

**Hull Board of Selectmen
Minutes
March 30, 2022**

The meeting of the Hull Board of Selectmen was held at 7:30 p.m. on March 30, 2022 at Hull Town Hall, 253 Atlantic Avenue, Hull, Massachusetts.

Present: Jennifer Constable, Chair; Donna Pursel, Clerk; Domenico Sestito, Member; John Reilly, Member.
Member Absent: Greg Grey, Vice-Chair. Also present were Town Counsel James Lampke and Town Manager Philip Lemnios.

Before calling the meeting to order Constable led everyone in the Pledge of Allegiance.

APPOINTMENTS

Craig Wolfe, Nantasket Rotary Club re: Approval for Nantasket Beach Car Show to be held on Sunday, June 12, 2022

Wolfe said that registration has been limited to 500 cars and they have worked on the traffic flow with Police Chief Dunn so that there should not be any backup of traffic. He said that all safety and law enforcement personnel are in place. The Show will raise money for Cops for Kids with Cancer as well as the Veterans programs run by the Lifesaving Museum and they hope to keep most of the money in Hull. The Coast Guard will conduct the ceremony for the recertification of Hull as a Coast Guard City. Reilly said the Town usually signs on as a co-sponsor to help with the insurance costs and waives the cost of police details. Wolfe said in the past the Hull Police Department did waive their costs and the State Police never sent a bill.

Motion	Reilly	To approve and have the Town co-sponsor the Nantasket Rotary Club's Annual Nantasket Beach Car Show to benefit Cops for Kids with Cancer as well as local charities. The Club will work with the Town Manager and all relevant Town departments to secure the needed permits and necessary public safety measures
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Second Vote	Sestito Unanimous
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Joan Taverna, Director of Board of Health, Department Presentation

Taverna said the Board of Health (BOH) consists of her, an Office Manager, a Public Health Nurse, a Data Assistant, and two inspectors. The Department is responsible for the inspection and issuance of permits for food service establishments (restaurants, retail food, catering, etc.), housing units (rentals, rehabbed homes, B&Bs, and hotels/motels), swimming pools, camps, schools, trash haulers, and Carnivals. She said that this past year they conducted over 1200 inspections. The Board also provides beach water testing, a Sharps disposal program and oversight of the Town's emergency shelter site.

Taverna said that the biggest responsibility of the Public Health Nurse services is management of the Town's vaccination program, which this year included a drive-through clinic for the Covid vaccine. She said that they also do home blood pressure checks, B12 injections, VNA referrals and vaccinations for the homebound and conduct a blood pressure clinic on the 1st and 3rd Tuesday of the month at the Senior Center. She noted that the Department is in communication with the State to receive any notifications regarding communicable diseases or food borne illnesses that might require follow-up. They run employee wellness programs and respond to referrals from the Police and Fire Departments, and also field numerous complaints from the public about issues such as trash, dumpsters, rodents, and ice cream trucks, etc.

Taverna said the BOH has received a number of small grants that allow them to run wellness programs for Town employees and to purchase a vaccine refrigerator. She noted that his past year they received a Public Health Excellence Grant of \$260,000 which they share with Hingham and Cohasset. \$60,000.00 of this went toward a

regional Covid testing site, home test kits, and the hiring of contact tracers. She said they are hoping to hire an epidemiologist to help with MAVEN, the reporting system with the MA Department of Public Health, and do data reporting, some public health investigation, inspections and updating the Town website.

Taverna said Hull has had over 1300 positive Covid cases to date and noted there has been a slight uptick in cases in the last two weeks. During the pandemic the BOH has held 19 vaccination clinics, made numerous home visits and fielded many calls from residents. They distributed 600 home test kits, conducted contact tracing, had twice weekly calls with Mass DOH to keep up with changing guidance, and followed up with local businesses to make sure they were in compliance. Lemnios and the members of the Board thanked Taverna for her efforts during Covid.

John Struzziery, Director of Waste Water Treatment Facility, Department Presentation

Struzziery said the mission of the Sewer Department is to serve the public with professional and efficient wastewater service, to provide cost effective wastewater collection and treatment services, and to preserve the environment and water quality of our coastline and beaches. He said the three objectives of the Department are Reliability, Redundancy (having backup systems in place) and Resiliency (planning for the future). Department staff consists of him, an Assistant Director, a Facility Coordinator, and a Clerk/Bookkeeper. There is also a permanent Sewer Commission, which should have five members but currently has only three. The treatment facility is operated under contract by Woodard & Curran.

Struzziery said there are 42 miles of sewers through the Town, 14,000 pressure pipes, 7 pumping stations and 1 stormwater pumping station, and 177 grinder pumps/low pressure sewers. He said that many of the sewers are old and cause problems during storms as they tie into the drainage system, but they are hoping to reduce this. The wastewater treatment plant was built in 1978 but did not open until 1980 due to the blizzard. It is operated 24/7/365 by Woodard & Curran.

Struzziery said that over the past several years they have made a full assessment of the system and have developed a long-range plan for its improvement. They have developed a financing plan, set up a new billing system and rates, and applied for grants and low-interest loans. In the past year they have undertaken several projects including improvements in the Atlantic Avenue/Gunrock area, replacement of the interceptor sewer, which was on the point of collapse, and replacement of the HVAC system which was severely impacted by a storm in 2013. There is also work being done on Pump Station #5 and Pump Station #9, which will be elevated and will contain submersible pumps. He said they have received significant grant money from a number of agencies including a \$2 million federal grant for Pump Station #9.

Struzziery said the Department faces a number of challenges including the Town's location on the coast, its aging infrastructure, an aging work force and difficulty hiring qualified personnel, limited funds, and rising costs. In order to be eligible for grant money, they will need to address the issues of sea level rise and climate change vulnerability. They would like to maintain user rates but may need to raise them in order to get some money back into the system to fund necessary projects. Lemnios pointed out that the Covid environment is causing an escalation in bid prices and that the supply chain and labor markets are strained, but that unfortunately work on these projects cannot wait. He said they have put money in place to do a study to determine if it would make sense to work with Cohasset and Scituate on sewer improvements as they have been told that if they work on a regional level the DEP and EPA would participate. Scituate is interested but Cohasset is showing some reluctance.

John Struzziery, Update on the 2018 – 2022 Roadway Paving Plan

Lemnios said that in 2017 Town Meeting approved a debt exclusion to do paving in the Town over a five-year period from 2018 to 2022. They had originally hoped to pave about 27 miles of road but for a number of reasons including Covid-related delays, the cost of paving materials and supply chain issues, they will only be able to complete about 14 miles by the end of this year. He said they will continue to pursue the additional paving in any way that they can. He noted that the Atlantic Avenue project is fully-funded by the State and does not fall on the taxpayer. He said that as the roadway work progressed, they had to make choices about whether to just do an overlay and ignore underlying issues, primarily related to drainage, or to resolve the issues and give the roadway a 30-year life as opposed to a 5-year life. The decision to address underlying problems significantly reduced the

number of miles they have been able to pave. He stated that the 14 miles of paving has cost approximately \$20 million.

Struzziery said the 2018 Road Improvement Plan looked at about 28 miles of the Town's 50 miles of roadway. Their consultants did an assessment of all the roads in Town, came up with a rating system and prioritized what should be done, including mill and overlay, micro-surfacing, and full reconstruction. The various treatments are based on the conditions of the roads. This was intended to be a 5-year plan and \$10 million was budgeted for this in 2017. Struzziery said a lot has been accomplished but there is still more to be done. He said there were unanticipated costs as well as delays related to drainage and utilities including clogged drains and collapsed pipes. Changes in treatment as they went along added costs, extending the limits of the work, and traffic signal work.

Most of the roads still in need of repair require only minor work but there are some in need of major rehabilitation. Given limited funds, the challenge is whether to address the major rehabilitation or address the more minor areas and try to extend the service life of those roads. Lemnios said there is no point in starting major rehabilitation roads unless you know you have the funding in place. He said there is federal and state money available but the state money has been going to state projects not to municipalities and the available federal infrastructure money is focused on wastewater, water, and broadband and if used incorrectly must be repaid.

Struzziery reviewed the list of roads planned for completion this year and said they expect them to be completed since almost all of the preparation work has been done. They should have a work schedule within the next two weeks and he will send warning notices out to the affected areas and to the Town in general. The roads in need of major repair will not be touched this year. He also said that the work on Manomet and Samoset Avenues will not be done until the other roads are completed. Lemnios pointed out that these two roads are likely to incorporate bicycle lanes and other traffic elements which will involve significant costs but said they should be able to get some preliminary design work done for this stretch. In response to a question from a member of the public, Lemnios said they will work to identify funding sources for the roads in the 2018 plan that are not finished by the end of the year.

CORRESPONDENCE

Lynn Mazzeo – No Place for Hate Committee re: Letter of Resignation

Motion	Reilly	To accept Lynn Mazzeo's Letter of Resignation from the Hull No Place for Hate Committee and to send her a letter of thanks for her service
Second Vote	Sestito Unanimous	

Paul Sordillo, Veteran Agent re: Street Dedication Criteria

Constable said that Veterans Agent, Paul Sordillo, had submitted a memorandum to the Board proposing requirements and regulations for street corner dedications. These regulations would be put in place temporarily until the War Memorial Bylaw is passed and approved by the Attorney General. Lemnios said the Bylaw to amend the charter of the War Memorial's makeup and charge is on the Warrant for Town Meeting and this topic would be included within their charge. Constable read the proposed eligibility requirements. Reilly said he feels they should spell out what "Armed Forces" includes and there was a brief discussion of how to define being a "resident of Hull".

Motion	Reilly	To approve the eligibility requirements for street corner dedications proposed by the Director of Veterans Services with the proviso that there is a clear statement of what Armed Forces are included
Second Vote	Sestito Unanimous	

REQUESTS FOR APPROVAL

Paul Sordillo, Veterans Agent re: 2022 Memorial Day Street Dedication Request with letter of support and approval from the War Memorial Commission re: Request for sign location for Sgt. Major Robert L. Shannon at the corner of B Street/Central. USCM, 1937-1945.

Motion Reilly To support the dedication of the corner of B Street and Central Street to Sgt. Major Robert L. Shannon

Second Sestito

Vote Unanimous

Local 02045, LLC dba Local 02045, 2 A Street, Lisa Powers, Mgr. re: (A) Common Victualer License; (B) Seasonal All Alcohol License; (C) Entertainment License (Renewal)

Constable said she would recuse herself from this discussion due to a potential conflict of interest. She turned the meeting over to the Pursel.

Lemnios noted that the Board was voting only on the renewal of a license and this was not a public hearing. He explained that according to the Conditions set out in the Site Plan Review completed by the Planning Board in 2010, the third floor of the building could be used for general restaurant space, the second floor was to be used only for functions, and the first floor was space to service marina guests but would not be open to the general public. This was the configuration of the licensing up until 2017. In 2017 the previous operator of the building left and the O’Connell family rented the building from the owner of the marina. In May of 2017 there was a lengthy public hearing held at which they sought to transfer the license to the new operators and to amend the license to allow the second floor to be able to be operated as a general restaurant space and the first floor to be operated as a restaurant space, although this has not been done. This license was approved in 2017 and subsequently renewed in 2018, 2019, 2020 and 2021. It has been brought to the Board’s attention, however, that the license should have been issued contingent on the applicant returning to the Planning Board and seeking an amendment of the Site Plan Review. Lemnios said they had received a letter late today from the attorneys representing the new owners of the marina who say they intend to go back to the Planning Board to seek a modification of the Site Plan Review.

Lampke said he feels the Board should approve the renewal of the appropriate licenses of Local 02045 subject to the Site Plan Conditions issued by the Hull Planning Board and in particular that the second floor should be used only for contracted private event functions until said use is otherwise changed by the Hull Planning Board, at which time the licensee shall file for any needed amendments to its licenses issued by the Board of Selectmen consistent with the Conditions set by the Planning Board. He said that the owner of the marina, Safe Harbor, has committed to going before the Planning Board and this will be a public process. Local 02045 will still be able to operate but they will need to deal with the Conditions set by the Planning Board. Lampke said he has confirmed this with the Alcoholic Beverage Control Commission.

Attorney Jeff Toccio and Local 02045 Manager Lisa Powers were at the meeting on behalf of Local 02045. Toccio said they have been speaking with the Town Counsel as well as with the attorney representing Safe Harbors. He said they are planning to go before the Planning Board and will not use the second floor for restaurant use until the Planning Board rules on it. He noted, however, that this is a Seasonal license so they have a brief window of time to complete this process. Lampke assured him that as soon as a modification of the Site Plan Review is granted by the Planning Board the Selectmen should be able to act to amend the licenses at a meeting within forty-eight hours’ notice per the Open Meeting Law..

Motion Reilly To approve the renewal of the following licenses for Local 02045 LLC dba Local 02045, 2 A Street, Lisa Powers, Manager: The Common Victualer License, The All Alcohol Seasonal Restaurant License and the Entertainment License and the Common Victualer License for the first and second floor. The second floor will be used as function space until which time there is some resolution of All Alcohol stipulations and they have met with the Planning Board at which point they will come back before the Board of Selectmen for further clarification of the use of the second floor; subject to the Site Plan conditions issued by the Hull Planning Board and in particular that the second floor be used and contracted for functions until such use is otherwise changed by

the Hull Planning Board at which time the licensee shall file for any needed amendments of its licenses consistent with the conditions set by the Hull Planning Board

Second Sestito
Vote Unanimous

Tom Hardey, Hull PorchFest re: Request to hold PorchFest event to be held Saturday, September 17, 2022 from 1:00 p.m. until 6:00 p.m.

Motion Reilly To approve the request of Hull PorchFest to hold the PorchFest event on Saturday, September 17, 2022 from 1:00 p.m. until 6:00 p.m. subject to final approval by the Town Manager, DPW, the Police Chief, the Fire Chief, and Town Counsel

Second Sestito
Vote Unanimous**

Kathleen Prevett, Scoops Ice Cream Co., 540 Nantasket Avenue re: Common Victualer License (Renewal)

Motion Reilly To approve the renewal of the Common Victualer License for Scoops Ice Cream Co., 540 Nantasket Avenue

Second Sestito
Vote Unanimous**

Michael McGurl, Executive Director, Hull Lifesaving Museum Inc., re: Request for One Day Liquor License for Adult Art Class on Saturday, May 7, 2022 from 3:00 p.m. until 6:00 p.m.

Motion Reilly To approve the request from the Hull Lifesaving Museum for a One Day Liquor License on Saturday, May 7, 2022 from 3:00 p.m. to 6:00 p.m. for an Adult Art Class

Second Sestito
Vote Unanimous**

**Pursel was not present in the room for these votes

UPDATES

Reilly asked Lampke the status of the issue regarding the change of Salt Water Beach Club from a Seasonal to an Annual Club. Lampke said they are dealing with an attorney from the Ethics Commission and all of the Board members should be able to vote on this at the next meeting if they would like.

Lampke said that there has been a recent settlement of litigation brought by a group of State Attorneys General relative to the opioid crisis and under that settlement the Town could potentially receive \$400,000 over sixteen years with annual payments ranging from \$20,000 to \$46,000. Lampke said he would like the Board to approve the Massachusetts State subdivision's Agreement for the statewide opioid settlements and authorize and ratify the Town Counsel to enter into the necessary agreements. He said that originally municipalities were to receive 15% of this particular settlement, but through the efforts of the Attorney General and the other parties involved, it was increased to 40%. Reilly asked if there were any other pending lawsuits and Lampke said there were. Lampke said that this particular settlement stipulates that the funds are to be used for purposes related to opioid addiction.

Motion Reilly To authorize the Town Counsel to enter into the Agreement for Settlement relative to the opioid litigation

Second Pursel
Vote Unanimous

Constable said that she and Lemnios met with the Under Secretary from EA, DCR's Commissioner, and DCR's liaison to the Town relative to advancement of the Business Improvement District (BID). The Commissioner came to the meeting well-informed and they were able to have a productive session. At the previous meeting the priority had been to begin implementation of their Master Plan around the areas of the Mary Jeannette Murray Bathhouse including sidewalk replacements, complete reconstruction of the lot next to the Parrot, resurfacing of the additional lots, removal of the outdoor rink in that initial lot, and the addition of new paving spaces. She said the next meeting with DCR is scheduled for the first week in May and after that meeting she would like to have them come in and present what the work will be. She feels there is movement, which is good, and will keep the other work that needs to be done on their radar.

On a motion by Reilly, seconded by Sestito, the Board voted unanimously to adjourn.

Recorded by Kathleen Fanning

Approved by:

Documents

The following documents were included in the members' packets or were presented during the meeting and are available in the Board of selectmen's office upon request:

- Agenda for Board of Selectmen meeting on March 30, 2022
- Memo from Craig Wolfe to Town Manager regarding the Nantasket Beach Car Show
- Memo from Paul Sordillo to Board of Selectmen regarding dedication of the corner of B Street and Central to Robert L. Shannon
- Letter from Tom Hardey requestion of approval of the date for Hull PorchFest 2022
- Application from Scoops Ice Cream for Renewal of Common Victualer License
- Application from Hull Lifesaving Museum for a One Day Liquor License on May 7, 2022
- Memo from Lynn Mazzeo resigning from the Hull No Place for Hate Committee
- Memo from Paul Sordillo to Town Manager and Board of Selectmen regarding Street Dedication eligibility
- Application materials from Local 02045 for renewal of Common Victualer, Seasonal All Alcohol, and Entertainment Licenses as well as a letter of support from Nick and Kelli Russo