

## **MINUTES – SELECT BOARD MEETING**

**Monday, August 7, 2023**

**Select Board Chamber, Town Hall**

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

Mr. Kilcoyne moved, seconded by Ms. Fidler, to open the meeting at 6:30p.m. The vote was 3:0. Roll Call Vote called by Town Administrator: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye. Mr. Kilcoyne announced that the meeting is being recorded by Marshfield Community Media. Mr. Kilcoyne invited all in attendance to stand for the Pledge of Allegiance.

Chairman’s Comments – Mr. Kilcoyne provided some details regarding Town infrastructure having defined life, as well as details on current water main issues. Mr. Kilcoyne stated that he encourages the Board of Public Works to develop and submit a replacement plan for the aging water mains in order for the taxpayers to be made aware of any upcoming costs. Additionally, Mr. Kilcoyne gave some details regarding the 2021 Climate Bill and Stretch Codes.

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

- Participated in meeting with Building Commissioner, Andrew Stewart, and Cody Rohland on flood plain issues
- Participated in meeting and conference call with Human Resources Director, Danielle Kerrigan, and the Collins Center to discuss how they might be able to assist the Town with the search for Treasurer Collector and Town Accountant
- Field visit to Rockport Avenue with Town Counsel, Robert Galvin, to view walkway on Marsh and met with resident
- Meeting with Principal Assessor, Anne Marie Sinnott, and MIS Director, Todd Goodwin, to discuss Patriot software update and moving to the cloud
- Participated in the CRS/PPI meeting
- Participated in the Marshfield Fair meeting at the Emergency Operations Center
- Attended and participated in the Marshfield FACTS meeting regarding opioid awareness and National Opioid Overdose Memorial
- Call into WATD regarding Select Board meeting preview
- Meeting with Building Commissioner, HR Director, and Facilities Director regarding issue at 255 Furnace Street and other projects
- Participated in Massachusetts Municipal Association seminar on cannabis compliance by KP Law
- Meeting with Building Commissioner, HR Director, and resident regarding issues with property
- Meeting with Facilities Director, Fred Russell, to discuss status of ongoing projects with updates
- Finalized MOU with North River Commission on Harbormaster patrols on North River
- Set up meeting with Department Heads and Town Counsel to discuss finalizing the School Street signalization

Webster Street License Agreement – Robert Gagnon appeared before the Board to give some details regarding the purpose of the licensing agreement. Ms. Fidler stated that she is pleased to see improvements being made to that area and gave some background details regarding historical parking spaces and the parking spaces being requested. Mr. Maresco gave details on the parking spaces, the spaces Mr. Gagnon wants, how the spaces will be divided, and what is included in the license agreement. Ms. Fidler stated that the license agreement would be in conjunction with the site plan that was previously approved by the Planning Board. Ms. Fidler stated for the record that there was a scrivener's error regarding the number of parking spaces in the agreement on pages 1 and 2; ‘5’ was struck and changed to ‘6’. Mr. Kilcoyne stated that he thinks it is great to have residential areas downtown. After a brief discussion, Mr. Kilcoyne moved, seconded by Ms. Fidler, to approve the Licensing Agreement for both

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Town parking lots adjacent to 937 (Rear) Webster Street and the former Right of Way for Snow Road. The Select Board further requires some additional plantings along the Webster end of the Right of Way on Snow Road. The (6) spaces in the parking lot area should not be exclusive to 937 Rear Webster Street. The vote was 3:0. Roll Call Vote called by Town Administrator: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye.

Application for a Transfer from Pizzings Marshfield, Inc. to Marsh CFP Corp – Mr. Kilcoyne read the public hearing notice into the record. Attorney Thomas Truax and Omar Laroussi appeared before the Board. Attorney Truax gave some details on the transfer and pledge of collateral. Additionally, Attorney Truax gave some details on Mr. Laroussi's history and the current restaurants he owns. Attorney Truax stated that restaurant operations, layout, hours, and staff will remain the same. After a brief discussion, Mr. Kilcoyne moved, seconded by Ms. Fidler, to approve the transfer and pledge of collateral of an All Alcohol Restaurant License from Pizzings Marshfield, Inc. d/b/a The Marsh, John Kesaris, Manager to Marsh CFP Corp d/b/a The Marsh, Omar Laroussi, Manager, premises located at 1840 Ocean Street, Marshfield, MA. The vote was 3:0. Roll Call Vote called by Town Administrator: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye.

Treasurer Collector and Town Accountant Search Update – Mr. Maresco gave some details regarding the search process for Treasurer Collector and Town Accountant; stating the day to day Treasurer responsibilities are being carried out by the Interim Treasurer Collector, the Town Accountant will be leaving at the end of August, and all Town business is being conducted as usual, even with vacancies.

Dredging and Pier Improvements Update – Harbormaster Michael DiMeo appeared before the Board to give some details regarding dredging and pier improvements. Harbormaster DiMeo gave some details on the maintenance dredging Army Corp project slated for Fall 2023, stating that the project will remove 50,000 cubic yards, the bid package was advertised on July 25, 2023, and bids are due back by August 25, 2023. Additionally, the Harbormaster stated that the environmental window to complete the project is October 1, 2023 through December 31, 2023 and that the Town is responsible for removing all the commercial and recreation mooring before dredging commences. Harbormaster DiMeo gave some details regarding the \$900,000 approved at Town Meeting and the \$400,000 grant received from the State. Harbormaster DiMeo gave some details regarding the Green Harbor boat ramp replacement project, which is being funded by the State. Harbormaster DiMeo gave some details regarding the Green Harbor commercial pier improvement project, Damon's Point dock, and Ridge Road boat ramp. Harbormaster DiMeo reviewed some recent rescue efforts that were conducted for vessels in need. Harbormaster DiMeo presented on Green Harbor Feasibility Study Cap Section 107 Navigation Improvements: Conceptual Alternatives and Study Milestones, which covered conceptual alternatives under consideration for feasibility study and section 107 navigation improvement project synopsis.

Mr. Kilcoyne asked for clarification regarding details of revetment and layout, Harbormaster DiMeo gave details. Ms. Fidler asked for more details regarding cubic yards being removed, Town responsibilities, and removing the boat ramp. Harbormaster DiMeo gave some more details regarding the topics. Mr. Darcy asked for details on impacts to the local economy. Harbormaster DiMeo gave details on the fishing industry, commercial fishing industry, and money for dredging. The Board thanked Harbormaster DiMeo for his update and Mr. Kilcoyne invited Harbormaster DiMeo to the second Select Board meeting in September for a follow up. Harbormaster DiMeo introduced members of the Waterways Committee to the Board and those in attendance. Mr. Kilcoyne thanked the Waterways Committee and all Town boards and committees for their work.

North River Commission Intermunicipal Agreement – Mr. Kilcoyne gave some details on the agreement and the history behind it. Harbormaster DiMeo gave some details on the agreement. After a brief discussion, Mr. Kilcoyne moved, seconded by Ms. Fidler, to approve and sign the North River Commission Intermunicipal Agreement. The vote was 3:0. Roll Call Vote called by Town Administrator: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye.

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Treasurer Collector Search Committee – Mr. Maresco gave some details on the Town Accountant leaving at the end of August 2023 and the need to increase the scope of the Committee. Ms. Fidler asked if the Committee will meet separately regarding the individual vacancies. Mr. Maresco and Mr. Kilcoyne stated the future meetings will cover both vacancies. Mr. Kilcoyne moved, seconded by Ms. Fidler, to increase the scope of the Treasurer Collector Search Committee to include the search for a new Town Accountant. The vote was 3:0. Roll Call Vote called by Town Administrator: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye.

The Hiring of the Collins Center – After a brief discussion, Mr. Kilcoyne moved, seconded by Ms. Fidler, to approve the hiring of the Collins Center for the purpose of assisting the Search Committee in their search to attract and identify candidates for both the position of Treasurer/Collector and Town Accountant. The vote was 3:0. Roll Call Vote called by Town Administrator: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye.

Permission to Waive Building Permit Fee – Mr. Kilcoyne moved, seconded by Ms. Fidler, to waive the Building Permit Fee for the attic insulation and air sealing at 824 Moraine Street for the Marshfield Housing Authority, Dennis DeGrazia, Contractor. The vote was 3:0. Roll Call Vote called by Town Administrator: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye.

Mr. Kilcoyne moved, seconded by Ms. Fidler, to waive the Building Permit Fee for the electrical permit for the Jumbotron Screen at Marshfield High School, Mike Pieczek, Pieczek Electric. The vote was 3:0. Roll Call Vote called by Town Administrator: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye.

Mr. Kilcoyne moved, seconded by Ms. Fidler, to waive the Plumbing Permit Fee for the Dog Park, Sean Bogni of Coastal Plumbing. The vote was 3:0. Roll Call Vote called by Town Administrator: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye.

Temporary Entertainment License Application – Mr. Kilcoyne moved, seconded by Ms. Fidler, to approve a Public Entertainment on Sunday License for Fiesta Shows at the Marshfield Fair, for Sunday, August 20, 2023 and Sunday, August 27, 2023 beginning at 12:00pm. The vote was 3:0. Roll Call Vote called by Town Administrator: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye.

One Day Liquor License Application – Mr. Kilcoyne moved, seconded by Ms. Fidler, to approve a One Day Liquor License application for wine and malt beverages for Duxbury Food and Wine Festival on September 23, 2023 from 4:00pm to 9:00pm at the Winslow House, 634 Careswell Street, pending signoff from the MPD, MFD, and a copy of the Liquor Liability Insurance Certificate. The vote was 3:0. Roll Call Vote called by Town Administrator: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye.

Temporary Entertainment License Application – Mr. Kilcoyne moved, seconded by Ms. Fidler, to approve a Temporary/One Day Entertainment License for both indoor and outdoor for Donna Green, d/b/a Magical Moon Farm and Foundation, for a Halloween Adventure on October 28, 2023 from 3:00pm to 8:00pm with the following types of entertainment; dancing by patrons, live music, moving picture show, theatrical exhibition, play, and amplification system. Pending signoff from the MPD, MFD, BOH, and the Building Department. The vote was 3:0. Roll Call Vote called by Town Administrator: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye.

Peddler's License Application – Mr. Kilcoyne moved, seconded by Ms. Fidler, to approve a Peddler's License for Mullaney's Fish Market Corp for Lobsterfest, September 16, 2023 from 11:00am to 4:00pm, pending signoff by the MFD, Building Department, and the BOH. The vote was 3:0. Roll Call Vote called by Town Administrator: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye.

Request to Hold Paddle Board Lessons – Mr. Kilcoyne moved, seconded by Ms. Fidler, to approve the request of South Shore Paddle Company to teach paddle board and host paddle board yoga classes on the river off Rexhame for the following dates: August 8, 9, 13, 23-28, 2023. The Beach Administrator is asking the Select Board to approve a parking fee of \$5.00

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per day because the trailer takes up two spaces. The vote was 3:0. Roll Call Vote called by Town Administrator: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye.

Red Gold Farm Open Space Residential Subdivision – After a brief discussion, Mr. Kilcoyne moved, seconded by Ms. Fidler, to accept the Red Gold Farm Open Space Residential Subdivision (111 Acres) to be turned over to the Town. The vote was 3:0. Roll Call Vote called by Town Administrator: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye.

Acceptance of Minutes – Mr. Kilcoyne moved, seconded by Ms. Fidler, approve the meeting minutes from the July 31, 2023 meeting. The vote was 2:0. Roll Call Vote called by Town Administrator: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – present.

Mr. Kilcoyne moved, seconded by Ms. Fidler, to go into Executive Session to discuss strategy with respect to collective bargaining that if conducted in open session may have a detrimental effect on the bargaining position of the Town not to return to public session. The vote was 3:0. Roll Call Vote called by Town Administrator: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye.

Respectfully submitted,

Jenna Gillis

*The following documents and exhibits were presented at the meeting: Written request from Robert Gagnon for obtaining license agreement; Grant of License and License Agreement between the Town of Marshfield and Thomas Webster Street Realty, LLC; Planning Board 937 Webster Street Residential Above Commercial Special Permit; letter from Paul William Kaufman to Town Planner regarding 933 & 937 Webster Street; two site plans of H07-04-17; street acceptance plan; notice of public hearing for Transfer and Pledge of Collateral of an Annual All Alcohol Restaurant License from Pizzings Marshfield, Inc. to Marsh CFP Corp; transfer application from Pizzings Marshfield Inc. dba The Marsh to Marsh CFP Corp; request for waiver of building and electrical permit fees from the Building Department; application for public entertainment on Sunday license from Fiesta Shows; one day liquor license application from Duxbury Food and Wine Festival; one day entertainment license application from Magical Moon Farm & Foundation; Peddler's License application from Mullaney's Fish Market; request for permission to hold paddle board lessons; quitclaim deed between North Duxbury LLC and the Town of Marshfield; intermunicipal agreement between North River Commission and the Town of Marshfield.*