

MINUTES – SELECTMEN’S MEETING

Monday, July 25, 2016

Selectmen’s Hearing Room

Present: Stephen G. Robbins, Chairman; Michael G. Bradley; James J. Fitzgerald; and Rocco J. Longo, Town Administrator

Steve Robbins opened the meeting at 7:00 p.m. and announced that the meeting is being recorded by MCTV.

Town Administrator Report – Rocco Longo provided the Board with his weekly brief:

- Rocco gave the Board some details on the Municipal Modernization Bill, which gives the Town right of first refusal on all tax exempt land. Mr. Longo said that there are two final legislative sessions scheduled for this weekend and he will update the Board as he receives more information.
- Met with Carol Hamilton and Terry Wening regarding GATRA drug testing program for bus drivers. Working on compliance with this as well as ADA requirements.
- Received a letter from FEMA stating that the Town has until November 4, 2016 to adopt the maps. FEMA invited Greg Guimond, Jerry O’Neill, Rod Procaccino and Rocco to a meeting to discuss community outreach.
- Interviewing candidates for the two Administrative Assistants in the Treasurer/Collector’s office this week, hope to have a recommendation for the Board by their next meeting.
- Currently reviewing applications for the Human Resource Director position, application deadline for Recreation Director position is August 12.

Jeff Dionne – Update on locations for “Altar Rock” filming – Jeff Dionne appeared before the Board and gave an update on plans to film parts of this movie in Marshfield. Mr. Dionne said that he has met with Rocco Longo, Chief Tavares, Chief Hocking and Tom Reynolds regarding logistics. They plan to spend one day filming at Rexhame Beach and one day filming at the Cedarview Filling Station. Mr. Longo added that arrangements have been made for parking trucks and trailers and traffic details. Mr. Robbins asked why they chose Marshfield. Mr. Dionne said that they were looking for a New England seaside town and Marshfield seemed like the perfect location. Mr. Bradley asked when the filming would take place. Mr. Dionne said that it would be the second or third week of August. After a brief discussion, Mike Bradley moved, seconded by Jim Fitzgerald, to grant permission to film at these locations as requested. The vote was unanimous.

South Shore Irish Festival – Temporary Entertainment License – Steve Robbins read through the application for a temporary entertainment license for this event scheduled to take place at the Marshfield Fairgrounds on September 10 and 11, 2016. After a brief discussion, Mike Bradley moved, seconded by Jim Fitzgerald, to grant this license as requested. The vote was unanimous.

South Shore Irish Festival – Common Victualler License – Steve Robbins read through the application from Dean’s Concessions for a Common Victualler License for the South Shore Irish Festival on September 10 and 11, 2016. Mike Bradley moved, seconded by Jim Fitzgerald, to grant this license. The vote was unanimous.

Reappointment to Capital Budget Committee – Jack Griffin – Steve Robbins read the note from Jack Griffin requesting reappointment to the Capital Budget Committee. Jim Fitzgerald said that he supports this reappointment. Mike Bradley moved, seconded by Jim Fitzgerald, to reappoint Jack Griffin to the Capital Budget Committee for a three year term expiring on June 30, 2019. The vote was unanimous.

Mike DiMeo – Harbormaster Report and Recognition – Mike DiMeo appeared before the Board along with Chief Tavares. Chief Tavares read into the record a letter of commendation that he issued to Officer DiMeo in June. The Board expressed their appreciation for all of the work that Officer DiMeo has done to improve the Town Pier and waterways in Marshfield. The Board presented Officer DiMeo with a certificate of recognition. Officer DiMeo spoke briefly and thanked the Board of Selectmen, Town Administrator and Chief Tavares for the support they have given him through the years. Officer DiMeo also thanked the Assistant Harbormasters for the work they do.

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Mooring/Dockage Fees for Commercial Barges – Officer DiMeo explained the reason for this request and outlined the proposed fee schedule. Steve Robbins asked where the revenue would go. Officer DiMeo said that it would go into the Waterways Account. Mike McNamara of the Waterways Committee said that the committee has not voted on this yet, but stated that he supports the fee schedule. After a brief discussion, Mike Bradley moved, seconded by Jim Fitzgerald, to approve this fee schedule as proposed. The vote was unanimous.

Harbormaster – Permission to Accept Donations – Officer DiMeo gave a brief report on shark sightings in the area and outlined a plan to install shark detection buoys at three locations. Working in cooperation with the Division of Marine Fisheries, the buoys would be placed at Burkes/Green Harbor Beach, Sunrise Beach, and Rexhame Beach. Officer DiMeo said that Roht Marine has offered to donate \$2500 which would cover the cost of one buoy, and North Atlantic Shark Tournament has offered to donate an additional \$1500 toward funding the other two buoys. The remainder of the cost would come out of the Harbormaster Operational Budget. After a brief discussion, Mike Bradley moved, seconded by Jim Fitzgerald, to accept these two donations. The vote was unanimous.

Rexhame Package Store – Liquor License Violation Hearing – Steve Robbins opened the hearing at 7:45 p.m. Mr. Robbins explained the process and read the notice regarding the hearing into the record. Mr. Robbins asked Mr. Tedeschi if he understood the process, Mr. Tedeschi said that he did. Attorney Galvin swore in all parties interested in speaking at this hearing. Mark Tedeschi, Manager of Rexhame Package Store, appeared before the Board. Chief Tavares gave the Board an overview of the alcohol sting that was conducted on June 16, 2016. Chief Tavares said that two 19 y.o. females were allowed to purchase alcohol at the Rexhame Package Store. Chief Tavares added that he spoke to Mr. Tedeschi after the incident and he is satisfied with the corrective action he has taken. Mr. Tedeschi said that the employee involved has resigned and that he has reinforced training with all other staff. Steve Robbins asked if TIPS training is done by the Marshfield Police. Mr. Tedeschi said that his staff does online TIPS training. Mr. Tedeschi said that he takes this very seriously and apologized for his employee’s lapse in judgement. At 7:55 p.m. Mike Bradley moved, seconded by Jim Fitzgerald, to close the public comment portion of this hearing. The vote was unanimous. After a brief discussion, Mike Bradley moved, seconded by Jim Fitzgerald, to find that there was a violation of MGL Ch. 138 and local pouring regulations. The vote was unanimous. Steve Robbins noted that there was a previous violation in 2007, but there have been no violations since that time. After further discussion Mike Bradley moved, seconded by Jim Fitzgerald, to issue a written warning to Rexhame Beach Package Store. The vote was unanimous.

Harbor Fire Bar & Grill – Liquor License Violation Hearing – Steve Robbins opened the hearing at 8:00 p.m. Mr. Robbins read the notice regarding the hearing into the record. Attorney Galvin swore in all parties interested in speaking at this hearing. Krystina Sheppard, Manager of Harbor Fire Bar & Grill, appeared before the Board. Mr. Robbins asked her if she understood the process as outlined at the previous hearing, Ms. Sheppard said that she did. Chief Tavares gave the Board an overview of the alcohol sting that was conducted by the Marshfield Police on June 7, 2016. Chief Tavares said that two 19 y.o. females were served alcoholic beverages at the Harbor Fire Bar and Grill. Chief Tavares added that he spoke with the owner after the incident and he is satisfied with the corrective action taken. Chief Tavares noted that the bartender and bar manager who were involved are no longer employed at the Harbor Fire and a new bar manager has been hired. Steve Robbins asked Ms. Sheppard how much time she has been spending at the restaurant. Ms. Sheppard said that she has not been able to spend as much time there as she had planned so she has hired Mike Powers to assist her. Steve Robbins asked if TIPS training is done by the Marshfield Police. Ms. Sheppard said it is done online. Mike Bradley asked the Chief if he is satisfied with the steps that have been taken. Chief Tavares said that time will tell, but he is hopeful that Mike Powers will be able to fix some of the problems. Ms. Sheppard said that she is very sorry that this happened. At 8:10 p.m. Mike Bradley moved, seconded by Jim Fitzgerald, to close the public comment portion of this hearing. The vote was unanimous. After a brief discussion, Mike Bradley moved, seconded by Jim Fitzgerald, to

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find that there was a violation of MGL Ch. 138 and local pouring regulations. The vote was unanimous. Steve Robbins noted that this is the first violation since Ms. Sheppard took over this business. Mr. Robbins said that there has been a lot of change in this business and he hopes that they will not be back for another hearing. Jim Fitzgerald said that this is a relatively new business that needs to earn the trust of the Board and reiterated that he hopes they do not have any further violations. After further discussion Mike Bradley moved, seconded by Jim Fitzgerald, to issue a written warning to Harbor Fire Bar & Grill. The vote was unanimous.

Police Department – Permission to Accept Donation – Steve Robbins read the letter from Chief Tavares requesting permission to accept a donation of \$5000.00 from the Copeland Foundation to fund the DARE program. Chief Tavares gave a brief overview of the program and the work that this grant funds. Mike Bradley moved, seconded by Jim Fitzgerald, to approve this request. The vote was unanimous.

Execution of Bonds and BANs – Rocco Longo gave the Board some details on this vote to execute the \$8,781,000 bond and \$5,000,000 Note. Mr. Fitzgerald moved, seconded by Mr. Bradley, the following vote of the Board of Selectmen:

I, the Clerk of the Board of Selectmen of the Town of Marshfield, Massachusetts (the “Town”), certify that at a meeting of the board held July 25, 2016, 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 an \$8,781,000 General Obligation Municipal Purpose Loan of 2016 Bonds of the Town dated July 29, 2016 (the “Bonds”) to J.P. Morgan Securities LLC at the price of \$9,802,295.94 and accrued interest 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>
2017	\$671,000	2.00%	2027	\$420,000	4.00%
2018	630,000	4.00	2028	415,000	3.00
2019	620,000	5.00	2029	415,000	3.00
2020	495,000	5.00	2030	395,000	3.00
2021	485,000	5.00	2031	385,000	2.00
2022	465,000	5.00	2032	375,000	2.125
2023	465,000	5.00	2033	345,000	2.25
2024	465,000	5.00	2034	345,000	2.375
2025	440,000	5.00	2035	255,000	2.50
2026	440,000	5.00	2036	255,000	2.50

Further Voted: to approve the sale of the \$5,000,000 1.50 percent General Obligation Bond Anticipation Note of the town dated July 29, 2016, and payable July 28, 2017 (the “Notes”) to Jefferies LLC at par and accrued interest plus a premium of \$37,700.

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 July 1, 2016, and a final Official Statement dated July 12, 2016 (the “Official Statement”), each in such form as may be approved by the Town Treasurer, be and hereby ratified, confirmed, approved and adopted.

Further Voted: that in connection with the marketing and sale of the Notes, the preparation and distribution of a Notice of Sale and Preliminary Official Statement dated July 1, 2016, and a final Official Statement dated July 12, 2016, 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 Board of Selectmen be, and hereby are, authorized to execute and deliver continuing and significant events disclosure undertakings in compliance with the SEC Rule 15c2-12 in such forms as may be approved by bond counsel to

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the Town, which undertakings shall be incorporated by reference in the Bonds and Notes, as applicable, for the benefit of the holders of the Bonds and Notes from time to time.

Further Voted: that we authorize and direct the Treasurer to establish post issuance federal tax compliance procedures in such form as the 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 Notes.

Further Voted: that each member of the Board of Selectmen, 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 or the Notes were taken in executive session, all in accordance with G.L. c.30A, §§18-25, as amended.

The vote was unanimous.

KKatie’s Burger Bar – Temporary Extension of Licensed Premise – Steve Robbins read the letter from Kate McSorley requesting an extension of her licensed premise to include the walkway between KKatie’s and SweetFrog on July 27, 2016 (rain date July 28, 2016) from 5:00 p.m. until 7:00 p.m. Mr. Robbins noted that Chief Tavares recommends approval of this request. Mike Bradley moved, seconded by Jim Fitzgerald, to approve this request. The vote was unanimous.

Friends of Peter Igo Park – Donation of Benches – Steve Robbins read the letter from Bud Duksta requesting permission to accept a donation of several wooden benches from Joe Weinman. The benches will be installed near the play area at the Peter Igo Park. Mike Bradley moved, seconded by Jim Fitzgerald, to approve this request. The vote was unanimous.

Block Party – Whitford Circle – Steve Robbins read the letter from Carole Tierney requesting permission to hold a block party on Whitford Circle on Saturday, August 20 (rain date August 21) beginning at 12:00 p.m. Mr. Robbins noted that Officer Feyler has recommended approval of this request with guidelines. Mr. Fitzgerald recused himself from this vote as he lives on Whitford Circle. Mr. Robbins moved, seconded by Mr. Bradley, to approve this request with the guidelines set forth by the Safety Officer. The vote was 2:0 with one recusal.

Block Party – West End of Samoset Street – Steve Robbins read the letter from Karen Lanoue requesting permission to hold a block party on the west end of Samoset Street on Saturday, July 30, 2016. Mr. Robbins noted that Officer Feyler has recommended approval of this request with guidelines. Mr. Bradley moved, seconded by Mr. Fitzgerald, to approve this request with the guidelines set forth by the Safety Officer. The vote was unanimous.

Quinn Perkson, Farm to Forks - Common Victualler License for Farmers Market – Steve Robbins read through the application from Quinn Perkson for a license to sell food at the summer Farmers Market. Mike Bradley moved, seconded by Jim Fitzgerald, to grant this license. The vote was unanimous.

Recreation Department – Permission to Accept Donation – Steve Robbins read the letter from Ned Bangs requesting permission to accept a donation of \$500 from Mr. David Smith in support of the summer community track program. Mike Bradley moved, seconded by Jim Fitzgerald, to accept this donation. The vote was unanimous.

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North River Arts Society – Temporary Liquor Licenses – Steve Robbins read through the applications submitted by Margaret Bruno for three upcoming events that the North River Arts Society is holding at the GAR Hall. Mike Bradley moved, seconded by Jim Fitzgerald, to grant a one day Wine and Malt License for the Outside the Box Art Show Preview on August 5, 2016 from 6:00-8:00 p.m. The vote was unanimous. Mike Bradley moved, seconded by Jim Fitzgerald, to grant a one day Wine and Malt License for the Outside the Box Art Show Opening Reception on August 6, 2016 from 7:00-10:00 p.m. The vote was unanimous. Mike Bradley moved, seconded by Jim Fitzgerald, to grant a one day All Alcohol License for the Outside the Box Art Show Closing Reception on September 2, 2016 from 6:00-8:00 p.m. The vote was unanimous.

Process for Submission of Annual and Special Town Meeting Warrant Articles / Budget Schedule – The Board continued their discussion from July 11, 2016 regarding development of a new policy for submission of warrant articles. Mike Bradley said that he would like to add a sixth item stating that all articles shall be submitted with a specific sum of money. Jim Fitzgerald said that he agreed that all articles should contain a specific dollar amount 30 days prior to publication to give the Board time to review the number and decide if the article should be included in the warrant. Steve Robbins said that this is a good plan in theory but with the Charter the way it is and the time constraints in place he feels it would be better to say that the articles will be accepted without a dollar amount if there is a compelling reason. Jim Fitzgerald said that printing the warrant without dollar amounts defeats the purpose of the warrant which is to “warn” the public about what will be voted at Town Meeting. After some discussion the Board added a sixth item to the policy stating “All articles shall be submitted with a specific sum of money at least 30 days prior to the publication of the warrant.” Mike Bradley moved, seconded by Jim Fitzgerald, to adopt this policy as amended. The vote was unanimous.

Indirect Costs – Steve Robbins took a moment to update the Board on Indirect Cost Methodology. Mr. Robbins noted that since this is not on the agenda it cannot be deliberated or discussed among the Board. Mr. Robbins asked that a discussion regarding Indirect Cost Methodology be added to all future agendas until further notice. Mr. Robbins said that six weeks ago he met with members of the Board of Public Works and they decided to meet again at 4:00 p.m. today to continue the discussion. At 2:00 p.m. today Mr. Robbins received an email from the Chairman of the Board of Public Works changing the outline of the meeting, which led to nothing really being accomplished. Mr. Robbins said that he was very frustrated but they did agree to meet again on August 8 at 5:00 p.m. Bob Shaughnessy, Shawn Patterson, Tom Reynolds, Dan Bowen, Steve Robbins, Rocco Longo and Matt Abrahamson will be in attendance. Steve said that he has set a deadline of December 1, 2016 to have the methodology completed with or without the input of the BPW.

Acceptance of Minutes – Mike Bradley moved, seconded by Jim Fitzgerald, to accept the minutes of July 11, 2016 as written. The vote was unanimous.

The meeting was adjourned at 9:10 p.m. There was no executive session held.

Respectfully submitted,

Catherine Burke

The following documents and exhibits were presented at the meeting: copy of liability insurance for Altar Rock Productions; commendation for Mike DiMeo; notices and police report regarding liquor license stings; information on dockage fees and shark detection buoys from Harbormaster; information on execution of bonds and BANs; applications for entertainment and common victualler for Irish Festival; letter from KKatie’s regarding temporary extension of premise and accompanying information; letter from Friends of Peter Igo Park regarding donation of benches; requests for block parties and guidelines from Safety Officer; application for common victualler license for farmers market; requests to accept donations from Recreation and Police Departments; temporary liquor license applications from North River Arts Society; draft policy on submission of warrant articles and budget calendar.