

**MEETING MINUTES
BOARD OF SELECTMEN
November 15, 2016**

Present: Martin J. O'Toole, Chairman, Anthony V. Vegnani, Maura Curran
Patricia Vinchesi, Town Administrator

Not in attendance: John Danehey
Not Present at start of meeting: Shawn Harris

The Meeting was called to order at 7:08 p.m.

Acceptance of Agenda

Ms. Curran made a motion to accept the agenda for November 15, 2016 Second by Mr. Vegnani, all in favor. Unanimous vote (3-0).

WALK INS

7:05 REPORT OF THE TOWN ADMINISTRATOR

Reviewed letter to introduce Coastal Zone Management letter and report that will be published on the Town of Scituate website. Nancy Durfee prepared an executive summary to accompany the report.

On Friday there was a wonderful Veterans luncheon attended by Chairman O'Toole. Mr. O'Toole said it was a full house and a special tribute was done for Veteran Mrs. Gillis who turned 100 years old this summer. Jim Cantwell attended and the flag ceremony was held outside.

The Water Drought Task force met today and an extensive report will be provided tomorrow. The reservoir is 40.7 % full. We are still below average. The reservoir was as 71% this time last year. Conservation efforts are still very important and our bans are still in place for now. The Town was recognized by the MWRA and Scituate was recognized as a model community for reporting and conservation. The Drought Task Force includes; Kevin Cafferty, Al Bangert, Jennifer Keefe, Chief John Murphy, Deputy Chief Al Elliott and the Town Administrator thanks them for all their excellent work. Tim Kelley provides a very detailed weekly forecast to the committee that is very helpful and much appreciated. Mr. Kelley is an extension of the task force and the Town Administrator would like to thank him.

Sister City County of Cork, Ireland will be in Scituate on Thursday, December 8, 2016 and the Mayor and County Executive would like to meet with us in the afternoon. The details are being worked out.

The film of the Easter Rising was held in Scituate and a lot of people were in attendance.

The public facilities update: The Library is 66% completed and the Public Safety Complex is 70% completed, projects are ongoing. The Scituate Adaptive Building Reuse Committee (SABRC) report was given and the board approved two appraisals to be done for the Council on Aging and the Gates School. The appraisals came in for the Council on Aging at \$285K and the Gates School at \$2.845M which includes the buildings only. There are 16 acres of land at Gates. These appraisals were very close to the estimates given by the SABRC. The Selectmen asked if the building could be retrofitted for housing and this is being looked into. Additional feasibility studies for the Council on Aging sites are in progress. RFP's were issued for the feasibility study. We are looking at land behind library, Gates property, Purple Dinosaur site and Kent Street property. This is in progress now.

We have almost full compliance with board and committee members taking the ethics test. Lorraine Devin and Kathy Curran have been working hard on this to get people to complete the ethics test.

Shawn Harris arrived at 7:20 p.m.

Question 4 on the ballot is causing a lot of questions regarding the legalization of marijuana and how it affects Scituate. To use marijuana and grow on your own goes into effect on December 15, 2016. The legal aspect is being reviewed by Chief Stewart and will be reviewed at a later date. The public sale of marijuana is scheduled to begin in January, 2018. This will be on a future Selectmen's agenda. Ms. Vinchesi reviewed the law with the Selectmen regarding what people can possess and exchange. We have already provided zoning for the locations where retail sales will be allowed in the Town of Scituate in the commercial zoning district on the Driftway. The Town can have a ballot referendum question to prohibit the sale of marijuana in the community which can be discussed at a future Selectmen meeting. One retail outlet would be allowed in the community. Private and Public employers are dealing with this issue. Massachusetts Chief Stewart said the Police Chiefs will be coming out with some guidelines for police departments. We should expect something over the next couple of months. Same rules apply for personnel as smoking and alcohol consumption on the job.

Mr. Harris asked about people who work with the CDL licenses and are driving our equipment. This is difficult to enforce. Ms. Vinchesi said there are conflicts between Federal and State laws. There are many issues to be settled.

Ms. Vinchesi provided the Selectmen a list of items pending that is being worked on.

A discussion and vote will be on the December 6th Selectmen meeting agenda to withdraw from Mayflower. The Public Employee Committee (PEC) is meeting with us to discuss the impact to employees.

Mr. Vegnani asked about the route for GATRA and he asked when that would be happening. Ms. Vinchesi said she will check into this.

Mr. Vegnani asked about the schedule for the wind turbine and asked when this is in effect. Ms. Vinchesi said this is already in place and will start again in May.

SCHEDULED ITEMS:

Class II License Application Shell Station, David Phelan, Owner

David Phelan Sr. was in attendance with David Phelan, Jr. at the meeting. Mr. Phelan is asking for a Class II license to sell up to 6 used cars. Ms. Curran asked if they have a current insurance policy since the one they provided expires this month in November. Mr. Phelan said he would provide an updated insurance policy. The board reviewed a picture the owner had of the gas station layout and where the cars would be parked.

Move to approve a Class II used car license for up to 4 used cars to Scituate Shell at 141 Front Street. Motion by Ms. Curran Second by Mr. Harris Unanimous Vote (4-0)

DPW, Kevin Cafferty, DPW Superintendent

1. Tilden Trail Land Purchase 196 Tilden Road, Sean McCarthy, Engineer
This will complete the Tilden Trail project. There is money in the CPC approved project to purchase this property.

Move that the Board of Selectmen purchase 1,126 square feet of land along Tilden Road for the construction of Tilden Trail from the Massachusetts Electric Company (National Grid) for the sum of One Thousand Five Hundred dollars (\$1,500.00). Motion by Ms. Curran Second by Mr. Harris Unanimous Vote (4-0)

2. Sewer Master Plan - Next Phase

Mr. Cafferty provided the board with an update on the sewer plant. Mr. Rick Mosca, acting superintendent, was also in attendance. Mr. Harris asked how the phases were determined. Mr. Cafferty said this was part of the Scituate master plan and that is how the phases were determined. We cannot exceed 80% of our permit up to 1.28. One of the areas is the Cedar Point area where we have a very high inflow. The pipes were put in the 70's. During a storm event we get very high inflows. We could

improve this area with a pressurized system. Mr. Vegnani asked Mr. Cafferty to get a cost associated with the treatment of this water so we can make a decision going forward. We are currently treating 1.252 rolling average so far this year. 1.6 is the total volume permitted for the sewer plant. The Sewer Commissioners can decide whether to use the current phases or determine a new order of phases. It will cost an estimated \$2.5M to replace the old pipes in Cedar Point to reduce the inflow. Mr. Vegnani would like some return on investment information for Cedar Point. Mr. O'Toole asked if we could move to the North Scituate phase now. Mr. Cafferty said it would require a meeting with DEP to see if we can change the plan. Next action steps are to get some costs and numbers and talk to the DEP about a change of phases. Mr. Cafferty said we have the copper issue pending. Our old permit had us at 20 parts per billion and the new permit wants us to reduce it to 4 parts per billion. The concern is the copper content could be dangerous to aquatic life for shrimp and others. Four parts per billion is less than our drinking water is currently. We are currently at 13 parts per billion. Mr. Mosca is looking for ways to meet the requirement. The majority of copper is coming from the drinking water.

3. Street Opening Permits (DPW Letter)

A letter went out to all contractors from the DPW about the closing of street openings.

4. Parking Changes in Cole Parkway

In July 2014 the MAPC began the project to analyze the parking in Scituate Harbor. The plan was approved in May 2016 at a Board of Selectmen meeting. Mr. Cafferty went out and met with businesses in Cole Parkway and Front Street to review and discuss the changes. Striping is typically done every year since it fades out. We are adding some handicap parking and loading zone spots. Additional parking spaces will also be added. Implementation will start on Monday, November 21, 2016. If rain impacts striping it will be postponed one day. Ms. Vinchesi said it was identified that we could not do any enforcement.

Phyllis Karlsburg, 21 Hughes Road said we came off of five high tides and again today we have tides that create seawater in the back of Cole Parkway. Ms. Karlsburg asked if the Selectmen are asking people to drive through the salt water with these changes and if the Town will be paying for damage to automobiles. The floats at Cole Parkway Marina are still in the water and usually those are stacked in Cole Parkway where this traffic is being re-routed. Ms. Karlsburg does not see how the parking, traffic flow and docks will work.

Mr. Vegnani said this was a study that was done to improve the parking in Cole Parkway. Mr. O'Toole said it is happening today that people go around the area that is flooded and would continue to do the same. Cars still have the ability to stay away from the flooded area. Common sense tells you not to drive through the water. The DPW will monitor the flooding and put saw horses out as they do today. Mr. Vegnani asked about the Elm Street and Country Way Island. Mr. Cafferty said there will be additional striping and signage installed there. Mr. Vegnani asked Mr. Cafferty to look at putting in a cross walk across each street rather than that resting spot. Mr. Cafferty said he will look into it.

8:00 Widows Walk Golf Course, Nancy Holt, Town Accountant/Finance Director

1. Widows Walk Revenue

The drought had far reaching impact and negatively impacted the revenue stream from Widows Walk. We do have retained earnings of \$70,000 if needed. There is a winter spending freeze for the Widow's Walk budget. The final payment of Widows Walk has been paid.

2. Widows Walk Maintenance Contract

The IGM contract needs to be renewed. The Town Administrator recommends staying with IGM.

Move to extend contract #01-01-14G with International Golf Maintenance for the professional golf course maintenance of Widow's Walk Golf Course for calendar year 2017 for an amount not to exceed \$497,022. Motion by Mr. Harris Second by Ms. Curran Unanimous Vote (4-0)

OLD BUSINESS:

1. One Day Liquor License Selectmen Policy, Lorraine Devin, Executive Assistant, Board of Selectmen
2. Date for Annual Town Meeting
April 26, 2017 will be the date for the Annual Town Meeting and the backup date will be April 27, 2017.

Move that the Board of Selectmen set the Annual Town Meeting date for Wednesday, April 26, 2017. Motion by Ms. Curran Second by Mr. Vegnani Unanimous Vote (4-0)

Ms. Kathy Curran, Town Clerk is concerned about the election date. Ms. Vinchesi said the date of Town Meeting does not change the election date. It can remain on May 20, 2017.

NEW BUSINESS:

One Day Wine & Malt Licenses

Move to approve a one day wine and malt for Silent Chef for a birthday party at the Scituate Maritime Center on 11/19/16, 6- 10pm. Motion by Ms. Curran Second by Mr. Harris Unanimous Vote (4-0)

Move to approve a one day wine and malt for Hospitable Hostess for a fundraiser at the Scituate Maritime Center on 12/3/16, 6 - 10pm. Motion by Ms. Curran Second by Mr. Harris Unanimous Vote (4-0)

Move to approve a one day wine and malt for The Silent Chef for a baby shower at the Scituate Maritime Center on 12/11/16, 12- 4pm. Motion by Ms. Curran Second by Mr. Harris Unanimous Vote (4-0)

Budget Timeline

The budget timeline was prepared and the schedule given to the Board of Selectmen. Operating budgets are due December 2, 2016.

Move that the Board of Selectmen adopt the FY17 Budget Timeline. Motion by Mr. Vegnani Second by Ms. Curran Unanimous Vote (5-0)

Remote Access Participation

The State passed a law that remote access is permissible for boards and committees. Ms. Curran asked that this be added to the agenda and should be considered. This will be tabled to the next Selectmen meeting.

OTHER BUSINESS:

Correspondence

XFINITY letter was read by Ms. Curran regarding change of channels. The information is posted on the XFINITY website.

Approval of Meeting Minutes

Move that the Board of Selectmen approve the meeting minutes for the November 1, 2016 meeting. Motion by Mr. Harris Second by Mr. Vegnani Unanimous Vote (4-0)

Adjournment and Signing of Documents

There being no other business, a motion was made to adjourn the meeting at 9:10 p.m. Motion by Mr. Vegnani second by Harris Unanimous Vote (4-0).

Respectfully Submitted,

Lorraine Devin
Executive Assistant

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