

MINUTES – SELECT BOARD MEETING

Wednesday, December 20, 2023

Select Board Chamber, Town Hall

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

Mr. Kilcoyne moved, seconded by Ms. Fidler, to open the meeting at 4:01p.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.

Mr. Kilcoyne announced to those in attendance that the Pole Hearing scheduled for 6:35pm regarding Arleita St., Webster Ave., Marshall Ave., and Dyke Rd. was withdrawn by Eversource. Additionally, Mr. Kilcoyne announced that the Select Board will be voting to postpone Action Item #12 regarding the 2024 Mooring, Skiff Regulations, and Specifications.

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

- Weekly call into WATD to discuss current issues and agendas
- Working on 0 Main Street issue with Conservation Commission and Town Counsel
- Meeting with Harbormaster DiMeo on dredge update
- Participated in DPW Building Committee meeting to approve some additional change orders for the project
- Meeting with Recreation Trails Committee Chair Ned Bangs regarding the new trail at 310 Furnace Street.
- Completed the sale of 2160 Ocean Street that was purchased from the Biviano family and approved at the Fall Special Town Meeting
- Meeting with Ned Bands to formalize the four summer concerts with the following dates: July 14th, 21st, 28th, and August 4th from 6-8pm.
- Weekly meeting with Finance Team regarding FY23 close out and free cash certification.
- Meeting with Recreation Department Director Craig Jameson and Recreation Department Administrative Assistant Nancy Bowers to discuss a personnel matter
- Meeting with Conservation Commission consultant Bill Finn and Conservation Commission Chair Craig Hannafin regarding Veterans Park/South River project.
- Worked with Veterans' Agenda Carin Paulette regarding a deceased Veteran
- Participated in PPI/CRS meeting with the Committee to finalize Plan for Select Board to vote to endorse.
- Attended meeting regarding Chandler Pond with NSRWSA and Bill Finn regarding options for spillway.
- Participated in MMA Webinar regarding the Massachusetts Post (Peace Officer Standards and Training) Commission.
- Meeting with Conservation Commission Chair and Conservation Commission consultant regarding the Marshfield Airport drainage program and vegetation management plan for harbor area, buffer zone, and NOI.
- Meeting with Conservation Commission Chair regarding renewal of Bill Finn's contract extension
- Participated in Police Union and DPW Union negotiations
- Working on Department Head Annual reviews
- Participated in the bid openings regarding the Joint Beach Nourishment project with Duxbury
- Attended and participated in the Joint Beach Nourishment Public meeting
- Participated in the Piping Plover survey with Conservation Administrator Mike Seele, Conservation Agent Liz Anoja, and Beach Administrator Cindy Castro

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- Attended the Korean War Veterans' Holiday Party
- Attended the MMA's Cannabis Compliance webinar on Host Community Agreements and required changes going forward
- Participated in conference call with Harbormaster DiMeo and FOTH regarding additional dredging
- Participated in the on-call architect interviews with Facilities Director Fred Russell and Assistant Facilities Director Tony Bullock
- Participated in D.I.R.T. meeting with various Town departments regarding potential development

Finance Update – Shaun Strobel, Town Treasurer Collector, appeared before the Board to give a finance update. Mr. Strobel stated that the Finance Team is two thirds of the way completed to closing out FY23, with only a couple of weeks left needed to complete. Mr. Strobel cited that software integration challenges as being a contributing factor to the delay. Mr. Kilcoyne thanked Mr. Strobel and stated that he appreciates the transparency. Mr. Darcy thanked Mr. Strobel.

Permission to Waive Fees – Mr. Kilcoyne moved, seconded by Ms. Fidler, to waive the Conservation Fee (RDA 23-26) for Marshfield Beaches for trail, parking lot, and lifeguard stand maintenance at Rexhame Beach. The vote was 3:0. Roll Call Vote: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye.

Permission to Waive Fees – Mr. Kilcoyne moved, seconded by Ms. Fidler, to waive the Building Permit Fee for demolition of Town-owned property at 82 Wyoming Street. The vote was 3:0. Roll Call Vote: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye.

Adoption of Summer Population Estimate – Mr. Kilcoyne moved, seconded by Ms. Fidler, to adopt a summer population count of 47,000 people for 2024, based on the recommendations of the Town Clerk and Police Chief. The vote was 3:0. Roll Call Vote: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye.

Annual Class I and Class II License Renewals – Mr. Kilcoyne read the list of Class Is and Class IIs applying for renewal of their annual licenses as follows:

Kabilian's Car Care - Class II
Lucchetti's Service Center, Inc. - Class II
Marshfield Auto Body, Inc. - Class II
Marshfield Gas - Class II
Marshfield Tire and Auto Service Center Inc. - Class II
Minot Motor Sales - Class II
MZ Auto Sales - Class II
Ocean Bluff Automotive Inc. - Class II
Quirk Chrysler Dodge Jeep Ram - Class I
Quirk Kia South - Class I
Roffey Family Enterprises - Class II
Triple E Equipment Sales Corp. - Class II

Mr. Kilcoyne moved, seconded by Ms. Fidler, to renew the following car dealer Class I and Class II Licenses for the aforementioned Licensees that were read into the record. The vote was 3:0. Roll Call Vote: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye.

Annual Peddlers License Renewals – Mr. Kilcoyne read the list of Peddlers applying for renewal of their annual licenses as follows:

Burt's II Ice Cream - Peddler's
Lolly Jolly Waffles, LLC - Peddler's
Bone and Bread - Peddler's
Slacktide Coffee Roasters - Peddler's
Nautical Mile - Peddler's
Lobsta Love - Peddler's
Mom on the Go Food Truck - Peddler's
Burt's Ice Cream - Peddler's

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Nona's Homemade Inc. - Peddler's
KC's Curbside Bistro - Peddler's
Loco Larry's Tacos - Peddler's
South Shore Taco Guy - Peddler's
Kono Pizza Cape Cod - Peddler's
Ellie's Treats - Peddler's
Surf Dogz - Peddler's
Just the Dip - Peddler's
Dairy Twist - Peddler's
Miss Emily Food Truck - Peddler's
South Shore Technical High School - Peddler's
DeeLicious Dawgs - Peddler's
Pigpens BBQ - Peddler's
Fanny's Food Fun, LLC - Peddler's
The Chubby Chickpea - Peddler's
The Dog Sled - Peddler's
CJ's Creation Station - Peddler's
Roht Marine - Peddler's
The Meat & Cheese Project - Peddler's
Cheesy Chicks - Peddler's
South Shore Smokehouse - Peddler's
Al's BBQ - Peddler's
Wicked Flavah - Peddler's
Smiles By The Mile Ice Cream LLC - Peddler's
Lady Sunshine Coffee LLC - Peddler's
Shine Mobile Coffee - Peddler's
Sarcastic Swine BBQ - Peddler's

Mr. Kilcoyne moved, seconded by Ms. Fidler, to renew the following Peddler's Licenses for the aforementioned Licensees that were read into the record. The vote was 3:0. Roll Call Vote: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye.

Annual Fortune Teller License Renewals – Mr. Kilcoyne read the list of Fortune Tellers applying for renewal of their annual licenses as follows:

Michelle Ann Rollins - Fortune Teller
Crystal Healings - Fortune Teller

Mr. Kilcoyne moved, seconded by Ms. Fidler, to renew the following Fortune Teller Licenses for the aforementioned Licensees that were read into the record. The vote was 3:0. Roll Call Vote: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye.

Annual Common Victualler License Renewals – Mr. Kilcoyne read the list of Common Victuallers applying for renewal of their annual licenses as follows:

1st Stop Coffee - Common Victualler
Anthony's Pizzeria - Common Victualler
Balance Nutrition - Common Victualler
Boofa's at Green Harbor - Common Victualler
B's Ice Cream - Common Victualler
Bungalow Kitchen & Catering - Common Victualler
Buppa's Breakfast - Common Victualler
Camfam Pizzeria - Common Victualler
China Wok - Common Victualler
Coffee Shack Inc. - Common Victualler
Dairy Queen - Common Victualler
Domino's Pizza - Common Victualler
Dunkin Donuts - Common Victualler
Dunkin Donuts - Common Victualler
Green Harbor Lobster Pound - Common Victualler
Mae's - Common Victualler
Major League Pizzeria - Common Victualler
Mandarin & Tokyo - Common Victualler
Airport's Pizzeria - Common Victualler

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McDonald's - Common Victualler
Pelican's SnoBalls - Common Victualler
Remix Nutrition - Common Victualler
Rocky Roads - Common Victualler
Seaside Coffee LLC - Common Victualler
SlackTide Coffee Roasters - Common Victualler
Starbucks Coffee #7602 - Common Victualler
Sweet Frog Frozen Yogurt - Common Victualler
The Hop - Common Victualler
The Mug - Common Victualler
Wendy's #2290 - Common Victualler

Mr. Kilcoyne moved, seconded by Ms. Fidler, to renew the following Common Victualler Licenses for the aforementioned Licensees that were read into the record. The vote was 3:0. Roll Call Vote: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye.

Annual Motel/Lodging License Renewals – Mr. Kilcoyne read the list of Innholders/Lodgings applying for renewal of their annual licenses as follows:

Nicholas DiTommaso - Lodging
The Vibe Hotel - Motel

Mr. Kilcoyne moved, seconded by Ms. Fidler, to renew the following Motel/Lodging License for the aforementioned Licensees that were read into the record. The vote was 3:0. Roll Call Vote: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye.

Permission for Temporary Closure of Licensed Premise – Mr. Kilcoyne moved, seconded by Ms. Fidler, to approve the temporary closures of the following licensed premises: Haddad's Ocean Café closing on December 30, 2023 and reopening on February 14, 2024; The Beachhouse B&G remains closed for code updates and remodeling to open by February of 2024; Fetch BBQ & Catering closed December 2023 and will reopen March of 2024. The vote was 3:0. Roll Call Vote: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye.

Acceptance of Deed for Meadow Brook Circle – Mr. Kilcoyne moved, seconded by Ms. Fidler, to sign the Acceptance of the Deed for Meadow Brook Circle in Marshfield with lot #L09-01-12 under MGL. Chapter 40 Section 8c. under the care and protection of the Conservation Commission. The vote was 3:0. Roll Call Vote: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye.

Mounces Meadows Licensing Agreement – Mr. Kilcoyne moved, seconded by Ms. Fidler, to sign the Licensing Agreement between the Town of Marshfield and Ronnie Simon, of Scituate, for the use of a parcel of land off of Union Street, known as 'Mounces Meadows' approximately 7.3 acres in size for farming from October 1, 2023, to October 1, 2026, with the option to renew for an additional term of one (1) year with written notice. The vote was 3:0. Roll Call Vote: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye.

2024 Mooring, Skiff Regulations, and Specifications – Mr. Kilcoyne moved, seconded by Ms. Fidler, to postpone the discussion and vote on the 2024 Mooring, Skiff Regulations, and Specifications to allow sufficient time for the Waterways Committee to review and vote on such changes; following the vote of the Waterways Committee, the Select Board will take final action on the 2024 Mooring, Skiff Regulations, and Specifications. The vote was 3:0. Roll Call Vote: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye.

Permission to Accept Donation – Mr. Kilcoyne moved, seconded by Ms. Fidler, to accept the donation of holiday wreaths and bows for Town Hall from Michael and Kathleen Maresco, valued at \$212.50. The vote was 3:0. Roll Call Vote: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye.

Permission to Accept Donations – Mr. Kilcoyne moved, seconded by Ms. Fidler, to accept a donation, on behalf of Veterans' Services, in the amount of \$50.00 from Mr. and Mrs. Richard Biviano in Memory of Justine Murray. The donation will be used to provide assistance for health and welfare, morale, and/or the financial need of our veterans

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and their dependents. The vote was 3:0. Roll Call Vote: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye.

Mr. Kilcoyne moved, seconded by Ms. Fidler, to accept a donation, on behalf of Veterans' Services, in the amount of \$50.00 from Mr. and Mrs. David Pesko. The donation will be used to provide assistance for health and welfare, morale, and/or the financial need of our veterans and their dependents. The vote was 3:0. Roll Call Vote: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye.

Permission to Accept Donation – Mr. Kilcoyne moved, seconded by Ms. Fidler, to accept on behalf of the Recreation Trails Committee a donation in the amount of \$373.12 from the New England Mountain Bike Association (NEMBA). This donation is a reimbursement for the cost of constructing a footbridge at the Furnace Brook Watershed. The funds will be deposited into the Recreation Trails Committee Donation and Gift Account. The vote was 3:0. Roll Call Vote: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye. Mr. Kilcoyne thanked the Trail Ambassadors for their time and efforts.

Appointment to Conservation Commission – Elizabeth Lake appeared before the Board via Zoom. Ms. Lake introduced herself and gave the Board details on her background qualifications. Mr. Kilcoyne and Ms. Fidler thanked Ms. Lake. Mr. Kilcoyne moved, seconded by Ms. Fidler, to appoint Elizabeth Lake to the Conservation Commission to fill the vacancy on the Commission. The vote was 3:0. Roll Call Vote: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye.

Appointment to Plan for Public Information Committee – Eric Ritcey appeared before the Board via Zoom. Mr. Ritcey stated that he is excited for this appointment and Mr. Kilcoyne thanked him. Mr. Kilcoyne moved, seconded by Ms. Fidler, to appoint Eric Ritcey to the CRS/PPI Committee to fill the vacancy on the committee. The vote was 3:0. Roll Call Vote: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye.

Acceptance of Minutes – Mr. Kilcoyne moved, seconded by Ms. Fidler, to approve the meeting minutes for December 4, 2023. The vote was 3:0. Roll Call Vote: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye.

Executive Session – At 4:42pm, 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 and to discuss contract negotiations with non-union personnel that if conducted in open session may have a detrimental effect on the bargaining position of the Town not to return to Open Session. The vote was 3:0. Roll Call Vote: Mr. Kilcoyne – aye; Ms. Fidler – aye; Mr. Darcy – aye.

Respectfully submitted,

Jenna Gillis

The following documents and exhibits were presented at the meeting: Request from Eversource to Withdraw Pole Hearing Petition; Request from Conservation Department to Waive Fees; Request from Building Department to Waive Fees; Letter Regarding Summer Population Estimate from Town Clerk; List of Class I and Class II License Renewals; List of Peddlers License Renewals; List of Fortune Teller License Renewals; List of Common Victualler Renewals; Motel/Lodging License Renewals; Letter from Haddad's Ocean Café Requesting for Temporary Closure of Licensed Premise; Letter from The Beachhouse B&G Requesting for Temporary Closure of Licensed Premise; Letter from Fetch BBQ for Temporary Closure of Licensed Premise; Deed for Meadow Brook Circle; Mounces Meadow Licensing Agreement; 2024 Mooring, Skiff Regulations, and Specifications; Request for Permission to Donate from Mr. and Mrs. Maresco; Requests from Veterans' Services to Accept Donations; Requests from RTC to Accept Donation; Appointment Application from Elizabeth Lake; Appointment Application from Eric Ritcey