

**MINUTES – SELECTMEN’S MEETING
MONDAY, DECEMBER 30, 2019 AT 7:00 P.M.
MARSHFIELD TOWN HALL – SELECTMEN’S HEARING ROOM**

Present: Joseph E. Kelleher, Chairman, Michael G. Bradley, Vice-Chair, Chris R. Rohland, Clerk and Michael A. Maresco, Town Administrator

Mr. Kelleher opened the meeting at 7:00 p.m. with the Pledge of Allegiance and announced that the meeting was being filmed by MCTV and other media outlets.

Town Administrator’s Report – Mr. Maresco gave an oral report on the following:

Week of December 18, 2019 –

- held Heat Smart weekly meeting
- met with Matt Parent, Chair of Energy Committee. Matt will be involved green technology of the new town buildings
- held weekly meeting with Fred Russell regarding on-going projects including Town Hall roof, elevator, green communities, Town Hall offices, handicap ramp and schools
- attended construction meeting on permitting for new town buildings with building, zba, planning and conservation
- held meeting with Dannielle Kerrigan regarding on-going personnel issues

Week of December 23, 2019 –

- met with Mr. Meehan on license agreement for his property
- met with Bill Grafton and Jim Kilcoyne, chair of Conservation Commission regarding 2020 priorities
- met with selection panel for OPM for Senior Center Project
- met with Dave Carriere on cemetery fee issue

Week of December 30, 2019-

- held meeting with Patrick Dello Russo on FY21 budget
- held meeting with Chief Tavares
- held meeting with Anne Marie Sinnott on assessing issue, ATB case

Application for Annual Class II License – Marshfield Gas, Inc. (formerly Bill’s Service Station) – Mr. Kelleher read through the application for Marshfield Gas. Mr. Kelleher moved, seconded by Mr. Bradley to approve the annual Class II License for Marshfield Gas Inc., 2054 Ocean Street, Marshfield, MA 02050. The vote was unanimous.

Marshfield Yacht Club – Change of Manager – Mr. Patrick Brennan, officer at the Marshfield Yacht Club and Kimberly Plummer proposed Manager for the Marshfield Yacht Club appeared before the Board. Ms. Plummer gave a brief explanation of her background and explained that she has been TIPS trained and allergen trained. Mr. Kelleher indicated that he had no issues and Mr. Bradley noted that Ms. Plummer was well qualified. Mr. Kelleher moved, seconded by Mr. Bradley to approve the Change of Manager from Sue Camelio to Kimberly Plummer at the Marshfield Yacht Club. The vote was unanimous.

William Meehan – Licensing Agreement for Property on Samoset Street – Mr. William Meehan and Attorney Bob Galvin appeared before the Board. Attorney Galvin explained the history of the property, the rail road ties in the lay of the street and the fact the Mr. Meehan is a disabled veteran. Attorney Galvin noted that Mr. Meehan has made the situation better than it was before and that with the Licensing Agreement he will not hold the Town harmless should there be any incidents. Mr. Kelleher moved, seconded by Mr. Bradley to grant the Licensing Agreement for the property located on Ocean Street and Samoset Street. The vote was unanimous.

Chamber of Commerce/VHB – Tim Williams of the Chamber of Commerce and Michael Reagan of VHB Associates appeared before the Board and stated that one of their initiatives is walkability in Marshfield. They then proceeded to give a power point presentation regarding the area of Webster Street and Snow Road. The presentation had 3 suggestions for Snow Road and Webster which included an all way Stop Sign, roundabout and a traffic signal. The Board asked that they go to Mass DOT for their input.

Justin Litchfield – Earth Removal Permit – Mr. Kelleher opened the hearing and read from the notice of the original hearing which was held on December 16, 2019 and noted that the hearing was continued to tonight and that as a condition of that hearing, Mr. Litchfield sent pictures of

**MINUTES – SELECTMEN’S MEETING
DECEMBER 30, 2019
PAGE TWO**

his property. Mr. Kelleher indicated that he went out and saw the property. Mr. Litchfield mentioned that he was still talking to contractors to get the best price. Mr. Litchfield indicated that tree removal and earth removal should be completed within 4 days and that the topsoil would be left on the property. Mr. Dave Carriere, of the Board of Public Works stated that his main concern is Pine Street and 3A. Mr. Carriere indicated if there was any damage from trucks, he would like it remediated. Mr. Carriere also mentioned that he didn’t want the earth removal closer than 5 feet of water. Mr. Kelleher moved, seconded by Mr. Bradley to close the earth removal hearing at 7; 45 p.m. Mr. Kelleher moved, to grant the earth removal permit for the proposed operation, as conditioned, will not be injurious or dangerous to the public health; will not produce noise, dust or other effects observable from adjacent property in amounts seriously objectionable or detrimental to the normal use of the property; and will not have a material adverse effect on the water supply, health or safety of persons living in the neighborhood or on the use of or amenities of adjacent land. The Board imposed the following conditions:

1. Pursuant to § 70-1 of the Town Code, there shall be no removal of topsoil and loam from your property. Topsoil and loam shall mean those earthen materials lying at the surface which are suitable for the support of plant life. Said materials shall be stockpiled with erosion control measures and respreads on the premises after the completion of the work.
2. Removal operations shall be scheduled by the owner to be completed on continuous basis until completed and shall be scheduled to on consecutive weekdays not earlier than 7:00am and concluding for the day not later than dusk or 6:00PM, whichever is first to occur.
3. Earthen materials being taken from the premises shall be removed in dump trucks with no more than ten (10) wheels to lessen the impact on the abutting streets and ways.
4. The contractor performing the earth removal work shall incorporate into its agreement with the owner and the owner shall require that all trucks and equipment used in connection with the work and/or accessing the premises in connection with any of the work not use Union Street in Marshfield which is restricted with a truck ban. The owner and said contractor shall also be responsible to repair any damage to the streets and ways in the Town of Marshfield and shall implement measures in their agreement to sweep the streets and ways of any materials tracked off site during removal operations.
5. Any access to excavated areas or areas in the process of excavation will adequately be fenced and posted with "Keep Out – Danger" signs.
6. Adequate provision is to be made for erosion control and drainage during and after the completion of operations; lateral support shall be maintained for all adjacent properties.
7. All operations shall be conducted in such a manner so as to comply with the laws of the Commonwealth of Massachusetts regulating water pollution and air pollution.
8. After earth removal is completed, the premises shall be left with an elevation 5 feet or more above the maximum groundwater elevation as certified to the Board by a registered professional engineer (“consulting engineer”).
9. The owner and contractor shall provide the Board of Selectmen within 48 hours after the completion of the work with documentary evidence of the quantities of material excavated, the date of removal of such material, and the owner(s) of the vehicle used to transport the material. Failure to abide by these conditions shall be grounds for the immediate suspension or revocation of this earth removal permit. The vote was unanimous.

Michael Maresco and Patrick Dello Russo – FY2021 Budget Presentation - Mr. Maresco and Mr. Dello Russo appeared before the Board with their Budget Presentation for FY2021. The following are some of the highlights of the presentation: Budgetary Achievements Overview, Revenues Explanation, Revenues, Expense Explanation, Expenses, Fixed Cost Summary FY2021, Debt \$10,876,914, FY2021 General Government, FY2021 Public Safety, FY2021 Public Works, Health and Human Services FY2021, Cultural Services, Utilities, Annual Expenses, Revenue, Expense and Closing Summary. Mr. Maresco mentioned all the hours and time they had spent with department heads and fiscal team meetings to go over the budget and that they now have a balanced budget. Mr. Dello Russo indicated that they are being conservative with the budget. The Board thanked them for their hard work.

Renewal of Annual Class II Licenses Mr. Kelleher read the following list of annual Class II licenses; Paul Kabilian dba Kabilian’s Car Care, Christopher Lucchetti dba Luchetti’s Service

**MINUTES – SELECTMEN’S MEETING
DECEMBER 30, 2019
PAGE THREE**

Center, Inc., Edward F. McDonald dba Marshfield Auto Body, Inc., Joseph R. Bird dba Marshfield Tire and Auto Service, Mass Auto Wholesalers, Inc. dba Mass Auto Wholesalers, Inc., Minot Motor Sales, Inc. dba Minot Motor Sales, Ocean Bluff Automotive Inc., QuirkCars Inc. dba Quirk Chrysler Dodge Jeep Ram Class I, QuirkCars Inc. dba Quirk Chrysler Dodge Jeep Ram Class I, Roffey Family Enterprises, dba Roffey Family Enterprises and Triple E Equipment Sales Corp. dba Triple E Equipment Sales Corp. Mr. Kelleher moved, seconded by Mr. Bradley to approve the above read annual Class II and Class I Car Dealer Licenses contingent upon all forms and fees being received. The vote was unanimous.

Renewal of Annual Common Victualler Licenses – Mr. Kelleher read the following list of annual common victualler licenses: 1st Stop Coffee, 7-Eleven #37405H, Anthony's Pizzeria, B's Ice Cream, China Wok, Coffee Shack Inc., Dairy Queen, Domino's Pizza, Dunkin Donuts, Dunkin Donuts, Fetch BBQ, Fitzzy's Wake 'n Shake, Green Harbor Lobster Pound, Mae's, Major League Pizzeria, McDonald's, Ocean Street Juice & Café, Riva Pizzeria, Rocky Roads, SlackTide Coffee Roasters, Starbucks Coffee Inc., Subway, Sweet Frog Frozen Yogurt, The Coffee Bar, The Corner Café, The Hop, The Mug and Wendy's #2290. Mr. Kelleher moved, seconded by Mr. Bradley to approve the above read annual common victualler licenses contingent upon all forms and fees being received. The vote was unanimous.

Renewal of Annual Peddler Licenses - Mr. Kelleher read the following list of annual Peddler Licenses: Stephen Burt, Burt's Ice Cream, Peddler's, Robert F. Shine, Shinetti's Grill, Peddler's, James Bertoni, Aldo's Dogs, Peddler's, Joshua Dahl, Wolf Pizza, Peddler's, Mustafa Alkhataatbi, Sam's Ice Cream #2, Peddler's, Fletcher Souba, SlackTide Coffee Roasters, Peddler's, Daniel and Josephine Naples, Fetch BBQ & Catering Company, Peddler's, John J. Frosk, The Bacon Truck, Peddler's, Robin Flint, Townie Frozen Desserts, Peddler's, Joseph Hoyte, Oath Pizza LLC, Peddler's, Wardell Loatman, The South Shore BBQ Man, Peddler's, June Somers, Mom on the Go, Peddler's, Amber & Michael Kelly, Thyme Traveling Food Truck, Peddler's, Safwat Aloudat, Sam's Ice Cream, Peddler's, Christopher Haddad, , Peddler's, Nathan Smith, Yummy Pad Thai, Peddler's, Ryan Burt, Burt's II Ice Cream, Peddler's, Kristin A. Donahue, Nona's Homemade Inc., Peddler's, Ed O'Cain, The Dispatch, Peddler's, Tasia Lizardo-Cobbs, Wahlburgers Mobile Food Truck, Peddler's, and Kim Mallios, Bohemian Babe - Boho to Go, Peddler's. Mr. Kelleher moved, seconded by Mr. Bradley to approve the above Peddler's Licenses contingent upon all forms and fees being paid. The vote was unanimous.

Renewal of Annual Fortune Teller License – Mr. Kelleher moved, seconded by Mr. Bradley to approve the annual Fortune Teller License for Michelle Rollins as all taxes and fees were paid. The vote was unanimous.

Renewal of Annual Lodging Licenses – Mr. Kelleher moved, seconded by Mr. Bradley to approve the annual Lodging Licenses for Shiva Corporation, dba Marshfield Inn and Nicholas DiThomaso, dba Nicholas DiThomaso contingent upon all forms and fees being paid. The vote was unanimous.

Request for Civil Service List for Two (2) Permanent Full Time Police Officers – Mr. Kelleher read the letter from Chief Tavares with his request for Civil Service. Mr. Kelleher moved, seconded by Mr. Bradley to authorize the police department to requisition Human Resources for a certified list for two (2) permanent full time police officers. The vote was unanimous.

Deed Property at 46 Marshview Drive Back to the Davis Family - Patrick Dello Russo explained that the Davis family has satisfied the Town with payments. Mr. Kelleher moved, seconded by Mr. Bradley as provided under MGL Chapter 60, Section 69, I Joseph Kelleher, Chairman of the Board of Selectmen hereby move to vacate the final judgement entered on 10-15-19 in tax lien foreclosure case Theresa M. Davis et. al. # 19-TL000390 covering the property located at 46 Marshview Drive upon payment by Theresa M. Davis et.al. on or before 12-30-19 of all amounts due to redeem the tax taking covering the property, which includes, but are not limited to, taxes and interest to the date of payment, all charges and fees associated with the foreclosure case and

**MINUTES – SELECTMEN’S MEETING
DECEMBER 30, 2019
PAGE FOUR**

any costs incurred by the Town in the care, custody and control of the property after the entry judgement. Upon payment to the Town of the full redemption amount the Town will take the necessary action to vacate the foreclosure judgment and withdraw the foreclosure case in the Massachusetts Land Court. The vote was unanimous.

Vote of Support to Move Ahead with Virtual Payment for Certain Vendors – Town Accountant Christine McCarthy and Town Treasurer Patrick Dello Russo appeared before the Board and explained the Capital One Virtual Vendor payments. The Board liked the idea. Mr. Kelleher moved, seconded by Mr. Bradley to support moving ahead with Virtual Payment for certain vendors. The vote was unanimous.

Acceptance of Minutes – Mr. Kelleher moved, seconded by Mr. Rohland to accept the minutes of December 18, 2019. The vote was 2-0. Mr. Bradley abstained as he was absent.

Mr. Kelleher moved, seconded by Mr. Bradley to adjourn the meeting at 8:39 p.m. The vote was unanimous.

There was no Executive Session held.

Respectfully submitted,

Beverly Wiedemann

Documents and exhibits presented at this meeting were the following: copy of change of manager application with corresponding documents for Marshfield Yacht Club, copies of emails with pictures and copy of licensing agreement for William Meehan, copies of earth removal notice, copy of application, copies of emails, copies of pictures other corresponding documents for earth removal permits, copy of FY2021 Budget presentation, copy of application for Annual Class II application for Marshfield Gas, copy of list of annual Car Dealer Licenses, copy of list of annual Common Vicutaller Licenses, copy of list of annual Peddler’s Licenses, copy of letter regarding annual Fortune Teller License, copy of annual Lodging Licenses, copy of letter from Chief Tavares regarding Civil Service List, copy of information regarding deeding property back to Davis family, copy of information regarding virtual payments and copy of minutes for December 18, 2019.