helping prevent blockages by making repairs to the system. Questions-call the sewer department at 781-545-8736.

10. As we have announced, the Town has taken part in the Community Choice Electricity program. Several other communities that have launched community electricity programs have alerted us that some of their residents have received scam emails and texts with regards to their electricity program. Please be aware of this and know that you will NOT be contacted by anyone via email, text, telephone, or in person in regards to the program. For more information please visit the Scituate Community Choice Electricity page. There is a link on the Town web site.
11. Once again Scituate has partnered with the Great American Rain Barrel Company to provide residents with rain barrels at the discounted price of \$89 per painted barrel (Gray, Green or Brown), \$84 for unpainted and \$80 for Terra Cotta. Scituate residents have purchased more than 300 rain barrels through the promotional event over the last two years. Orders must be received by April 30th at midnight with pick-up May 13th at the Transfer Station. Details are available at the Town web site.
12. Fencing will be going up on Central Field shortly as we begin the project to add a new softball diamond and repair and existing baseball diamond. This is a CPC funded project that will continue until late spring/early summer.
13. Final update: I had reported previously that the flag pole at the stadium field at Scituate High had broken and that we were awaiting parts. I am pleased to report that the pole has been repaired and Old Glory is once again flying proudly at the stadium field.

The water restrictions are a state mandate and not a local mandate. The water rebate program form is being reviewed by the chair of the Water Resources Commission. Mr. Vegnani asked why the engineers are out behind the Cushing School. Mr. Boudreau said he is not aware of anything going on in that location currently. The community aggregation program is in place. Scam calls are going out and residents should hang up if they receive a call.

SCHEDULED ITEMS:

Water Main Replacement Contract \$3,846,907.40 on Route 3A to KJS LLC, Kevin Cafferty, DPW Director & Sean McCarthy, Town Engineer

Requests for Bids were received and opened on March 1, 2023 at 11:00 am. 9 Bids were received and with assistance from Woodard & Curran, the low bidder's references were examined and we recommend the selection of KJS LLC of Walpole, MA. A new raw watermain for the New Treatment Plant and the existing 12" watermain (1948) will be replaced (6000 LF) as part of this project. Costs will be shared with local funds and use of the State Revolving Fund. The project shall take place between the existing water treatment plant (Rotary) to just shy of the Old Forge Neighborhood. (SRF-\$1,731,801.15 Local Funding-\$2,115,106.252) They expect the work to take place mid-June to the Fall. The State of MA allocates the hours for work to be done.

Move that the Select Board award the contract for the Route 3A watermain replacement to KJS LLC of Walpole, MA for \$3,846,907.40. Motion by Mr. Goodrich second by Ms. Curran Unanimous Vote (5-0)

Change of \$15 Package Store Wine & Malt Liquor License Hours for New Harbor Corp. dba Driftway General Store to extend hours to 10 p.m. Monday thru Sunday, Malav Patel, Manager

They would like to extend the hours to 10 p.m. for the sale of liquor and the opening of the convenience store.

Move to approve the change of \$15 Package Store Wine & Malt Liquor License Hours for New Harbor Corp. dba Driftway General Store to extend hours to 10 p.m. Monday thru Sunday, pending ABCC approval. Motion by Ms. Curran second by Mr. Goodrich Unanimous Vote (5-0)

Mr. Goodrich thanked them for the courtesy of the employees and how nice everyone is.

Outdoor Entertainment Permits

- Harbor United Methodist Church June 2nd, July 7th, September 1st & October 6th, 6-8 p.m. for musicians with live music, Robert Amweg

Move to grant an outdoor entertainment permit to the Harbor United Methodist Church for musicians playing live music on June 2nd, July 7th, September 1st & October 6th from 6-8 p.m. Motion by Ms. Canfield second by Ms. Curran Unanimous Vote (5-0)

- Private Event @ 89 Edward Foster Road, Saturday, June 17th 5-11 p.m. for singer with guitar and speakers for amplified music, William McKelvey
His son is getting married and they expect about 80 people. Guitar player & singer with speaker. People will park at Peggotty Beach and shuttle bus to the house.

Move to grant an outdoor entertainment permit to William McKelvey of 89 Edward Foster road on Saturday, June 17, 2023 from 5:00 pm-10:00pm. Motion by Ms. Connolly second by Mr. Goodrich Unanimous Vote (5-0)

- Untold Brewing, 6 Old Country Way, Saturday, May 6th 1-5 p.m. for an amplified live band, Matt Elder, Owner

Move to grant an outdoor entertainment permit for a live amplified band to Untold Brewing of 6 Old Country Way on Saturday, May 6, 2023 from 1:00pm-5:00pm. Motion by Mr. Goodrich second by Ms. Canfield Unanimous Vote (5-0)

- Cardigan Nursing Home, 59 Country Way, Saturday, May 6th 10 a.m. – 2 p.m. Live Band, Linda Hilton, Administrator

Move to grant an outdoor entertainment permit to Cardigan Nursing & Rehabilitation Center at 59 Country Way for May 6, 2023, for a live band from 10:00am-2:00pm. Motion by Ms. Curran second by Mr. Goodrich Unanimous Vote (5-0)

Ms. Connolly asked that the organizers work with the Chamber of Commerce and the Greenbush shops. It is being organized by Birch Design Shelley. Ms. Devin will reach out to the Scituate Police Department to connect with the Greenbush Group.

Special Event Knights of Columbus Carnival @ Cole Parkway, with setup July 17th and carnival July 18th thru July 22nd., C. Carl Moore, Deputy Grand Knight & Carnival Co-Chair and Michael James ? setup date The Knights are growing and contributing to those in need in the community. The availability of Fiesta Shows and the high tide schedule are taken into consideration when determining the date. As a 501c3 they do not divulge their finances. Last year was not as good as the previous year. They are always looking to make improvements to make more money. Mr. Vegnani said safety is an important factor. Mr. Moore said they follow the regulatory state inspections and local inspections that are required. The trucks will be stored at the Marshfield Fair Grounds. Mr. Vegnani thanked the Knights of Columbus for all their charity work in the community. Mr. Moore did see the note from the harbor master and will make sure their parking spots will not be impacted as well as public safety.

Move to approve a Special Event Permit to the Scituate Knights of Columbus for the annual carnival July 18th through July 22nd, 2023. Setup will begin July 17th and take down on July 22nd. Motion by Ms. Connolly second by Ms. Canfield Unanimous Vote (5-0)

John P. Connors Memorial Project, Joe Kelley, Veterans Services Advisory Council & Kiernan O'Shaughnessy, John P. Connors Memorial Committee

May, 2022 the John P. Connors Memorial Program was introduced to the Select Board. Available Town Property Locations were reviewed with Jim Boudreau. Meetings were held with many committees. The public meeting took place April 12th at the Senior Center. It was a very positive meeting with applause. The final location chosen was Town Common/Lawson Park. A public meeting was held and the community invited. The committee would like to finalize moving forward with the John P. Connors Memorial installation. Mr. Vegnani said there is opposition from some residents regarding the size of the memorial and locations. Ms. Curran attended the meeting and there were advocates and opponents. There was a visual of a 14-foot ladder that gave it perspective and helped quite a bit to visualize the statue. The group was very thoughtful with Olmstead and the history of the park. The meeting was good and very open. Bob McLean did a presentation that was very good. They have done their due diligence. Ms. Connolly appreciated the fact that they reviewed the project again. It was a little intimidating for some people in the audience. These types of projects never go 100% anyone's way. She would like there be an exhibit at the library about the John Connors project and Lawson Common. There is an opportunity to educate the public. It is a very delicate project. Ms. Canfield took the picture of Lawson Park and walked through the location. Ms. Canfield researched the park to see what has happened and put together a timeline. There are eight other memorials placed on the site. A precedent was set and it was originally designed as a memorial park. Mr. Lawson hired the Olmstead brothers. This is an important site. Ms. Canfield came to the conclusion that Lawson Park is an appropriate site. There are individuals on some of the memorials. There is an opportunity on many levels separate from the project to act as a real catalyst. Ms. Canfield is in touch with the Olmstead network and they will provide some feedback on the project. Any final plans it is important that we are in concert with this group. At some point we will enter an agreement with the group as a standard contract to include ongoing maintenance in perpetuity. Ms. Curran would like to make sure we have an oversight committee to include Veterans, Select Board, Historical Society, and this is too important of an area not to have the oversight. Ms. Canfield agrees the Town's interest is will be overseen by Jim Boudreau. The site itself, Lawson Park to include a landscape architect, professionals, etc. Will be important. Mr. Vegnani said we want to make sure it looks the way we think it is going to look. Mr. Vegnani said we should include the specifics of what we want to include. Ms. Connolly would like to propose that the donors hire an independent landscape architect and help us make an informed decision.

Joe Kelley was charged with the Veterans Advisory Council to bring this to this point. Mr. Kelley, on behalf of the council said the US Government considers the modern era for war as beginning with the Panama invasion in 1989. That period includes Panama, Desert Shield/Desert Storm, Bosnia/Kosovo, Afghanistan, Iraq and Syria - 7 separate and distinct conflicts that combine to about 36 years of official war-fighting (in only 34 calendar years). This is a well-considered and beautiful monument, dedicated to Scituate's service men/women and their families - who have sacrificed, with poise and stoic dignity, so greatly for this country in those 7 modern conflicts, would only be properly placed alongside the monuments to the sacrifices of those who came before. Scituate has a specifically dedicated and sacred place to honor their collective sacrifice: Lawson Common.

Ms. Curran suggested that explaining the term of “modern wars” explained with the monument. Mr. Goodrich took his son there today to walk the park and look at every memorial. Mr. Goodrich asked “what do you want out of a place like this”. The questions his son had are there are no other wars after Vietnam? They spoke about each of the wars and clearly there was a gap. After being there more we need to maintain some of the other memorials there. Being part of the larger story is critical. Incorporating elements that can be a symbol for the larger elements is important. The intent is always hard but we can get there. Joe Mitchell, Treasurer of the John Connors memorial project. There is a landscape architect on the team. The group can report back to Jim and the Town. The impact will be keeping with the Olmstead design. Critiquing as far as size, etc. is not what this project is about. At some point we have to fish or cut bait. Mr. Vegnani said tonight is that night. Allis meaning to others, with others, for others has other contexts and is all encompassing for everybody that has served. Mr. Vegnani asked can this project say dedicated to “modern conflicts”. There are no plaques that say anyone person or specific conflicts. John Connors was part of the brethren and the last think he would want is to build this with his name only. This reflects the sacrifice of all Veterans who wore the uniform. The group wants to work with the Town and make sure everybody is happy. There is a landscape architect and engineer on staff. Historic restorations is the background of one of the members of the committee. He has worked on the Emerald Necklace park in Boston. The newer memorials have shrubs around them. The Olmstead project was meant to be open. Olmstead did not design the shrubs and they are not meant to be there. It should be just in the middle of the grass. Mr. Vegnani said this isn’t just the John P. Connors Memorial it is a tribute to an era. Jody McDonough 45 Hollett Street said she is not convinced it is representing one person. Her father was a WWII Veteran and her family & daughter put her hands on his name and got to see how many people were involved. Nobody has been to the Vietnam Memorial and not been effective. She thinks this is representing one person and she doubts the effectiveness of this. It is a very beautiful statue that should be on an army base not on our common. It promotes gun violence. The last time there was a discussion about one person was in the Select Board minutes in 2005. In that discussion they asked that a Lawson policy be put in place. Bob McLean, 155 Chief Justice Cushing Highway and a member of the Veterans Services Advisory Council, said the lettering on the statue is the Latin word Aliis. The Veterans Services Advisory Council did not believe it should be one veteran. The dedication to the people who have served in modern conflict should be acknowledged with a smaller plaque or something and they would like it explained. From the Town’s perspective the project being called the John P. Connors project it is anonymized enough to be a good representative of the larger group. Every statue has a model behind it. Vinny Fontaine ? Pin Oak Drive spent 20 years in the service. He sacrificed and lost friends. He would be proud to bring his grandchildren there and would be proud to have the statue on Lawson Park. Mr. Vegnani thinks we are very close. Mr. Vegnani thinks it is the right place for it as long as we get a plan to make sure there is some definition to the broader meaning behind it. He is fine with moving forward. Ms. Canfield was not aware of the expertise on the committee and asked if it relieved the comfort level on the Board. Ms. Curran has confidence in the committee members and the size and stature of the statue. She is comfortable to the extend that she can be. It is different but she thinks it is appropriate. Mr. Goodrich is comfortable with the location. Ms. Connolly said Mr. Fagan has had to deal with the public many times and he is used to receiving feedback and what the public has to say. He would like the donors to hire a landscape architect on behalf of the Town. Ms. Connolly is looking for a celebration the whole Town can embrace and can be part of the memorandum of understanding. The committee said it is a reasonable request and they have no problem with hiring a landscape architect. They will provide architect drawings, landscaping architects and engineering architects. All drawings will be signed off by the Town. Ms. Curran said we have many landscape architects who volunteer for our Town who can be on an oversight committee. Ms. Connolly wants someone to analyze the entire common for future generations. Mr. Vegnani said he doesn’t see us burdening this committee with that cost. Ms. Canfield said she does see the need to confirm that this project fits in and validates this belongs in Lawson Park. Mr. Boudreau will work with the Board on a memorandum of understanding.

Motion to approve the installation of the John P. Connors Memorial on Lawson Park. Motion by Ms. Curran second by Ms. Canfield Unanimous Vote (5-0)

~~Establishment of Bicycle Commission and next steps, Nancy Werner postponed to May 9th~~

NEW BUSINESS:

1. One Day Licenses

- One Day Wine & Malt to Simply Good Catering @ Scituate Maritime Center on May 13th 10 a.m. – 2 p.m. for a private event

Move to approve a One-Day Wine & Malt License to Simply Good Catering for a private event at the Scituate Maritime Center on Saturday, May 13, 2023 from 10:00AM to 2:00PM. Motion by Mr. Goodrich second by Ms. Curran Unanimous Vote (5-0)

- One Day Wine & Malt to Superior Servers @ Scituate Maritime Center on Friday, June 2nd from 4 – 9 p.m. for a private event

Move to approve a One-Day Wine & Malt License to Superior Servers for a private event at the Scituate Maritime Center on Friday, June 2, 2023 from 4:00PM to 9:00PM. Motion by Mr. Goodrich second by Ms. Curran Unanimous Vote (5-0)

2. Renewal of Drain Layers Licenses

- Riccio Excavation Co.
- McEachern Contracting, Inc.

Move to approve renewal of Drainlayers Licenses for Riccio Excavation Co. and McEachern Contracting Inc. Motion by Mr. Goodrich second by Ms. Curran Unanimous Vote (5-0)

3. Annual Hawker Peddler & Davis Parking Lot License Renewals

- Burt's Ice Cream
- Zack's Ice Cream
- The Dinghy
- Nona's Homemade, Inc.
- Davis Realty Trust Parking Lot License for the 2023 Season Monday – Sunday 9 a.m. – 3 p.m.

1. Move that the Select Board approve to renew the Hawker & Peddler Licenses for the following businesses for the 2023 season pending Board of Health approval and receipt of required documents in the Select Board office:

- Burt's Ice Cream
- Zack's Ice Cream
- The Dinghy
- Nona's Homemade, Inc.

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

2. Move that the Select Board approve to renew the Parking Lot License for John P. Davis Realty Trust for the 2023 season with hours of operation Monday – Sunday 9am-3pm. Motion by Mr. Goodrich second by Ms. Curran Unanimous Vote (5-0)

OTHER BUSINESS:

1. Liaison Reports

Ms. Curran said the DEI committee would like to come before the Board soon with an update on progress.

2. Correspondence

Ms. Curran said there is a lot of correspondence.

The Coastal Bank team cleaned up Peggotty Beach.

There were numerous letters in opposition to the John P. Connors Memorial project.

There were several letters in support of Pier 44 project.

A Patriot Ledger article was written on the first all-female police officers patrol shift. The Town of Scituate has one of the largest numbers of female officers on the South Shore. Congratulations to them and we're really proud of them.

The absolute auction event is May 17th at 11 am at the Scituate Harbor Community Building.

3. Approval of Meeting Minutes

Move to accept the minutes for the Select Board meeting held on April 4, 2023 and April 10, 2023. Motion by Ms. Canfield second by Mr. Goodrich Unanimous Vote (5-0)

4. Adjournment and Signing of Documents

Motion to adjourn the meeting at 8:59 pm. by Ms. Curran second by Ms. Canfield Unanimous Vote (5-0)

Respectfully Submitted,

Lorraine Devin, Recorder

List of Documents for the April 25, 2023 Select Board Meeting

- Agenda
- Upcoming Meetings & Events
- Water Main Replacement Contract
- Change of §15 Package Store Wine & Malt Liquor License Hours for New Harbor Corp. dba Driftway General Store to extend hours to 10 p.m. Monday thru Sunday
- Outdoor Entertainment Permits
 - Harbor United Methodist Church June 2nd, July 7th, September 1st & October 6th, 6-8 p.m. for musicians with live music, Robert Amweg
 - Private Event @ 89 Edward Foster Road, Saturday, June 17th 5-11 p.m. for singer with guitar and speakers for amplified music, William McKelvey
 - Untold Brewing, 6 Old Country Way, Saturday, May 6th 1-5 p.m. for an amplified live band, Matt Elder, Owner
 - Cardigan Nursing Home, 59 Country Way, Saturday, May 6th 10 a.m. – 2 p.m. Live Band, Linda Hilton, Administrator
- Special Event Knights of Columbus Carnival @ Cole Parkway, with setup July 17th and carnival July 18th thru July 22nd.
- John P. Connors Memorial Project
- One Day Licenses
 - One Day Wine & Malt to Simply Good Catering @ Scituate Maritime Center on May 13th 10 a.m. – 2 p.m. for a private event
 - One Day Wine & Malt to Superior Servers @ Scituate Maritime Center on Friday, June 2nd from 4 – 9 p.m. for a private event
- Renewal of Drain Layers Licenses
 - Riccio Excavation Co.
 - McEachern Contracting, Inc.
- Annual Hawker Peddler & Davis Parking Lot License Renewals
 - Burt's Ice Cream
 - Zack's Ice Cream
 - The Dinghy
 - Nona's Homemade, Inc.
 - Davis Realty Trust Parking Lot License for the 2023 Season Monday – Sunday 9 a.m. – 3 p.m.
- Correspondence
 - Coastal Heritage Peggotty Beach Cleanup
 - Lawson Park/Connors Memorial Resident Letters
 - News Article All Female Police Shift @ SPD
 - Pier 44 Park Letters of Support
 - SANDS/SCC Official Letter joining together as one non-profit
 - 18 parcel Town of Scituate Auction Brochure JJ Manning
- Meeting Minutes for Select Board meetings held on April 4, 2023 and April 10, 2023

Select Board Meeting Minutes for April 25, 2023

SELECT BOARD

Anthony V. Vegnani, Chair

Andrew W. Goodrich, Vice Chair

Maura C. Curran, Clerk

Karen B. Canfield

Karen E. Connolly