

**Town of Nahant, MA
Board of Selectmen**

**Meeting Minutes
May 4, 2017 7:30pm**

**Frank Barile, Chairman
Chesley R. Taylor, Vice Chairman
Richard J. Lombard, Secretary
Jeff Chelgren, Town Administrator**

1. Meeting Opening 7:30 pm

Pledge of Allegiance – Led by Mr. Lombard

- a. **Opening Comments** – Mr. Barile thanked Town Hall staff and FinCom for all the work leading up to Annual Meeting. Mr. Taylor thanked the DPW for 40 Steps repair. Mr. Lombard thanked Town Hall staff especially Tom Mazzaferro and FinCom for Town meeting preparation. He also thanked Dennis Ball and crew for their work with the sewer breaks and the voters for electing him.
- b. **Board of Selectmen Reorganization** - Mr. Lombard made a motion to appoint Mr. Barile to Chairman. Mr. Taylor seconded the motion. Unanimous vote to appoint. Mr. Lombard made a motion to appoint Mr. Taylor Vice Chairman. Mr. Barile seconded the motion. Unanimous vote to appoint. Mr. Barile made a motion to appoint Mr. Lombard Recording Secretary. Mr. Barile seconded the motion. Unanimous vote.
- c. **Approve minutes** of 2/6/17, 4/8/17, 4/20/17, 4/25/17, release executive session minutes of 1/11/17. Mr. Taylor made a motion to approve all the minutes and release executive session minutes. Mr. Lombard seconded the motion. Unanimous vote.
- d. **Sewer Update** – Mr. Chelgren thanked Dennis Ball, N. Granese, Senator McGee and DPW for their actions during three recent sewer breaks. Mr. Ball echoed the thanks and added Tim Lowe, the DCR, the Board, Dan Coughlin, and Lynn Emergency Manager Paul Ricci. He thanked the citizens of Town for their patience and water conservation. Mr. Ball also thanked Tom Mazzaferro, Ken Taylor, and Paul Caira for getting Town Hall ready. Mr. Ball also said he is going to seek proposals to do a survey of the entire system and pump stations. Mr. Barile would like to take a step back and focus on investing in our infrastructure. Mr. Lombard made a motion to create a 3 members Water and Sewer Commission with Frank McCardle (former Water/Sewer Commissioner of NY State) as a member. Mr. Taylor seconded the motion. Unanimous vote in favor. Mr. Barile agreed to serve and Mark Cullinan was suggested as the third member.

2. Citizens Forum

- a. Mr. Nick Bokron discussed his two citizen petition articles that did not pass at Town meeting. Gas leak ordinance should be followed up. Town Counsel Dan Skrip said the Board of Selectmen as Board of Health can create a gas leak ordinance. Mr. Lombard suggested they draft an ordinance, vote on it as the Board of Health and present the ordinance again at the Special Town Meeting in the fall. Mr. Bokron also explained his intent in the Citizens United Petition.

Mr. Mahoney, a lobsterman is concerned about boat slip project. This will be addressed later in the meeting.

Margaret Alexander thanked Mr. Barile for posting sewer updates on Facebook. She would like to see the citizen petitions at the beginning of the warrant. Mr. Carangelo – 81 Willow Rd asked if there were any formal policies/prices available for the Cemetery. They exist in the BOS office and will be put on line per Mr. Chelgren.

b. **Coast Guard Housing** - Mr. Barile thanked the Coast Guard Advisory Committee that was disbanded at Town Meeting. Mr. Lombard made a motion to dismiss the old committee. Mr. Taylor seconded the motion. Unanimous vote to dismiss the committee.

3. Town Administrator Report

a. **Wharf Project** – David and Bill Gear of Unified, Fred Radcliffe of Childs Engineering, Rob Tibbo, Dennis Ball, and Dan Skrip discussed the project. Mr. Chelgren explained that long lead time on raw material delayed the project – first pushed to April, and now proposed for December so to not disrupt the boaters and lobstermen. He presented a change order to the contract that moves the schedule up. Mr. Gear of Unified stated that after steel sheeting for ramp was approved by engineer; it was ordered with a 9 – 13 week lead time; and with 90 days of construction, the original April 2017 finish date could not be met. Discussion of timeline and construction process. Mr. Barile wants to go on record he doesn't approve of the contract and contractor and wants a \$1,000 a day penalty clause. Mr. Chelgren stated that the aim at this point is to finish the job within budget. Mr. Lombard stated the Board was embarrassed when the project did not finish as promised, but now it is time to move on. Mr. Taylor wants to accommodate lobstermen's schedule Mr. Taylor made a motion to make the change order with a 12/11/17 start date and 4/8/18 (or 4/15/18) finish date and to add a penalty clause. Mr. Barile seconded for discussion. Mr. Barile wants a penalty clause and wanted Vicky Masone present. Discussion. No Vote. Mr. Lombard made a motion to have Town Counsel review and amend change order as needed and to sign it at 5/18/17 BOS meeting. Mr. Barile wants to go on record he doesn't approve of the contract and contractor and wants a \$1,000 a day penalty clause. No Second. No Vote.

b. **Cemetery Function – Move to Town Clerk** Mr. Barile entertained a motion that the cemetery functions move to Town Clerk because she does the deeds and death certificates. Mr. Taylor made the motion. Discussion. Mr. Chelgren stated staff feel it's a conflict of interest for Mr. Barile to vote on the move because he's married to Town Clerk. Counsel Dan Scrip stated if there is an appearance of conflict of interest, then there is. Mr. Barile stated that issue was the cemetery plots are only sold upon resident's death and BOS office requested one against policy. Currently deeds are signed by Chairman of Board only. Mr. Taylor rescinded his original motion and made a motion that all cemetery deeds be signed by all three selectmen. Mr. Lombard seconded the motion. Vote in favor to have all three Selectmen sign the deeds with Mr. Barile recusing himself.

c. **Town Meeting Review** - Mr. Chelgren presented his executive summary with a list of action items for follow-up. Mr. Taylor stated there needs to be clarification on the final motion of the Coast Guard article and what next steps are. Mr. Chelgren will have that at next BOS meeting.

d. **Quarterlies** – Mr. Chelgren reviewed financials.

e. **Approve Event Request** – Victorian Ball 8/12/17 1:00-4:00 pm and 7:00 pm – 11:00 pm Mr. Lombard made a motion that the Board of Selectmen vote to approve the Victorian Ball 8/12/17 1:00 to 4:00pm and 7:00 to 11:00pm at Town Hall . Mr. Taylor seconded the motion. Unanimous vote.

f. **Approve Event Request** - Men's Softball 5-12-17 to 9-12-17 Lowlands Mr. Lombard made a motion that the Board of Selectmen vote to approve Nahant Men's Softball Event Request 5-12-17 to 9-12-17 at Lowlands. Mr. Taylor seconded the motion. Unanimous vote.

g. **Appointment of Reserve Police Officer** – John Monaco Mr. Taylor made a motion that the Board of Selectmen vote to appoint John M. Monaco as a Reserve Police Officer upon the recommendation of Chief Dwyer. Mr. Lombard seconded the motion. Unanimous vote.

4. Old Business

5. **New Business** – Mr. Barile would like to have Board meet with Nahant Housing Authority Board. Mr. Lombard made a motion that the Board of Selectmen meet with the NHA Board. Mr. Taylor seconded the motion. Unanimous vote.
6. **Municipal Clerks Week (May 7-13)** – State Recognition – Mr. Barile read Governor's Proclamation. Mr. Lombard made motion to declare May 7 – 13th Municipal Clerk's Week. Mr. Taylor seconded the motion. Unanimous vote.
7. **Closing Announcements**
 - a. Hazardous Waste Day – Saturday, May 13, 2017 8:00AM to 12:00PM Lynn DPW
 - b. Boat Launching Days – May 13th and May 15th. Call Jocelyn Marine 978-462-9717
8. **Adjourn to Executive session.** Mr. Lombard made a motion to adjourn to executive session, not to return to public meeting. Mr. Taylor seconded the motion. Unanimous vote. Meeting adjourned at 9:23pm

Meeting Minutes prepared by Mary Ellen Schumann, Administrative Assistant

Minutes approved by the Board of Selectmen on the 19th day of July 2017.



Board of Selectmen.