

MINUTES – SELECT BOARD MEETING

Monday July 11, 2022

Select Board Hearing Room, Town Hall

Participants: Stephen R. Darcy, Chair; James J. Kilcoyne; Lynne E. Fidler; Michael A. Maresco, Town Administrator

Mr. Darcy moved, seconded by Mr. Kilcoyne, to open the meeting at 6:30 p.m. The vote was unanimous. Stephen Darcy announced that the meeting is being recorded by Marshfield Community Media.

Town Administrator Report – Michael Maresco provided the Board with his brief as follows:

- Weekly meeting with PMA on Police and DPW projects
- FY22 Budget Close Out meeting with Anne Bastille and Lisa Clark
- Meeting with Bill Grafton on funding request for stenographer and airport consultant
- Meeting with Heidi Conway on renewing her service on the ZBA
- Meeting with Kerry Richardson on Chandler Pond issue and South River including the removal of the dam at Pudding Hill
- Met with Matt Parent for update on PV project approvals. Nexgrid notified us of projects that can move forward
- Plymouth County check presentation in Select Board chamber for the remainder of Cares Act funding - \$962,562. 98
- Meeting with Sandra Hayes regarding Brant Rock seawall issues
- Meeting with Dave Carriere on 35 Winslow Street tree issue
- Met with Greg Guimond regarding Housing Production Plan
- PMA meeting regarding air conditioning issues at new police station
- Meeting regarding 9/11 Flag Ceremony at Boys and Girls Club
- Weekly update from Fred Russell on ongoing projects
- Meeting with Planning Department, Woods Hole Group and Joe Rossi regarding coastal resiliency plan
- Met with Anne Bastille and Lisa Clark for final review of FY22 close-outs
- Final walk through for Levitate Festival at Marshfield Fairgrounds
- Meeting with Scout Troop 424 at the Boys & Girls Club
- Worked with Craig Jameson regarding free family concert on the Town Green
- Met with Dr. Irons on protocol for vaccinating children ages 5 and up
- Worked with Molly Fund on free family movie nights on the Town Green on July 15 and August 12

Michael Maresco gave an update on the Vaccination Clinic and said that the Town Hall clinic is open on Tuesdays and Thursdays and 1352 vaccines have been given to date. Vaccination of 5-12 year olds will begin later this month.

Pelican's SnoBalls – Application for Annual Common Victualler License – Jean Francois (Gino) Jean Louis gave some details on his plans for this new business which will sell shaved New Orleans style ice. After a brief discussion, Stephen Darcy moved, seconded by James Kilcoyne, to approve a common victualler license for J. Harmony Invest Group LLC dba Pelican's SnoBalls to be located at 17 Dyke Road pending Board of Health inspection and sign off from the Building Department. The vote was unanimous.

Appointment of Animal Inspector – Lt. Sullivan appeared before the Board and gave some details on this role. Lt. Sullivan said that there are over 100 barn inspections conducted each year. Lt. Sullivan said that Courtney Ellis is currently serving as Animal Inspector and requested that he be appointed as an additional inspector for the Town. Stephen Darcy moved, seconded by James Kilcoyne, to appoint Lt. William Sullivan as Animal Inspector for the Town of Marshfield. The vote was unanimous.

Friends of Marshfield Animal Shelter Donations – Stephen Darcy moved, seconded by James Kilcoyne, to accept donations to the Marshfield Animal Shelter in the amount of \$250 from Ruth and David Brown, \$600 from Stack Sports, and \$2,000 from the Massachusetts Animal Coalition. The vote was unanimous.

Temporary Entertainment License – Stephen Darcy moved, seconded by James Kilcoyne, to grant a temporary entertainment license to the Friends of the Marshfield Animal Shelter

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for two events at the Rexhame Beach parking lot on Saturday July 16, 2022 and Saturday August 13, 2022 from 6:00 p.m. until 8:00 p.m. (rain dates Friday July 15, 2022 and Saturday, August 27, 2022). The vote was unanimous.

Temporary Entertainment License – Stephen Darcy moved, seconded by James Kilcoyne, to grant a temporary entertainment license to Stephen Halko-Sheehan for the Annual Marshfield Community Rib Cook-off at the Marshfield Fairgrounds on September 10, 2022 from 12:00 p.m. until 6:00 p.m. The vote was unanimous.

Request for Permission to Use Town Hall Lawn and Town Green – Michael Maresco gave some details on this event. Stephen Darcy moved, seconded by James Kilcoyne, to approve the request from the Recreation Department to hold a free Family Summer Concert on the Town Green on Sunday July 17, 2022 from 5:00 p.m. until 7:00 p.m. The vote was unanimous.

Application for Change of Manager – Marshfield VFW – Stephen Darcy read into the record the letter notifying the VFW of this hearing. Karen Eilertson appeared before the Board and gave some details on her background and experience. VFW Commander Larry Sweeney appeared before the Board in support of Ms. Eilertson and said that he highly recommends her for this position. Stephen Darcy moved, seconded by James Kilcoyne, to approve the application for Change of Manager at the Marshfield VFW under the provisions of MGL Ch. 138 from Douglas Brown to Karen Eilertson. The vote was unanimous.

Request for Permission to Use Town Hall Lawn and Town Green – Michael Maresco gave some details on this event. Stephen Darcy moved, seconded by James Kilcoyne, to approve the request from the Molly Fund to hold movie nights on the Town Green on July 15, 2022 and August 12, 2022 from 7:30 p.m. until 11:00 p.m. The vote was unanimous.

Bottle/Can Drop Off at Town Hall Parking Lot – Michael Maresco gave some details on this request from Boy Scout Troop 424 to place a shed for bottle/can collection in the Town Hall parking lot. Stephen Darcy moved, seconded by James Kilcoyne, to approve the request to place a bottle/can collection site in the Town Hall parking lot to be maintained by Scout Troop 424. The vote was unanimous.

Green Harbor Beach Public Safety Petition – Stephen Darcy moved, seconded by James Kilcoyne, to open the public hearing at 6:55 p.m. The vote was unanimous. Mr. Darcy said that the Marshfield Police Department has been working to mitigate public safety issues in this area. Chief Tavares appeared before the Board and gave a brief overview of the issues and concerns in this area of Town and the steps being taken to remediate them. Stephen Darcy mentioned that the Board received an email about the dangerous intersection at Calypso Lane and Careswell Street. Chief Tavares said that he is not aware of any issues on Calypso Lane but said that he will look into it. James Kilcoyne reiterated some points from Chief Tavares' report and noted that there were 5 calls for service in the Green Harbor Beach area and 26 self-initiated uniformed patrols between June 1 and June 24, 2022. Lynne Fidler said that she appreciates everyone being here for this meeting and asked about resident placards on certain streets. Chief Tavares said that the three streets that people seem to be concerned about are Marginal Street, Beach Street and Bay Avenue and there is currently no parking on either side of Beach Street and Bay Avenue, parking is allowed on the east side of Marginal Street. Chief Tavares noted that many residents in this area have small driveways and use street parking for friends and family. Chief Tavares said for this reason, the Police give some leeway with ticketing in that area, but if a vehicle is presenting a hazard it will be ticketed or towed. Chief Tavares gave some details on how the placard system works and noted that if you want to do resident only parking it would require a Town Meeting vote. Stephen Darcy asked if the electronic speed signs work to deter speeding. Chief Tavares said that he is not sure if they really work, and noted that he feels that radar, which is routinely used in that and other areas of Town, is more effective. Stephen Darcy opened the hearing for public comment. Laurie Sweeney, 119 Marginal Street, said that the petition is not meant to be a reflection on anyone not doing their job, it was meant to make the Town aware of the neighbor's fear of

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a child getting hit by a car, a drunk teen drowning, or someone stepping on a needle at the beach. Ms. Sweeney said that residents and visitors have the right to peaceful enjoyment of their homes and the beach and the Police need to be more proactive beginning in mid-May to set the tone. Ms. Sweeney reviewed some of their recommended solutions and said that they appreciate the additional police presence in the area. Michael Maresco said that the Marshfield Police Department will do whatever it takes to maintain order. Laurie Sweeney asked about the possibility of having a Sheriff or paid security officer posted in that area during the summer months to check coolers as people enter the beach. Chief Tavares said that they cannot inspect personal property without probable cause. James Kilcoyne asked about the possibility of hiring seasonal police officers to patrol the beaches. Chief Tavares said that due to new police reform laws they cannot employ any part time police officers. Fred Sweeney, 119 Marginal Street, suggested speed bumps and said that a lot of signs are damaged or missing. Michael Maresco said that requests for new signs would go through the Safety Officer and Marshfield Police, but replacement or repair of existing signs would be done by the DPW. Kerry Bagnall, 80 Marginal Street, thanked Laurie Sweeney for her time in putting this petition together and thanked the Marshfield Police Department for being so responsive. Ms. Bagnall said that there are many issues listed on the petition and spoke against going to resident only parking. Ms. Bagnall noted that the problems are during a very short period of time and said that she does not want a knee jerk reaction to make things worse for the neighborhood. Ms. Bagnall spoke in support of Green Harbor Lobster Pound and said the neighborhood is lucky to have a successful small business. Ms. Bagnall said that the beach itself is a disgrace and an eyesore with trash and needles on the beach. Ms. Bagnall asked the Select Board what their position is with regard to keeping the beaches clean and said that she would like to see more energy and resources go into maintaining the beaches. Tom Herman, 80 Marginal Street, said that there has been increased police presence on the beach and that has definitely improved things, deterring kids who want to party from coming to this beach. Meg Good, 208 Bay Avenue, agreed with Chief Tavares that the first few weeks of summer are always rough but it has improved. Ms Good said that most of the kids down there are good kids, and it has quieted down as the summer progresses. Ms. Good said that she felt that she was misled when she signed the petition and noted that the Police are doing a great job, but trash on the beach is definitely an issue. Stephen Darcy said that the Select Board will reach out to the Board of Public works and colleagues in other beach towns to get their recommendations on beach maintenance. James Kilcoyne said that there is a fine line between enough trash barrels and too many barrels and added that everyone wants a clean beach. Chief Tavares said that the three barrels at the entrance to Green Harbor beach looked full when he drove by this evening and noted that it is the job of the DPW to remove the trash. Chief Tavares also said that there have been issues with people putting residential trash in these barrels. Chief Tavares said that he lives in the area and is in favor of doing anything we can to improve the beaches. Donald Triner, 172 Bay Avenue, said that he moved here in 1967 and appreciates the response to the petition, but said that it does not reflect what is happening at the beach. Mr. Triner said that there are problems from mid-May to late June every year, which should be prevented rather than reacted to. Lisa Webber, 48 Marginal Street, said that it may be a short period of time when there are problems, but if a child gets hurt or killed it is too long. Janet Dwyer, 65 Ice House Lane, said that her parents live in Green Harbor and it was horrible at the beginning of this year. Ms. Dwyer asked for more police presence, especially at the beginning of the beach season. Stephen Darcy said that he will reach out to the Board of Public Works, Conservation Commission and Police Department to consolidate feedback and ideas to be discussed again at a future meeting. Chief Tavares encouraged the public to call him if there are any issues and noted that they have been proactive all along, not just reactive. James Kilcoyne thanked everyone for coming in and ensured them that the Board takes their concerns seriously. Stephen Darcy moved, seconded by James Kilcoyne, to ask Chief Tavares to review the information presented this evening with his department and submit recommendations on what is feasible; furthermore the Select Board will reach out to the DPW and Conservation Commission regarding trash, speed bumps, road signs and dunes, and request their recommendations. The information from all departments will be presented at a future Select Board meeting. The vote was unanimous. Stephen Darcy moved, seconded by James Kilcoyne, to close the public hearing at 7:40 p.m.

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Marshfield Community Media Update – Jonathan Grabowski appeared before the Board to give his annual recap of what is happening with Marshfield Community Media (formerly MCTV). Mr. Grabowski gave a PowerPoint presentation detailing the change in name and branding, a recap of FY22 activities and achievements and plans for the future. James Kilcoyne said that he would be interested in getting more information on the MA H.130 Streaming Bill. Mr. Grabowski said that he would send that information to the Select Board. Lynne Fidler said that she appreciates the work that MCM does for the Town. Stephen Darcy thanked Jonathan Grabowski and MCM for the great partner they have become in sharing the important information from Town government with residents through PEG access.

Year End Transfers – Anne Bastille gave some details on this request for transfers to close out the year and noted that the Board needs to vote the line items but does not need to vote on the amounts which are not finalized yet. Stephen Darcy moved, seconded by James Kilcoyne, to approve the end of year transfers as presented to close out the books for FY2022. The vote was unanimous.

Authorization for BANs and Bonds – Lynne Fidler read the motion into the record as follows: I, the Clerk of the Selectboard of the Town of Marshfield, Massachusetts (the “Town”), certify that at a meeting of the board held July 11, 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: that the sale of the \$6,345,000 General Obligation Municipal Purpose Loan of 2022 Bonds of the Town dated July 21, 2022 (the “Bonds”), to Fidelity Capital Markets, a division of National Financial Services LLC at the price of \$7,040,281.35 and accrued interest, if any, is hereby approved and confirmed. The Bonds shall be payable on July 15 of the years and in the principal amounts and bear interest at the respective rates, as follows:

<u>Year</u>	<u>Amount</u>	<u>Interest Rate</u>	<u>Year</u>	<u>Amount</u>	<u>Interest Rate</u>
2023	\$345,000	5.00%	2033	\$190,000	5.00%
2024	490,000	5.00	2034	195,000	5.00
2025	525,000	5.00	2035	205,000	5.00
2026	555,000	5.00	2036	210,000	4.00
2027	485,000	5.00	2037	185,000	4.00
2028	390,000	5.00	2038	185,000	4.00
2029	405,000	5.00	2039	195,000	4.00
2030	415,000	5.00	2040	200,000	4.00
2031	445,000	5.00	2041	210,000	4.00
2032	300,000	5.00	2042	215,000	4.00

Further Voted: that in connection with the marketing and sale of the Bonds, the preparation and distribution of a Notice of Sale and Preliminary Official Statement dated June 29, 2022, and a final Official Statement dated July 7, 2022 (the “Official Statement”), 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 Bonds shall be subject to redemption, at the option of the Town, upon such terms and conditions as are set forth in the Official Statement.

Further Voted: that the Town Treasurer and the Selectboard be, and hereby are, authorized to execute and deliver a continuing 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 Bonds for the benefit of the holders of the Bonds 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 Bonds and to comply with relevant securities laws.

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Further Voted: that any certificates or documents relating to the Bonds (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 Selectboard, 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 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 Bonds were taken in executive session, all in accordance with G.L. c.30A, §§18-25, as amended.

Stephen Darcy seconded the motion as read. The vote was unanimous.

Annual Reappointments – Stephen Darcy read through the list of people requesting reappointment as follows:

Heidi Conway – Board of Appeals

Cindi Lee McTiernan – Marshfield Housing Partnership

Keith Rice – Recreation Trails Committee

Stephen Darcy moved, seconded by James Kilcoyne, to reappoint these individuals for 3 year terms expiring on June 30, 2025. The vote was unanimous.

Temporary Common Victualler Licenses for Marshfield Fair – Stephen Darcy read through the list of applicants for common victualler licenses for the Marshfield Fair as follows:

Peter Karalekas, Boston Cannoli Company

Margaret Oakes, Bruno’s Fried Dough

Mr. Darcy moved, seconded by Mr. Kilcoyne, to approve these licenses and any additional common victualler licenses for the Marshfield Fair contingent on receipt of all necessary paperwork, fees and approval by the Board of Health. The vote was unanimous.

Commercial Parking Permits for the Marshfield Fair – Stephen Darcy moved, seconded by James Kilcoyne, to approve a parking permit for Marshfield Friends of Music to park cars on the Grace Ryder field during the Marshfield Fair, August 19-28, 2022. The vote was unanimous. Stephen Darcy moved, seconded by James Kilcoyne, to approve a parking permit for MHS Athletic Boosters to park cars at the South River School during the Marshfield Fair, August 19-28, 2022. The vote was unanimous

ARPA Funding Authorizations – Michael Maresco gave some details on this request. James Kilcoyne asked about the FEMA grant. Michael Maresco said that it is a 90-10 split with FEMA and ARPA funding can be put toward the Town’s 10%. Stephen Darcy moved, seconded by James Kilcoyne, to authorize the Town Administrator to spend ARPA funds on the public health emergency related to COVID-19 Testing to address the safety and wellbeing of the community. It is further moved that the Town Administrator may use ARPA Funds to match any FEMA grant currently ongoing in the Town, and he is to instruct the Town Accountant to issue a Purchase order to encumber and identify the appropriate amount in coordination with our ARPA Coordinator. The vote was unanimous.

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Request for Temporary Extension of Licensed Premise – Stellwagen Beer Co. – Michael Maresco gave some details on this request for permission to serve beer outside during an anniversary event at Stellwagen Beer Co., 100 Enterprise Drive. Stephen Darcy moved, seconded by James Kilcoyne, to approve an extension of the licensed premise for Stellwagen Beer Co. on Saturday July 16, 2022 and Sunday July 17, 2022 from 12:00 p.m. until 11:00 p.m. as requested. The vote was unanimous.

New Appointment to Zoning Board of Appeals – Stephen Darcy moved, seconded by James Kilcoyne, to appoint Grover Hensley, who is currently serving as an alternate member of the ZBA, as a full voting member to replace Christopher Belezos who recently resigned. The vote was unanimous.

Surplus Furniture and Equipment – Michael Maresco said that there is a variety of furniture and equipment from the Building Department, Board of Health and Police Department that needs to be declared as surplus. Stephen Darcy moved, seconded by James Kilcoyne, to declare the furniture and equipment as surplus to be sold, destroyed or given to a non-profit group as requested. The vote was unanimous.

9/11 Ceremony at Boys & Girls Club – Michael Maresco said that this is a joint venture between the Select Board and the Boys & Girls Club and gave some details on the ceremony. Stephen Darcy recognized Nikki Schiro for her work in bringing this event to Marshfield. Stephen Darcy moved, seconded by James Kilcoyne, to approve the event sponsorship between the Select Board and the Boys & Girls Club of Marshfield for the 9/11 Flag of Honor Across America Memorial on September 11, 2022 at the Boys & Girls Club. The vote was unanimous.

Mr. Darcy moved, seconded by Mr. Kilcoyne, to adjourn the meeting at 8:30 p.m. There was no executive session held. The vote was unanimous.

Respectfully submitted,

Catherine Burke

The following documents and exhibits were presented at the meeting: application and back up material for Change of Manager at Marshfield VFW; petition and backup information on public safety concerns at Green Harbor Beach; presentation on MCM report to Select Board; letters from Heidi Conway, Cindi Lee McTiernan and Keith Rice requesting reappointment; FY22 Budget transfer list and copy of operating budget; vote of Select Board for BANs and Bonds; letter from Chief Tavares requesting that Lt. Sullivan be appointed as Animal Inspector; application for entertainment license for Animal Shelter fundraisers at Rexhame Beach; application for entertainment license for Rib Cook-Off; email from Stephen Darcy regarding bottle/can drop off at Town Hall; Training Green Use Permit from Recreation Department; Training Green Use Permit from Molly Fund; list of applicants for Common Victualler licenses for Marshfield Fair; application for entertainment on Sundays from Fiesta Shows; commercial parking permit applications from Friends of Music and MHS Athletic Boosters; email regarding ARPA authorization; request for temporary extension of licensed premise and backup information from Mike Snowdale, Stellwagen Beer Co.; copy of legal notice regarding opening and closing of STM warrant; application for annual Common Victualler License for Pelican's SnoBalls; pictures of furniture and equipment to be declared surplus; information on 9/11 Ceremony at Boys & Girls Club..