

**MEETING OF THE SELECT BOARD  
TUESDAY September 12, 2023 6:30 p.m.  
SELECT BOARD HEARING ROOM – TOWN HALL**

In attendance Maura Curran, Chair, Andrew Goodrich, Vice Chair, Susan Harrison, 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 6:33 p.m. to accept the agenda for September 12, 2023 second by Mr. Goodrich Unanimous Vote (5-0)**

Ms. Curran 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**-No walk ins at this meeting.

**REPORT OF THE TOWN ADMINISTRATOR**

1. Water update. Reservoir is  $\pm .25''$  last update was at  $+2.5''$ .

Rainfall over the last 7 days was  $.48''$  measured at the Plant.

Demand for the last week was at 1.395 mgd up slightly from last week of 1.365 mgd.

The Town is currently under our annual water conservation measures. These started 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. This is a ban imposed by the state based on water usage in the aquifer region that Scituate belongs to. Go to the water department web page for information on when your precinct may use irrigation systems.

2. The Water Resource Commission is hosting its annual Public Information Session via Zoom on September 19th @ 6:30 PM. This event will give a brief overview of our water system, review some major challenges, present conservation options, answer frequent online questions and provide an open Q&A session for participants. We will have Town representation available to help answer questions. The Zoom link for this session is available on the Town site. We encourage anyone interested in our water system to attend this meeting.
3. Lighthouse renovations: Demolition/Existing Conditions –The forms have been installed for the first concrete pour at the light house. That took place this morning. The first pour will be the walls of the concrete dome that will be inside the outside layer of brick. This will require at least seven (7) days to cure. The second pour will be the dome portion itself, with the final pour being the platform that the actual lantern room sits on. Again, there is a minimum of seven (7) days between pours.

Lantern Room – The lantern room structural frame fabrication is complete. The steel has been returned to the contractor after being galvanized and is in process of being put back together.

Schedule – The schedule has been impacted by the discovery of the unforeseen conditions of the internal/core masonry. We are attempting to move forward as efficiently as possible with the additional demolition and investigations and as soon as the team has a better handle on the solution the overall schedule will be updated.

4. The Government Finance Officers Association (GFOA) has awarded Scituate the Certificate of Achievement in Financial Reporting for our annual comprehensive financial report for the fiscal year that ended June 30, 2022. The report has been judged by an impartial panel to meet the high standards of the program, which includes demonstrating a constructive “spirit of full disclosure” to clearly communicate its financial story and motivate potential users and user groups to read the report.

The Certificate of Achievement is the highest form of recognition in the area of governmental accounting and financial reporting and its attainment represents a significant accomplishment by a government and its management. This is the 9<sup>th</sup> year in a row that Scituate has been awarded this certificate. Big Congratulations to Finance Director Nancy Holt, Treasurer/Collector Pam Avitabile and Assessor Joe DeVito and their staffs on this award. If you would like to read the report and previous reports, go to the town web site, [scituatema.gov/accounting\\_finance](http://scituatema.gov/accounting_finance) and click “Financial Documents” and you will our Comprehensive Financial reports going back to FY14.

5. Eversource has informed the Town that they are putting off the gas line replacement on Ann Vinal Road. The Town has, therefore, informed the sidewalk contractor to remobilize and put the top coat on the sidewalk. We expect that to take place two weeks from now. The Highway department is also planning to resurface parts of Front Street in the month of October as we close out the paving season. This work has been put off until the end of the summer season in the Harbor to lessen impacts on the businesses in the Harbor. Also, the gas company has finished the gas work on Jericho Road and will be returning to make repairs and pave that section of Jericho.
6. National Grid will still be in Town doing tree work to clear primary lines. They will be in various locations around town so please be aware as you drive through town.
7. The contractor for the Route 3A water main work has completed installing erosion control along corridor. Actual construction on the pipes has begun. This is the beginning of the project to install a new raw water line from the OOB reservoir to the site of the new treatment plant at Steans Meadows. When the plant is completed, water from the pond will be pumped to the plant for treatment before entering the distribution system. The contractor will also be replacing the service main on 3A that serves the homes and neighborhoods adjacent to that portion of 3A.
8. The Planning Board will be holding a public hearing for site plan review and stormwater for the water treatment plant this Thursday, 9/14 at 6:30 pm in the Select Board hearing room. This will be the first major public hearing on the proposed design. The Town will also need to present to the Conservation Commission most likely in October.
9. Dana Farber Mammography Van: the Scituate Board of Health is pleased to once again host the Dana Farber Mammography Van tomorrow, September 12<sup>th</sup> from 7:30 AM – 3:00 PM at St. Luke’s Episcopal Church across from Town Hall. If you are a woman age 40 or older and would like to schedule an appointment, please contact the Mammography Van office at 617-632-1974.

10. The Town has added a link to the Town web site for information on the proposed Cushing and Hatherly MSBA project. Residents seeking information about the proposal for a new elementary school here in Scituate can go to [scituatema.gov](http://scituatema.gov) and you will see the red banner with the link. Click and it will take you the link for the school page with information about the project.
11. We are keeping a close eye on the projected track of Hurricane Lee, currently churning up the Atlantic south of Bermuda. The track right now is uncertain, but we do expect at the very least to have potentially dangerous surf and rip tide conditions at the end of the week and into the weekend. We do not see any astronomically high tides at the end of this week. The emergency management team will be meeting tomorrow to review the latest track and potential impacts. We will bring you updates as the storm track becomes more certain. Keep an eye on the Town web site and subscribe to our web blasts to stay up to date. Again, don't wait for a storm to get ready. Go to [scituatema.gov](http://scituatema.gov) and click on the "Emergency Preparedness" icon on the home page and you will get all kinds of information on how to prepare for various emergency situations, including hurricanes. Don't wait to get ready! I know no one wants to hear it, but both the Old Farmer's Almanac and the Farmer's Almanac have predicted snowy then normal winter for the Northeast this year
12. We have a request from the Scituate Food Pantry for donations. The Scituate Food Pantry is deeply indebted and extremely grateful for the generosity of its donors. The Pantry's numbers have been increasing each and every week. The Pantry is asking, if you are able, to please consider picking up one or more of the following "Most Needed Items" when you do your own grocery shopping.

The following is a list of the "Pantry's Most Needed Items":

Clam Chowder	All canned fish (except tuna)
Canned Ham	Sloppy Joe
Baked Beans	White Beans
Mac & Cheese	De-Caf Coffee
Rice Pilaf	Cold Healthy Cereal

Donations can be dropped off at the Pantry during Client Hours on Tuesday Mornings 10:00 -12:15 and Thursday afternoons from 3:00 - 5:15. Donations can also be left in the two white covered wooden containers outside the Pantry as well as at the Library, the Village Market and Shaw's.

Ms. Curran asked who would be paving Route 3A and Mr. Cafferty said the Town will be paving the road due to the watermain project. Ms. Connolly asked when the work will begin on Cornet Stetson Road and Mr. Cafferty said he believes that was also postponed along with Ann Vinal Road.

#### **SCHEDULED ITEMS:**

~~Mullaney's Fundraiser, 8 Allen Place on 9/21/23 from 6:30 — 9:30 PM, Elle Jarvis, H Cole~~ ***Relocating event  
remove from the agenda***

- ~~1. Outdoor Entertainment Permit for a live acoustic duo with amplification~~
- ~~2. One Day Malt License for Stellwagen Beer Company~~

#### **INTERVIEWS Board and Committee Positions**

- John Kroeger, Recreation Commission  
Mr. Kroeger is interested in serving on the Recreation Commission. He is interested in the kids in town doing healthy activities. He served on some sports boards over the years including the Cranberry Baseball League with 75% Scituate kids. He has some ideas he'd like to work on with the

Recreation Commission. He wants to support young boys into turning into good men. He volunteers currently in baseball and wants to give back to the kids. He is working on a proposal called Heritage Games, low tide beach races, Beach cruiser race on Front Street. Money raised would go back to the Town. Also, corn hole, basketball, etc. Mr. Goodrich said he is interested in field usage and utilization. The Cranberry owed the Town of Scituate a lot of money and he was able to solve the problem and payment was issued to the Town. He said Kevin Devin does a really good job and is really fair with all the different sports teams giving everyone equal time. Utilization of the existing fields is important. Raising funds to rehab the existing fields we have. The new athletic facility behind the high school is fantastic. He works from home and is a sales person. Ms. Connolly asked where the trash is coming from. He said it is coming from negligence. Ms. Connolly said we are trying to have people take their own trash home. Mr. Kroeger said he has the kids pick up the trash around the fields. He is hoping by example will have a positive effect. Single use plastic is an issue. Community service through the schools is beneficial to have the kids clean up the trash. Ms. Canfield asked if Mr. Kroeger has attended any recreation commission meetings. Mr. Kroeger said he has not attended any meetings. Mr. Kroeger said he is able to balance the different hats.

- ~~Scott Paine, Recreation Commission~~ withdrew application

- Tracy Johnston, Recreation Commission

Ms. Johnston is interested in serving on the Recreation Commission. Ms. Johnston is a co-founder of the Scituate CORSE Foundation formed in 2006 and retired last year. They worked to provide supplemental programming for children with Special Needs. Kids with special needs want to be treated like all the other children. CORSE rose awareness for integration and acceptance. A whole generation of special education educators are now going into the schools to teach children with special needs. The Scituate Public Schools and the Recreation Department were the anchors for the CORSE program. Scituate Recreation ran up to ten programs per year. The funding was provided by CORSE. Ms. Johnston worked side by side with recreation with Jennifer Vitelli, Maura Glancy and Nick Lombardo. It was a huge success and she would be proud to serve on the Commission now. You need people that are thinking of the community and not just the specifics sports teams. She views herself as a community representative as a voice for the entire community and build around that. She also thinks that you need a different perspective as well. When Ms. Johnston retired from CORSE she missed so much serving the community. The Recreation Department has such a special place in her heart. Her daughter was a counselor at recreation and her son is on the spectrum and he worked as a volunteer also. They both got so much out of it. He is now an assistant Director for morning adventure program. Ms. Johnston owes a lot to the Town especially recreation for all the opportunities provided. Ms. Harrison appreciates the diverse approach Ms. Johnston discussed.

- Kerry Son, Diversity Equity & Inclusion Committee

Kerry Son is interested in serving on the DEI committee. And has been here since 2017. She is a nurse practitioner and works with underserved populations. She is passionate about DEI initiatives. She is passionate and wants to be part of having equity in the community. Her children are half Asian and she wants to be proactive to make things equitable. The Town has so much to offer and she would like to be involved. She just recently learned about the committee and recently learned

what the committee does and spoke with Tom Secaur. She sees partnering with other organizations in Town would be great. Her children attend Erdman School currently and are young. She liked hearing from Tom Secaur that the DEI committee interacts with the Scituate Public Schools DEI committee.

**Joint Appointment with Planning Board for Patrick Niebauer as Alternate Member, Karen Joseph, Town Planner & Patricia Lambert, Chair**

Ms. Lambert introduced the topic to the Board. Benjamin S. Bornstein did not seek re-election at the Annual Town elections in the spring of 2023. Mr. MacLean was elected to fill the vacant seat on the Planning Board. Mr. MacLean resigned leaving the Alternate Member seat vacant. The Board interviewed four applicants. Patrick Niebauer has expressed his interest in being appointed to fill the unexpired seat on the Planning Board. The Planning Board has selected Patrick Niebauer as the alternate member which requires a joint appointment by both the Planning Board and Select Board. Mr. Niebauer is currently in between positions and there is no conflict. Mr. Goodrich has experience with Mr. Niebauer in the community and gave high praise to his ability.

**Move to approve the appointment of Patrick Niebauer to the Alternate Member vacancy until the 2024 Annual Town Election. Motion by Ms. Connolly second by Mr. Goodrich Unanimous Vote (5-0)**

**Roll Call Vote of the Select Board**

**Ms. Curran - yes**

**Mr. Goodrich – yes**

**Ms. Harrison – yes**

**Ms. Canfield – yes**

**Ms. Connolly – yes**

**Roll Call Vote of the Planning Board**

**Ms. Lambert – yes**

**Ms. Lewis – yes via ZOOM remote participation**

**Ms. Burbine – yes**

**Mr. Pritchard – yes**

**Mr. MacLean – yes via ZOOM remote participation**

**Conservation Special Town Meeting Article 6 for a \$35,000 transfer to the Conservation Fund for maintenance of conservation lands, Amy Walkey, Conservation Agent & Frank Snow, Chair, Conservation Commission**

The Conservation Commission is asking the Select Board to support Article 6 at the Special Town Meeting.

**ARTICLE 6. Maintenance, Improvement & Protection of Open Spaces**

To see if the Town will vote to raise and appropriate, transfer from available funds or otherwise provide the sum of **\$35,000.00**, to the Conservation Fund, to be expended under the direction of the Conservation Commission, for the purpose of maintaining, improving, protecting, or otherwise conserving and properly utilizing open spaces, pursuant to M.G.L. Chapter 40, Section 8C, or take any other action relative thereto.

Ms. Connolly asked about Bates Lane and the status. She asked if we would be able to take care of the issues here on Bates Lane. Ms. Connolly said we need to step up and make sure the maintenance is done and we are on top of it. CPC cannot pay for maintenance. Mr. Snow said he will work with the property owners for Bates Lane. DPW has been helpful with materials and assistance when they can. Ms. Connolly said there is not enough money in the budget to maintain the properties. Mr. Snow said Driftway Park needs some grading, Crosby and Border Street need to be mowed. There are a lot of trees down that need to be taken care of. There are a lot of volunteers who help out. Ms. Curran suggested that a list and schedule be prepared of what needs to be done for maintenance so the Town knows the cost and can allocate funds. Mr. Snow would like to amend the language to include the Town Forest also. Ms. Holt said that she can amend the language for the vote tonight to include this if needed. Ms. Canfield said a written document is important to identify a maintenance schedule for Conservation properties.

**DPW Contracts, Kevin Cafferty, DPW Director & Wil Branton, Sewer Superintendent**

1. Award of DPW Contract for Street Light Maintenance, Bell Traffic Signal Maintenance Co., Inc at \$119/hour for 1 year with two optional one-year extensions,

This contract was competitively bid for the maintenance of street lights for a term up to three years. The funding source is the Highway Operational budget. The total expenses were \$119,000 from FY21-FY23.

**Move award a contract to Bell Traffic Signal Maintenance Co., Inc. at the Unit Price of \$119/Hour for Street Light Maintenance. Motion by Mr. Goodrich second by Ms. Canfield Unanimous Vote (5-0)**

2. Award of DPW Sewer Division Contract Energy Conservation, Inc.; Dewatering Building Boiler Replacement; \$92,117.65

**Move to award a contract to Energy Conservation for Dewatering Plant Boiler Replacement in the amount of \$92,117.65 Motion by Ms. Canfield second by Ms. Connolly Unanimous Vote (5-0)**

**Capital Planning Committee Article 11 recommendations for October 16, 2023 Special Town Meeting on Capital Plan & 7M Seawall Petition Article, Chris Carchia, Chair, Capital Planning Committee**

Mr. Carchia attended the meeting tonight as Chair of the Capital Planning Committee. Three requests were reviewed for water main replacements.

**ARTICLE 11. Capital Improvement Plan**

To see if the Town will vote to raise and appropriate, borrow, or transfer from available funds in the Treasury, the following sums of money totaling **\$4,064,993.00**, for the purpose of funding the following capital project costs; or take any other action relative thereto:

	<b>Project</b>	<b>Department</b>	<b>Amount</b>	<b>Funding Source</b>
<b>A</b>	HS Locker Room Phase 2	School	\$262,382	Free Cash
<b>B</b>	Public Safety Complex- Video Security System- End of Life Replacement	Information Technology/ Public Safety	\$302,611	Free Cash; Unused Articles
<b>C</b>	Replace Water Mains	Water	\$3,500,000	Water Enterprise Borrowing & Retained Earnings

The Capital Plan Committee supported Article 11.

The Capital Plan Committee did not support the Citizen Petition for the \$7M to fix the seawalls as they needed more detail. They plan to revisit this before Town Meeting.

**Lawson Park/Lawson Common Process & Rules and Decision on placement of memorial tree donation,**  
Mary Porter & Gigi Mirarchi, Scituate Historical Society Trustees & Sytske Humphrey, Beautification Commission

Doug Smith from the Historic Commission was also in attendance at the meeting.

Ms. Porter said a letter was sent regarding planting a tree on town Common. She is asking to put in place a formal process for memorials in public spaces.

Sytske Humphrey, Chair, Beautification Commission is well aware of the Olmstead properties and mission. The Beautification Commission Chair read the following statement:

The Beautification Commission prides itself on being responsive to concerns and requests from our town administration and from our Scituate residents. We receive a range of concerns each year, from broken benches to excessive weeds and everything in between. We also receive requests to create new or expand existing adopt-a-lots. When Kathy McCormick was the chair, a request was made to the Beautification Commission to redesign the elephant garden and the tip of Lawson Common where the canons are. A landscape specialist helped design these two areas and they continue to maintain the elephant garden.

In May 2022, the Beautification Commission was happy to accept the request, made by Scituate High School's 25<sup>th</sup> reunion board, to fund the planting of a dwarf tree in remembrance of the many young people this class lost. The Commission had already started the process of receiving permission to plant a dwarf tree on Lawson common, which could also be lit during the darkest winter month. The donation to plant a White Spruce Dwarf tree on Lawson Common and placement of a memorial plaque was accepted by the Scituate Select Board on July 26, 2022.

The Commission has been saddened by the request to remove the White Spruce Dwarf tree and the effect this removal has had on many of the members of the 25<sup>th</sup> reunion class, as well as the parents of the young people in whose remembrance the tree was planted. The tree was purchased as a dwarf spruce and in its current location it continues to grow and behave as a dwarf tree. We have found an appropriate replacement: a North Star White Dwarf Tree.

The elephant garden is maintained by the Beautification Commission as requested by the Historic Commission and Historic Society.

The tree was removed and planted in Conservation Park. The Beautification Commission is caring for the tree and it is doing well. The Beautification Commission is willing to plant another tree as directed by the Select Board.

Caroline Moody, 50 James Way, Representative Class of 2001 former Treasurer, is here who went through the process to plant a tree on the Town Common. The Memorial Tree was memorializing seven lost classmates. For eight months the tree was a touching memorial to their departed classmates. In August the tree and plaque were abruptly removed with no consultation with the donors. Once something takes a role as a memorial it carries a profound meaning to many people. There needs to be systems in place before someone moves a memorial. Ms. Curran said this is the first the Board is hearing this. Procedures need to be in place to prevent this from happening again. Ms. Moody continued to read her statement. Caroline Moody stated that she is here this evening as a representative of the Scituate High School graduating class of 2001, where she served as the former treasurer. Because of Covid, our class recently celebrated our 20th reunion last summer, and we undertook a significant effort to commemorate this milestone by collecting numerous raffle items from local business owners in Scituate to raise money for a memorial tree for the class members we have lost.

Our class members were informed about this initiative through both the event itself and various social media platforms. We were deeply committed to raising funds for this memorial tree, meticulously selecting the type of tree, coming to offer our donation to the beautification committee during a meeting, and ultimately having the tree planted at the common. For eight months, this tree stood as a touching memorial, a symbol of remembrance for our departed classmates.

However, it came to our attention over the summer that this memorial tree was abruptly removed along with their plaque and was placed in another part of town without any prior discussion or consultation with them, the donors who made this memorial tree possible. Ms. Moody emphasized the significance of memorial items, whether they are trees, benches, or stones. Once something takes on the role of a memorial, it carries a profound meaning and should never be taken away.

Our memorial tree, from the moment it was planted, became a beacon of light for our community. It received frequent, if not daily visits, from family and friends of our departed classmates. Numerous individuals reached out to me, expressing how moving it was to drive by during the common and see this beautiful tree illuminated, serving as a reminder that even in the darkest times, there is always light. We deliberately chose an evergreen tree for its symbolism, representing the enduring memory of our classmates, remaining green throughout the year.

Although the removal of the tree has already occurred, she hopes that this incident serves as a lesson in the importance of transparent processes and the respectful treatment of memorials in the future. While she understands that there was no malicious intent behind this action, it has undeniably caused heartache within our community.

Ms. Moody's sincere hope is that we can work together to resolve this issue and have this beautiful tribute to the Scituate High School Class of 2001 reinstated in our community soon. Ms. Moody thanked the Board for their time and consideration.

Ms. Curran sees the decision-making body as the Select Board with input from the Beautification Commission and Historic Commission. Input would also be welcome from the Historic Society which is an independent



group. Ms. Canfield said it is important to come up with the policies and procedures for memorials. The Board agrees that this work needs to be done. The donation of the memorial tree was accepted by the Board. Ms. Connolly said the grounds around Town Hall and the High School are controlled by the Select Board. Doug Smith said the Board needs to create a gift acceptance policy and he is willing to have the Historic Commission draft a document for the Select Board to consider.

Kathleen Field, 99 Central Park Drive son's Chris was one of the deceased classmates. He was proud of being sober and his 90-day chip was planted with the tree. Ms. Field is extremely upset the tree was moved without anyone knowing.

Ms. Humphrey said the Beautification Commission was pressured to remove the tree as soon as possible. Doug Smith will add this to the next Historic Commission agenda regarding the tree placement and inform Ms. Moody when the meeting will be held.

**Declaration of Surplus Recreation Boat and DPW equipment**, Nancy Holt, Town Accountant/Finance Director

**Move to declare the additional items for boat and DPW equipment, as listed, as surplus to auction to the public. Motion by Ms. Canfield second by Mr. Goodrich Unanimous Vote (5-0)**

**Award of Various Municipal & School Contracts**, Nancy Holt, Town Accountant/Finance Director

Ms. Harrison asked what we are doing for Scituate small businesses. Ms. Holt said a bid deposit was not provided and other items were missing from the bid. She said it is complicated to apply for municipal contracts.

1. On-call Plumbing Services Patrick J. Kennedy & Sons, Inc. for Municipal & School Buildings at Unit Prices for 1 year with two optional one -year extensions

**Move to award a contract for Patrick J. Kennedy & Sons, Inc. at Unit Prices for On-Call Plumbing Services for municipal and school buildings. Motion by Mr. Goodrich second by Ms. Harrison Unanimous Vote (5-0)**

2. On-call Electrical Services Gone Green Electric Co. Inc. for Municipal & School Buildings at Unit Prices for 1 year with two optional one- year extensions

**Move to award a contract to Hi-Voltage Associates, Inc. at Unit Prices for On-Call electrical Services for municipal and school buildings. Motion by Mr. Goodrich second by Ms. Canfield Unanimous Vote (5-0)**

3. On-call Electrical Services Hi-Voltage Associates, Inc. for Water Pump Stations & Treatment Plant at Unit Prices for 1 year with two optional one- year extensions

**Move to award a contract to Hi-Voltage Associates, Inc. at Unit Prices for On-Call Electrical Services for Water Pump Stations and Water Treatment Plant. Motion by Ms. Connolly second by Mr. Goodrich Unanimous Vote (5-0)**

- ~~4. On-call Cement & Concrete Repairs at Unit Prices for 1 year with two optional one -year extensions~~  
withdrawn by Nancy Holt

**Special Town Meeting Articles October 16, 2023**, Jim Boudreau, Town Administrator

The Select Board reviewed each of the 16 articles for Fall Special Town Meeting. An amendment was made to Article 8 to change Other Post-Employment Benefits Trust from \$500,000 to \$250,000 and change wording in

reason to 50% rather than 100% of unfunded OPEB liability. The Select Board asked if the union was in support of Article 14 and Mr. Boudreau said yes, the union is in favor. The Board discussed Article 15 and the majority said they are in support of repairing the seawalls but not with this motion. The Board discussed Article 16 and Ms. Connolly said there is a State of MA leash law, Mr. Goodrich said the Hingham model for leash law may be something good to review and Ms. Harris said the Conservation Commission would like to discuss designated trails and areas to allow dogs off leash in the future and post. The Board is not in support of the Article 16 citizen petition as written. The Board agreed Ms. Holt could add unpaid bills to the warrant as necessary.

**Move that the Select Board vote warrant Articles 1-7 and 10-14 as written and amend Article 8 for the Special Town Meeting. Motion by Ms. Curran second by Ms. Canfield Unanimous Vote (5-0)**

**Move to support Article 15 Petition – Seawall Funding by Mr. Goodrich no second, motion fails**

**Move to not support Article 15 Petition – Seawall Funding by Ms. Canfield second by Ms. Connolly motion passes (4-1) Mr. Goodrich not in favor**

**Move to not support Article 16 Petition – Discretion in Law Enforcement by Ms. Canfield second by Ms. Harris Unanimous Vote (5-0)**

**Consent Agenda for October 16, 2023 Special Town Meeting, Jim Boudreau, Town Administrator**  
**Move to include the following articles in the consent agenda for the October 16, 2023 special town meeting unless removed from warrant as unnecessary prior to posting:**

**1 – Unpaid Prior Year Bills,  
2 – Compensation of Elected Officials,  
3 – FY24 Budget Reconciliations,  
4 – Establishment of Special Purpose Stabilization Funds,  
6 – Maintenance, Improvement & Protection of Open Spaces,  
7 – Grant Matches,  
8 – Transfers to Reserves,  
9 – Retirement of Debt,  
10 – Rescission of Borrowing Authorizations and  
13 – Amend Street Acceptance for Cavanagh Road.  
Motion by Ms. Canfield second by Ms. Connolly Unanimous Vote (5-0)**

**Assign Special Town Meeting Warrant Articles**  
Ms. Curran asked to move this to the next meeting September 26<sup>th</sup>.

#### **NEW BUSINESS:**

1. One Day Wine & Malt Licenses
  - a. Lavishly Dunn at SMC on 9/16/23 from 6:30 PM -10:00 PM
  - b. Superior Services at SMC 9/22/23 from 7 PM – 10:30 PM

**Move to approve a One-Day Wine & Malt License to Superior Servers for a private event at the Scituate Maritime Center on September 22, 2023 from 7:00 PM to 10:30 PM. Motion by Mr. Goodrich second by Ms. Connolly Unanimous Vote (5-0)**

**Move to approve a One-Day Wine & Malt License to Lavishly Dunn for a private event at the Scituate Maritime Center on September 16, 2023 from 6:30 PM-10:00 PM. Motion by Mr. Goodrich second by Ms. Connolly Unanimous Vote (5-0)**

2. New Drain Layer License, Dans Co Inc. dba The Caniff Co.

**Move to approve a new Drainlayers License for Dans Co Inc dba The Canniff Co. Motion by Ms. Connolly second by Ms. Canfield Unanimous Vote (5-0)**

3. Municipal Employee Disclosure, Widows Walk Seasonal Employment

**Move that the Select Board, as required by Massachusetts G. L. c. 268 A, have reviewed the disclosure form from the following municipal employee who seeks to provide personal services to Widows Walk Golf Course. The exemption under section §20 (b) is approved for Cam Reardon, COA Kitchen Assistant / Seasonal Widows Walk Employee. Motion by Ms. Canfield second by Ms. Connolly Unanimous Vote (5-0)**

4. ASSIGN Liaison to new Bicycle Committee

The Select Board agreed Karen Canfield will be the liaison to the Bicycle Committee.

5. Board & Committee Appointments

- a. Recreation Commission
- b. Diversity Equity Inclusion Committee
- c. Coastal Advisory Commission

**Move to appoint Tracy Johnston to the Recreation Commission for a term of three years or until a successor is named. Motion by Ms. Canfield second by Ms. Connolly Unanimous Vote (5-0)**

**Move to appoint Kerry Son to the Diversity, Equity & Inclusion Committee for a term of two years or until a successor is named. Motion by Ms. Curran second by Ms. Connolly Unanimous Vote (5-0)**

**Move to re-appoint Steven Tripp to the Coastal Advisory Commission for a term of one year or until a successor is named. Motion by Ms. Canfield second by Mr. Goodrich Unanimous Vote (5-0)**

#### **OTHER BUSINESS:**

1. Liaison Reports

Ms. Canfield said EDC has hit the ground running and looking at ways to support the businesses.

Ms. Harrison said there was a great beach cleanup at Museum Beach and thanked everyone who helped out. There was a lot of clothing left on the beach.

2. Correspondence

Cedar Point letter for cooperative approach

Grant

Boat club sent letter in favor of seawall replacement

Baera Peninsula delegation from Ireland coming and dinner at Tinkers Son on 9/24.

South Shore Support Services Launch

#### **EXECUTIVE SESSION:**

To discuss strategy with respect to contract negotiations with non-union personnel-Town Administrator and the Board will reconvene in open session.

The Chair declares that the Select Board move into executive session pursuant to purpose 2 of the Open Meeting Law to discuss strategy with respect to contract negotiations with non-union personnel-Town Administrator and the Board will reconvene in open session.

**Move that the Select Board go into executive session at 9:45 p.m. pursuant to purpose 2 of the Open Meeting Law to discuss strategy with respect to contract negotiations with non-union personnel-Town Administrator and the Board will reconvene in open session.**

**Motion by Ms. Connolly second by Ms. Harrison Unanimous Vote (5-0)**

**Roll Call Vote:**

**Ms. Curran - yes**

**Mr. Goodrich – yes**

**Ms. Harrison – yes**

**Ms. Canfield – yes**

**Ms. Connolly – yes**

Motion to end the executive session and reconvene in open session:

**Move that the Select Board reconvene in open session at 9:50 p.m. Motion by Ms. Connolly second by Mr. Goodrich Unanimous Vote (5-0)**

**Roll Call Vote:**

**Ms. Curran - yes**

**Mr. Goodrich – yes**

**Ms. Harrison – yes**

**Ms. Canfield – yes**

**Ms. Connolly – yes**

**OTHER BUSINESS continued:**

Town Administrator Contract Amendment

**Motion to amend section A, B and D as follows: 2.5% COLA effective July 1 2023 and 2024. Adding the option to cash in one-week vacation annually each year. No roll over allowed. The addition of Juneteenth as a holiday. Motion by Ms. Connolly second by Ms. Canfield Unanimous Vote (5-0)**

3. Approval of Meeting Minutes

- **Move to accept the minutes for the Select Board meeting held on August 22, 2023. Motion by Ms. Canfield second by Mr. Goodrich Unanimous Vote (5-0)**
- **Move to accept and not release Executive Session Minutes for August 22, 2023 since the matters discussed are still pending at this time. Motion by Ms. Canfield second by Mr. Goodrich Unanimous Vote (5-0)**

Adjournment and signing of documents

**Motion to adjourn the meeting at 10:00 p.m. by Ms. Canfield second by Mr. Goodrich Unanimous Vote (5-0)**

Respectfully Submitted,

## List of Documents for the September 12, 2023 Select Board Meeting

### Agenda

#### Upcoming Meetings & Events

~~Mullaney's Fundraiser, 8 Allen Place on 9/21/23 from 6:30 – 9:30 PM, Elle Jarvis, H Cole~~ *Relocating event remove from the agenda*

~~3. Outdoor Entertainment Permit for a live acoustic duo with amplification~~

~~4. One Day Malt License for Stellwagen Beer Company~~

#### INTERVIEWS Board and Committee Positions

- John Kroeger, Recreation Commission
- ~~Scott Paine, Recreation Commission~~
- Tracy Johnston, Recreation Commission
- Kerry Son, Diversity Equity & Inclusion Committee

Joint Appointment with Planning Board for Patrick Niebauer as Alternate Member

Conservation Special Town Meeting Article 6 for a \$35,000 transfer to the Conservation Fund for maintenance of conservation lands

#### DPW Contracts

1. Award of DPW Contract for Street Light Maintenance, Bell Traffic Signal Maintenance Co., Inc at \$119/hour for 1 year with two optional one-year extensions,
2. Award of DPW Sewer Division Contract Energy Conservation, Inc.; Dewatering Building Boiler Replacement; \$92,117.65

Capital Planning Committee Article 11 recommendations for October 16, 2023 Special Town Meeting on Capital Plan & 7M Seawall Petition Article

Lawson Park/Lawson Common Process & Rules and Decision on placement of memorial tree donation

- Timeline from Beautification Commission
- Letter from Historic Commission
- Statement in Minutes from Donor

Declaration of Surplus Recreation boat and DPW equipment

#### Award of Various Municipal & School Contracts

1. On-call Plumbing Services Patrick J. Kennedy & Sons, Inc. for Municipal & School Buildings at Unit Prices for 1 year with two optional one -year extensions
2. On-call Electrical Services Gone Green Electric Co. Inc. for Municipal & School Buildings at Unit Prices for 1 year with two optional one- year extensions
3. On-call Electrical Services Hi-Voltage Associates, Inc. for Water Pump Stations & Treatment Plant at Unit Prices for 1 year with two optional one- year extensions
4. ~~On-call Cement & Concrete Repairs at Unit Prices for 1 year with two optional one -year extensions~~

Special Town Meeting Articles October 16, 2023, Jim Boudreau, Town Administrator

Consent Agenda for October 16, 2023 Special Town Meeting

#### One Day Wine & Malt Licenses

- Lavishly Dunn at SMC on 9/16/23 from 6:30 PM -10:00 PM
- Superior Services at SMC 9/22/23 from 7 PM – 10:30 PM

New Drain Layer License, Dans Co Inc. dba The Caniff Co.

Municipal Employee Disclosure, Widows Walk Seasonal Employment

Liaison to new Bicycle Committee

#### Board & Committee Appointments

- d. Recreation Commission
- e. Bylaw Committee
- f. Coastal Advisory Commission

#### Correspondence

- South Shore Support Services Launch Elder Concierge Program

Approval of August 22, 2023 Select Board Meeting Minutes and August 22, 2023 Executive Session Minutes

## Select Board Meeting Minutes for September 12, 2023

### SELECT BOARD

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Maura C. Curran , Chair

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Andrew W. Goodrich, Vice Chair

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Susan J. Harrison, Clerk

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Karen B. Canfield

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Karen E. Connolly