



TOWN OF SWAMPSCOTT
SELECT BOARD REGULAR SESSION MINUTES
OCTOBER 6, 2022 – 6:30 P.M.
SWAMPSCOTT HIGH SCHOOL, 200 ESSEX STREET, ROOM B129
AND VIRTUALLY

SELECT BOARD MEMBERS PRESENT: NEAL DUFFY, MARY ELLEN FLETCHER, DAVID GRISHMAN, KATIE PHELAN

MEMBERS ABSENT: PETER SPELLIOS

OTHER TOWN OFFICIALS PRESENT: SEAN FITZGERALD, TOWN ADMINISTRATOR, PATRICK LUDDY, TOWN TREASURER/COLLECTOR

OTHER: NONE

A. PUBLIC COMMENTS:

MR. WILLIAM DIMENTO, 1008 PARADISE RD., ASKED 1) WHEN TA FITZGERALD'S FY2022 REVIEW IS GOING TO BE DONE; 2) WHEN WILL AQUALINE BE BACK IN TOWN AS HE'S ONLY SEEN THEM ONCE IN THREE WEEKS.

B. NEW & OLD BUSINESS:

1. **COMMITTEE APPOINTMENT:** MR. AARON BERDOFE WAS APPOINTED AS A NEW MEMBER OF THE AFFORDABLE HOUSING TRUST (AHT), STATING THAT THE REGION IS IN A HOUSING CRISIS AS WELL AS A CLIMATE CRISIS AND THAT HOUSING IS PART OF THE SOLUTION; ZONING LAWS HAVE TO BE CHANGED TO ALLOW MORE MULTI-FAMILY HOUSES BUT, IN THE MEANTIME, WE NEED TO DO WHAT WE CAN TO SOLVE THIS ISSUE THROUGH AFFORDABLE & SUBSIDIZED HOUSING. MR. BERDOFE WANTS TO LEARN ABOUT THE FINANCIALS AND GIVE LOWER INCOME PEOPLE A VOICE AS WELL AS BRIDGE GAPS BETWEEN OTHER BOARDS & COMMITTEES IN TOWN. MR. DUFFY APPRECIATES MR. BERDOFE'S PUSH FOR AFFORDABLE HOUSING IN TOWN AND HIS HAPPY TO SEE HIM PUT HIS ENERGY ON THE AHT. MR. GRISHMAN STATED THAT HE KNOWS MR. BERDOFE WILL PUT IN THE WORK.

UPON **MOTION**, DULY MADE BY DAVID GRISHMAN, SECONDED BY KATIE PHELAN, IT WAS UNANIMOUSLY **VOTED** TO: APPOINT MR. AARON BERDOFE TO THE AFFORDABLE HOUSING TRUST FOR A TERM OF 3-YEARS AS RECOMMENDED BY THE TOWN ADMINISTRATOR: ALL IN FAVOR: YES. ANY OPPOSED: NO. **MOTION PASSES.**

2. **PROCLAMATIONS:** TA FITZGERALD STATED THAT THESE ARE INTENDED TO HELP FOLK UNDERSTAND THAT AS A COMMUNITY, WE SHARE CERTAIN VALUES, WITH THE SELECT BOARD LEADING THE WAY. THESE ARE IMPORTANT TOPICS AS MANY FAMILIES HAVE LOVED ONES WHO ARE DEALING WITH CANCER.

i. **BREAST CANCER AWARENESS MONTH:** MS. PHELAN READ THE PROCLAMATION ALOUD.

UPON **MOTION**, DULY MADE BY DAVID GRISHMAN, SECONDED BY MARY ELLEN FLETCHER, IT WAS UNANIMOUSLY **VOTED** TO: ADOPT THE PROCLAMATION FOR BREAST CANCER AWARENESS MONTH: ALL IN FAVOR: YES. ANY OPPOSED: NO. **MOTION PASSES.**

ii. **RESOLUTION CONDEMNING HATE:** MR. GRISHMAN READ THE RESOLUTION ALOUD.

UPON **MOTION**, DULY MADE BY DAVID GRISHMAN, SECONDED BY KATIE PHELAN, IT WAS UNANIMOUSLY **VOTED** TO: ADOPT THE RESOLUTION CONDEMNING HATE: ALL IN FAVOR: YES. ANY OPPOSED: NO. **MOTION PASSES.**

3. **FY23 WATER AND SEWER RATE APPROVAL:** THE WATER & SEWER ADVISORY COMMITTEE (WSAC) HAS MET TWICE SINCE LAST MONTH'S OVERVIEW AND HAS A RECOMMENDATION, WHICH THE FINANCE COMMITTEE HAS BEEN UPDATED ON. MR. LUDDY PRESENTED TWO OPTIONS. WSAC RECOMMENDS OPTION 1 WHICH IS A CONSUMPTION RATE INCREASE TO ALL TIERS WITH A NOMINAL INCREASE TO TIERS 2 AND 3. MR. LUDDY MET WITH FIN COMM AND DISCUSSED THE RATES AND PROPOSED BUDGET ADJUSTMENTS REVIEWED IN SEPTEMBER AS WELL AS PRIOR FISCAL YEARS' FLAT RATE SYSTEM V THE TIERED RATING SYSTEM ESTABLISHED IN FY22. THE AVERAGE BILL WILL INCREASE 2.5% OR LESS FOR THE NEXT THREE QUARTERS. MS. FLETCHER ASKED FOR THE TIMING OF SETTING RATES BEFORE THE NEXT TOWN MEETING IN MAY. MR. LUDDY INDICATED THAT HE WOULD LIKE TO SET THEM IN APRIL – HE WILL MEET WITH WSAC IN FEBRUARY/EARLY MARCH AND START THE DISCUSSION FOR AN APRIL VOTE. MR. DUFFY THANKED WSAC, GINO, NATALIE AND PATRICK FOR THEIR WORK OVER THE LAST FEW WEEKS.

UPON **MOTION**, DULY MADE BY DAVID GRISHMAN, SECONDED BY MARY ELLEN FLETCHER, IT WAS UNANIMOUSLY **VOTED** TO: MOVE TO ESTABLISH WATER AND SEWER RATES AS FOLLOWS: TIER 1 – CONSUMPTION RATE WATER \$7.51; SEWER \$5.89, BASE RATE WATER,

\$13.25, BASE RATE SEWER \$20.00; TIER 2 - CONSUMPTION RATE WATER \$7.79; SEWER \$6.66, BASE RATE WATER, \$14.00, BASE RATE SEWER \$21.00; TIER 3 - CONSUMPTION RATE WATER \$8.00; SEWER \$7.38, BASE RATE WATER, \$14.00, BASE RATE SEWER \$21.00: ALL IN FAVOR: YES. ANY OPPOSED: NO. MOTION PASSES.

4. **NOVEMBER'S ELECTION WARRANT:** THIS IS TO APPROVE THE FORM OF THE BALLOT, IS CUSTOMARY AND HAS BEEN REVIEWED BY TOWN COUNSEL. THIS AUTHORIZES THE TOWN CLERK TO POST IT.

UPON **MOTION**, DULY MADE BY DAVID GRISHMAN, SECONDED BY KATIE PHELAN, IT WAS UNANIMOUSLY **VOTED** TO: APPROVE THE NOVEMBER 2022 ELECTION WARRANT AS PRESENTED: ALL IN FAVOR: YES. ANY OPPOSED: NO. MOTION PASSES.

C. VOTES OF THE BOARD:

5. CONSENT AGENDA ITEMS:

- VOTE TO APPROVE MINUTES OF THE REGULAR MEETING OF 9/28/22

UPON **MOTION**, DULY MADE BY KATIE PHELAN, SECONDED BY MARY ELLEN FLETCHER, IT WAS UNANIMOUSLY **VOTED** TO: APPROVE THE CONSENT AGENDA: ALL IN FAVOR: YES. ANY OPPOSED: NO. MOTION PASSES.

D. TOWN ADMINISTRATOR'S REPORT

- THE TA MET WITH A SMALLER STAKEHOLDER GROUP LAST WEEK AND AGAIN THIS WEEK INCLUDING MR. GRISHMAN, MR. DUFFY, AND LYNN MAYOR NICHOLSON. THE GROUP REVIEWED THE THREE REMAINING DESIGN CONSIDERATIONS. TA FITZGERALD IS EAGER TO TAKE ADVANTAGE OF A FAVORABLE CLIMATE FOR STATE AND FEDERAL FUNDING. THE TECH COMMITTEE HAS RECOMMENDED THE UV LIGHT TO DESTROY BACTERIA BEFORE IT INFILTRATES THE BEACH. THE GROUP IS ALSO CONSIDERING THE OUTFLOW PIPE DEEP INTO THE OCEAN AS PHASE II OF THIS PROJECT.
- I AM WORKING WITH DEPT. HEADS TO CREATE A DEPARTMENT OF COMMUNITY CARE. THIS CRITICAL INITIATIVE WILL HELP RESIDENTS WITH MENTAL HEALTH ISSUES, LONELINESS AND FEELINGS OF BEING DISCONNECTED.
- AT THE BEHEST OF MS. PHELAN, I HELD A MEETING WITH HER, DPW AND POLICE & FIRE DEPARTMENTS TO EVALUATE THE IMPACT ON THE TOWN OF MBTA COMMUTER RAIL PASSENGERS. THERE HAVE BEEN A FEW COMPLAINTS BUT CHIEF QUESADA HAS ENSURED ME THAT THERE ARE PATROL OFFICERS OBSERVING THE IMPACT. SO FAR, THERE HASN'T BEEN ANY NOTICEABLE ADDITION OR DIFFERENCE TO OVERALL TRAFFIC. BUSES ARE IN & OUT EVERY 15 MINUTES. WE WILL CONTINUE TO MONITOR THE AREA AND PROVIDE UPDATES.
- MS. FLETCHER HAS COORDINATED USE OF THE ST. JOHN'S PARKING LOT WITH DPW DIRECTOR GINO CRESTA. WE HOPE TO HAVE AN AGREEMENT BETWEEN THE TOWN AND ST. JOHN'S FOR USE OF THIS LOT.
- THE SPECIAL TOWN MEETING WILL BE HELD ON MONDAY, DECEMBER 5TH. CIC IS IN THE PROCESS OF REVIEWING CAPITAL ARTICLES; FIN COMM WILL REVIEW BUDGET AMENDMENTS AND OTHER FINANCIAL ARTICLES BY THE 1ST WEEK OF NOVEMBER WITH THE BOARD SCHEDULED TO CLOSE THE WARRANT ON NOVEMBER 16TH. THE WARRANT WILL BE MAILED TO TOWN MEETING MEMBERS ON THURSDAY, NOVEMBER 17TH.
- JOE DOUILLETTE IS BUSY KEEPING EVERYONE CONNECTED, INCLUDING THE SENIOR CENTER. THE SENIOR CENTER HAS A SLEW OF PROGRAMING INCLUDING MEMORY CAFÉ, MEMORY KITS AND CAREGIVER SUPPORT GROUPS. STAFF WERE INTERVIEWED BY AARP MASSACHUSETTS ABOUT THE MEMORY CAFÉ & KITS. I VISITED EARLIER THIS WEEK WHILE FIREFIGHTERS WERE THERE FLIPPING BURGERS, SOMETHING OUR SENIORS ENJOY VERY MUCH.
- I'M THRILLED THAT AARON BERDOFE HAS ACCEPTED A POSITION ON THE AFFORDABLE HOUSING TRUST.
- THE LIBRARY'S ANNUAL BULB SALE ENDS 10/15.
- SWAMPSCOTT OFFICER CARUSO AND DETECTIVE DELANO ARE RECEIVING AWARDS FROM THE MASSACHUSETTS LATINO POLICE OFFICERS ASSOCIATION FOR THEIR WORK.
- THE 2ND TOWN-WIDE YARD SALE WAS A SUCCESS.
- NANCY SCHULTZ, CHAIR OF THE HISTORICAL COMMISSION, IS HELPING US PLAN AN EVENT FOR INDIGENOUS PEOPLES' MONTH WHICH BEGINS ON OCTOBER 15TH.
- THANKED THE BOARD FOR PASSING THE BREAST CANCER AWARENESS MONTH PROCLAMATION AND THE RESOLUTION CONDEMNING HATE.

E. SELECT BOARD TIME:

MR. DUFFY: NOTHING TO ADD.

MS. FLETCHER: ASKED THAT SUPREME COURT BE ADDRESSED. TA FITZGERALD RESPONDED THAT THE SELECT BOARD SHOULD ACCEPT THE LAYOUT OF THE ROAD, THAT THEY'VE DONE EVERYTHING THE TOWN HAS ASKED. ONCE THE BOARD HAS ACCEPTED IT, IT WILL ADVANCE TO THE PLANNING BOARD.

MR. GRISHMAN: 1) REMINDED VIEWERS THAT THE CAR SHOW IS SUNDAY, FROM 10AM – 2PM; 2) HE WILL BE AT THE SENIOR CENTER ON WEDNESDAY, 10/12, FOR LUNCH.

MS. PHELAN: ENCOURAGED THE TA TO ENGAGE YOUTH IN THE CONVERSATION ABOUT COMMUNITY CARE AS THEY'VE BEEN AFFECTED TOO. TA FITZGERALD WANTS TO HOLD BLOCK PARTIES IN EVERY PRECINCT WITH GAMES AND A DJ TO ENCOURAGE PEOPLE TO GET OUT OF THEIR HOMES AND CONNECT WITH EACH OTHER.

MR. SPELLIOS: NOTHING TO ADD.

UPON **MOTION**, DULY MADE BY DAVID GRISHMAN, SECONDED BY KATIE PHELAN, IT WAS UNANIMOUSLY **VOTED** TO: ADJOURN AT 7:36 P.M.: ALL IN FAVOR: YES. ANY OPPOSED: NO. **MOTION PASSES.**

TRUE ATTEST,

DIANNE MARCHESE, EXECUTIVE ASSISTANT TO THE SELECT BOARD & TOWN ADMINISTRATOR

APPROVED BY THE SELECT BOARD OCTOBER 19, 2022.

ATTACHMENTS:

APPOINTMENTS

BREAST CANCER AWARENESS MONTH PROCLAMATION

RESOLUTION CONDEMNING HATE

FY23 WATER & SEWER RATE PRESENTATION

NOVEMBER'S ELECTION WARRANT

TA'S REPORT



Town of Swampscott

Office of the

Town Administrator

Elihu Thomson Administrative Building
22 Monument Aven
Swampscott, MA 01:

Tel: (781) 596-8850

Email: sfitzgerald@swampscottma.gov

Sean R. Fitzgerald
Town Administrator

TO: SELECT BOARD
FROM: DIANNE MARCHESE, ADMIN. ASST. TO TA & SB
SUBJECT: 2022 BOARD AND COMMITTEE APPOINTMENTS
DATE: OCTOBER 6, 2022

OBJECTIVE

The Select Board must reappoint Swampscott's 2022 Boards, Committees, and Commissions.

PROCESS

1. All current members up for reappointment were contacted to determine their interest in being reappointed
2. All Board Chairs were approached to confirm their support of reappointing members
3. A vacancy review was performed along with all current outstanding applications for committees to determine if there were any applicants who could potentially be considered in replacement of an existing member up for reappointment.

SAMPLE MOTION:

The Select Board, consistent with the recommendation of the Town Administrator, appoint individuals recommended in this memo for their appointed terms for the 2022-2023 term.

2022 REAPPOINTMENT SUMMARY

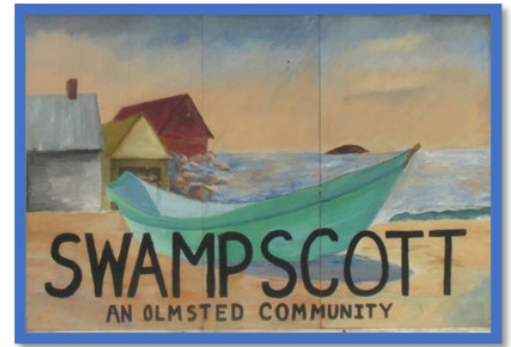
Committee	# of members	# of vacant seats	# of Terms Expiring 2022	# Seeking Reappointment or new 2022	# Not seeking reappointment	Non-Responsive or Pending
Affordable Housing Trust	6	1	0	1	0	0

AFFORDABLE HOUSING TRUST

The trust manages the Trust Fund, which is used to support the development of affordable housing at the discretion of the Trustees and with the approval of the Select Board.

- **The Committee is comprised of six members – 5 residents and one member of the Select Board**
- **There are no expiring terms**
- **Town Administrator recommends appointing one new member to fill a vacancy with a term expiring 2024**

Kimberly Martin-Epstein	Member	2-year term	Term Expires 2024
Joan Honig	Member	2-year term	Term Expires 2024
David Grishman	Member	1-year term	Term Expires 2024
Aaron Berdofe	Member	3-year term (24)	Term Expires 2024
Marianne McDermott	Member	3-year term	Term Expires 2023
Eleanor Zambrano	Member	3-year term	Term Expires 2023



*TOWN OF SWAMPSCOTT, MASSACHUSETTS
BREAST CANCER AWARENESS MONTH
PROCLAMATION BY THE SELECT BOARD*

WHEREAS: WHILE CONSIDERABLE PROGRESS HAS BEEN MADE IN THE FIGHT AGAINST BREAST CANCER, IT REMAINS THE MOST FREQUENTLY DIAGNOSED TYPE OF NON-SKIN CANCER AND THE SECOND LEADING CAUSE OF CANCER DEATHS AMONG WOMEN IN OUR COUNTRY; AND

WHEREAS: UNFORTUNATELY, MANY OF US KNOW SOMEONE OR HAVE FAMILY MEMBERS WHO HAVE OR HAVE HAD BREAST CANCER; AND

WHEREAS: THANKS TO EARLIER DETECTION AND BETTER TREATMENTS, MORTALITY RATES FOR BREAST CANCER HAVE STEADILY DECREASED IN THE LAST DECADE; AND

WHEREAS: KNOWING WHAT MAY CONTRIBUTE TO BREAST CANCER, SYMPTOMS, DIAGNOSIS & TREATMENT ARE IMPORTANT PARTS OF ITS PREVENTION; AND

WHEREAS: HAVING AFFORDABLE ACCESS TO SCREENINGS AND EARLY DETECTION FOR ALL WOMEN IS AN ESSENTIAL COMPONENT IN THE FIGHT AGAINST BREAST CANCER; AND

WHEREAS: DURING NATIONAL BREAST CANCER AWARENESS MONTH, WE STAND WITH OUR FAMILIES, FRIENDS & NEIGHBORS AND RECOGNIZE ALL WHO HAVE JOINED THEIR LOVED ONES IN FIGHTING THEIR BATTLE AS WELL AS THE ADVOCATES, RESEARCHERS AND HEALTH CARE PROVIDERS WHOSE CARE AND HARD WORK GIVES HOPE TO THOSE LIVING WITH BREAST CANCER; AND

WHEREAS: BY EDUCATING OURSELVES AND SUPPORTING INNOVATIVE RESEARCH, WE WILL IMPROVE THE QUALITY OF CARE FOR ALL THOSE AFFECTED BY BREAST CANCER AND, ONE DAY, DEFEAT THIS TERRIBLE DISEASE.

NOW THEREFORE: ON BEHALF OF THE ENTIRE SELECT BOARD, WE DO HEREBY PROCLAIM THE MONTH OF OCTOBER 2022 AS

Breast Cancer Awareness Month

IN THE TOWN OF SWAMPSCOTT, MASSACHUSETTS AND ENCOURAGE ALL CITIZENS TO JOIN US IN THIS WORTHY OBSERVANCE.

IN WITNESS WHEREOF, WE HAVE HEREUNTO SET OUR HANDS AND CAUSED TO BE AFFIXED THE GREAT SEAL OF THE TOWN OF SWAMPSCOTT, MASSACHUSETTS, THIS 6TH DAY OF OCTOBER, 2022.

Swampscott Select Board

Neal Duffy
Chair

David Grishman
Vice Chair

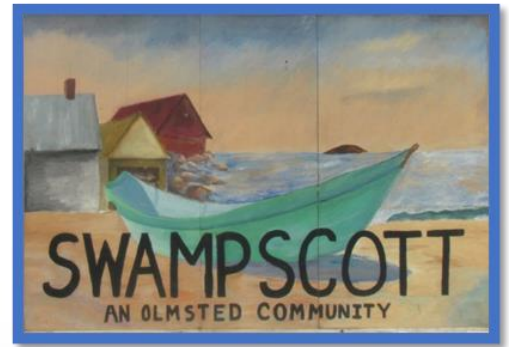
Mary Ellen Fletcher

Catherine Phelan

Peter Spellios

Sean Fitzgerald
Town Administrator





TOWN OF SWAMPSCOTT, MASSACHUSETTS RESOLUTION BY THE SELECT BOARD CONDEMNING HATE

BE IT RESOLVED:

THE SELECT BOARD AND TOWN OF SWAMPSCOTT FINDS THAT:

- A. THE SELECT BOARD OF THE TOWN OF SWAMPSCOTT ARE PROUD TO SUPPORT POLICIES AND EFFORTS THAT UPHOLD OUR COMMITMENT TO PROTECT AN INDIVIDUAL'S ABILITY TO EXPERIENCE A SAFE, WELCOMING AND INCLUSIVE COMMUNITY IN SWAMPSCOTT.
- B. IN ALIGNMENT WITH THE SELECT BOARD'S GOAL OF CREATING A SAFE AND WELCOMING COMMUNITY, WE VALUE HUMAN RIGHTS, PEACE, RESPECT, INCLUSIVITY, AND EQUITY, AND RECOGNIZE THAT WE DERIVE STRENGTH FROM OUR DIVERSITY.
- C. WE ACKNOWLEDGE THAT SCHOLARS CONSISTENTLY DEFINE WHITE NATIONALISM AS THE PROMOTION OF THE IDEA THAT NATIONAL IDENTITY SHOULD BE BUILT AROUND WHITE ETHNICITY, AND THAT WHITE PEOPLE SHOULD THEREFORE MAINTAIN BOTH A DEMOGRAPHIC MAJORITY AND DOMINANCE OF THE NATION'S CULTURE AND PUBLIC LIFE ACROSS THE COUNTY.
- D. WE RECOGNIZE THAT THERE HAS BEEN A RISE OF WHITE NATIONALIST AND WHITE SUPREMACIST GROUPS IN THE UNITED STATES AND THAT THE NATIONAL POLITICAL DIALOGUE REFLECTS THIS RACIAL TENSION.
- E. OUR COMMUNITY IS COMMITTED TO A JUST AND INCLUSIVE REPUBLIC. WHITE NATIONALISM PLACES THE INTERESTS OF WHITE PEOPLE OVER THOSE OF OTHER RACIAL GROUPS, AND IS AN IDEOLOGY FOCUSED ON MAINTAINING WHITE POLITICAL, ECONOMIC, AND DEMOGRAPHIC DOMINANCE, AND IT IS AT ODDS WITH OUR VISION FOR SWAMPSCOTT.
- F. THE MASSACHUSETTS CONSTITUTION STATES, "THE RIGHT OF FREE SPEECH SHALL NOT BE ABRIDGED." (EMPHASIS ADDED.)
- G. FREE SPEECH IS A CORE PRINCIPLE OF OUR AMERICAN REPUBLIC AND THE DEMOCRATIC INSTITUTIONS THAT UNDERPIN ITS EXISTENCE. THE AGENDA OF WHITE NATIONALIST GROUPS SEEKS TO DESTABILIZE THE AMERICAN REPUBLIC, USE FEAR THROUGH THREATS AND PHYSICAL VIOLENCE AS A CONTROL TACTIC, DIVIDE OUR COMMUNITY, AND PROMOTE AND IGNITE SOCIAL ANIMOSITIES.
- H. WE UNDERSTAND THAT THE TOWN OF SWAMPSCOTT EXISTS ON THE LAND PRIMARILY OCCUPIED BY THE NAUMKEAG PEOPLE. MARGINALIZED COMMUNITIES HAVE EXPERIENCED GENERATIONAL OPPRESSION AND TRAUMAS RELATED TO THE DECISIONS MADE BY PEOPLE AND GOVERNMENTS IN BOTH THE PAST AND PRESENT. WHITE SUPREMACY GROUPS HAVE A HISTORY OF ADVOCATING FOR THE MARGINALIZATION OF COMMUNITIES OF COLOR THROUGH GOVERNMENT POLICIES. FOR EXAMPLE, LEGISLATION STARTING WITH THE INDIAN REMOVAL BILL OF 1830 MADE IT THE POLICY OF THE U.S. GOVERNMENT TO BEGIN THE FORCIBLE REMOVAL, RELOCATION AND GENOCIDE OF NATIVE PEOPLE. IN MORE MODERN TIMES, EXTREME RACIAL PREJUDICE TOWARDS JAPANESE-AMERICANS FOLLOWING PEARL HARBOR, LEAD TO GOVERNMENT ACTION THAT RESULTED IN THEIR FORCED RELOCATION TO INCARCERATION CAMPS WITH DEPLORABLE LIVING CONDITIONS.
- I. WE HAVE SEEN AN ON-GOING SURGE OF WHITE NATIONALIST ACTIVITY AND HOSTILITY HERE, IN OUR HOME, CONJURING PAINFUL MEMORIES OF OUR NATION'S PAST AND CAUSING HARM TO

CURRENT RESIDENTS. TODAY, MEMBERS OF WHITE SUPREMACY GROUPS ARE GATHERING AT OUR STATE'S AND NATION'S CAPITOLS BEARING SYMBOLS OF HATE AND INTIMIDATION INCLUDING NOOSES, SIGNS AND CLOTHING WITH VALORIZATIONS OF NAZI WAR CRIMES, AND WAVING THE CONFEDERATE BATTLE FLAG. THESE INDIVIDUALS HAVE CARRIED AND WIELDED WEAPONS INCLUDING AUTOMATIC RIFLES, KNIVES, BATS AND PEPPER SPRAY WHICH THEY HAVE USED AGAINST LAW ENFORCEMENT OFFICERS WHO WERE CARRYING OUT THEIR DUTIES TO PROTECT. VIDEO EVIDENCE SHOWS MEMBERS OF THESE GROUPS SAVAGELY BEATING A CAPITOL POLICE OFFICER WITH POLES ON WHICH THEY HAD MOUNTED THE AMERICAN FLAG. MEMBERS OF THESE GROUPS HAVE ENGAGED IN ACTS OF SEDITION BY VIOLENTLY ENTERING THESE CAPITOL BUILDINGS WHERE ELECTED LEGISLATORS WERE CONDUCTING THE AMERICAN PEOPLE'S BUSINESS. THEY DID SO IN ORDER TO INTERFERE WITH THE LEGITIMATE FUNCTIONING OF OUR GOVERNMENT.

- J. THE TRAUMA INFLICTED ON BLACK PEOPLE, PEOPLE OF COLOR, MUSLIM AND JEWISH PEOPLE, RELIGIOUS MINORITIES, THE LGBTQ COMMUNITY AND OTHER MARGINALIZED GROUPS BY WHITE SUPREMACISTS RESULTS IN GENERATIONAL AND PSYCHOLOGICAL HARM AFFECTING HEALTH, EDUCATIONAL, ECONOMIC AND SOCIAL OUTCOMES.
- K. THE TOWN OF SWAMPSCOTT HAS A LONGSTANDING HISTORY AND COMMITMENT OF CELEBRATING AND SUPPORTING PEOPLE OF ALL RACES, NATIONAL ORIGINS, IMMIGRATION AND REFUGEE STATUSES, RELIGIONS, GENDER, GENDER IDENTITIES, SEXUAL ORIENTATIONS, ABILITIES, AGES, AND ECONOMIC STATUSES.

NOW, THEREFORE,

BE IT RESOLVED BY THE SELECT BOARD OF THE TOWN OF SWAMPSCOTT, A MUNICIPAL CORPORATION OF THE COMMONWEALTH OF MASSACHUSETTS, AS FOLLOWS:

SECTION 1. THE SELECT BOARD IS COMMITTED TO MAKING SWAMPSCOTT A WELCOMING, INCLUSIVE, AND SAFE COMMUNITY FOR EVERYONE. WE CONDEMN HATE, XENOPHOBIA, RACISM, WHITE SUPREMACY, ANTI-SEMITISM, ISLAMOPHOBIA, HOMOPHOBIA, TRANSPHOBIA, ABLEISM, SEXISM AND OTHER FORMS OF BIGOTRY.

SECTION 2. THE SELECT BOARD IS COMMITTED TO STANDING IN SOLIDARITY WITH THE PEOPLE OF SWAMPSCOTT IN OPPOSING WHITE SUPREMACY AND CREATING A COMMUNITY WHERE ALL PEOPLE CAN SAFELY, FREELY AND FULLY ENGAGE IN OUR DEMOCRACY. WE WILL NOT TOLERATE HATE IN ANY FORM AND WILL PURSUE POLICIES TO ENSURE CIVIL AND HUMAN RIGHTS TO ALL INDIVIDUALS.

SECTION 3. THIS RESOLUTION IS EFFECTIVE IMMEDIATELY UPON ITS PASSAGE BY THE SELECT BOARD.

SWAMPSCOTT SELECT BOARD

NEAL DUFFY
CHAIR

MARY ELLEN FLETCHER

DAVID GRISHMAN
VICE CHAIR

CATHERINE PHELAN

PETER SPELLIOS

SEAN FITZGERALD
TOWN ADMINISTRATOR



FY23 Water & Sewer Rate Setting

Town of Swampscott

Update 10.5.2022



Updates

- Water-Sewer Advisory Committee meeting was held on 9/22
 - Voted to recommend the Select Board adopt Rate option #1, which included a 2.5% increase to consumption rates for all tiers, and a nominal increase to the Tier 2 & Tier 3 base rates
- Finance Committee meeting was held on 10/4
 - Committee was updated on the revised assessments for the water & sewer fund, and the corresponding recommended revised appropriations for special town meeting

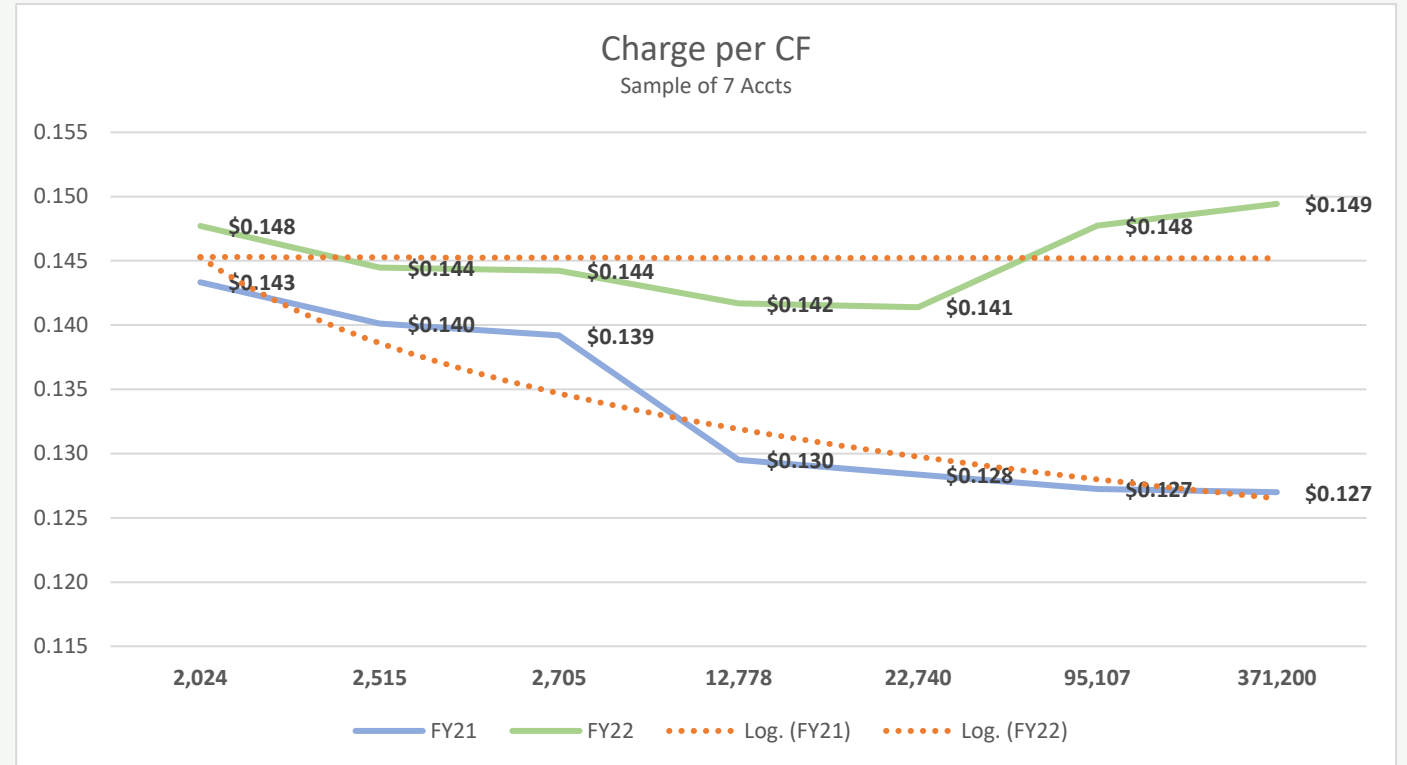
Charge per Cubic Foot

FY21 (Flat-Rate)

vs.

FY22 (Tiered Rate)

Use (cf)	FY21	FY22
2,024	0.143	0.148
2,705	0.139	0.144
2,515	0.140	0.144
12,778	0.130	0.142
22,740	0.128	0.141
95,107	0.127	0.148
371,200	0.127	0.149
Range:	\$ 0.016	\$ 0.008



Adoption of a Tiered Rate System has moved us closer to rate parity on a cost per cubic foot basis.

Comparison

W/S Rate Advisory
Committee Voted to
Recommend Option
1 on 9/22

Rate Option 1

Water	Sewer
Tier 1: \$7.51 (2.5% Increase)	Tier 1: \$5.89 (2.5% Increase)
Tier 2: \$7.79 (2.5% Increase)	Tier 2: \$6.66 (2.5% Increase)
Tier 3: \$8.00 (2.5% Increase)	Tier 3: \$7.38 (2.5% Increase)
Base Tier 1: \$13.25 (unchanged)	Base Tier 1: \$20.00 (unchanged)
Base Tiers 2/3: \$14.00 (+\$0.35)	Base Tiers 2/3: \$21.00 (+\$0.40)

Rate Option 2

Water	Sewer
Tier 1: \$7.51 (2.50% Increase)	Tier 1: \$5.89 (2.50% Increase)
Tier 2: \$7.81 (2.75% Increase)	Tier 2: \$6.68 (2.75% Increase)
Tier 3: \$8.03 (3.00% Increase)	Tier 3: \$7.42 (3.00% Increase)
Base Tier 1: \$13.25 (unchanged)	Base Tier 1: \$20.00 (unchanged)
Base Tiers 2/3: \$14.00 (+\$0.35)	Base Tiers 2/3: \$21.00 (+\$0.40)

Next Steps

- Select Board Discussion
- Select Board Vote to Establish New Water & Sewer Rates
- Public Works Dept. Implements New Rates
- Fall Town Meeting Vote to Reduce Water and Sewer Budgets to reflect reduction in assessments
- Ongoing: Finance & Water Depts monitor Revenues & Charges
- Next Year:
 - Potentially Establish New Rates prior to town meeting. Adds transparency (know the rate before you use the water) and revenue certainty for budgeting

MOTION: Option #1

- I move to establish water and sewer rates as follows:
- Tier 1- Consumption Rate Water \$7.51; Sewer \$5.89; Base Rate Water \$13.25; Base Rate Sewer \$20.00
- Tier 2 - Consumption Rate Water \$7.79; Sewer \$6.66; Base Rate Water \$14.00; Base Rate Sewer \$21.00
- Tier 3 - Consumption Rate Water \$8.00; Sewer \$7.38; Base Rate Water \$14.00; Base Rate Sewer \$21.00

MOTION: Option #2

- I move to establish water and sewer rates as follows:
- Tier 1- Consumption Rate Water \$7.51; Sewer \$5.89; Base Rate Water \$13.25; Base Rate Sewer \$20.00
- Tier 2 - Consumption Rate Water \$7.81; Sewer \$6.68; Base Rate Water \$14.00; Base Rate Sewer \$21.00
- Tier 3 - Consumption Rate Water \$8.03; Sewer \$7.42; Base Rate Water \$14.00; Base Rate Sewer \$21.00

**COMMONWEALTH OF MASSACHUSETTS
WILLIAM FRANCIS GALVIN
SECRETARY OF THE COMMONWEALTH**

WARRANT FOR 2022 STATE ELECTION

SS.

To the Constables of the Town of Swampscott

GREETINGS:

In the name of the Commonwealth, you are hereby required to notify and warn the inhabitants of said town who are qualified to vote in Elections to vote at:

Precincts 1, 2, 3, 4, 5, & 6

Swampscott High School
200 Essex Street, Swampscott, MA 01907

On **TUESDAY, THE EIGHTH DAY OF NOVEMBER, 2022**, from 7:00 A.M. to 8:00 P.M. for the following purpose:

To cast their votes in the State Election for the candidates for the following offices:

GOVERNOR and LIEUTENANT GOVERNOR.....	FOR THIS COMMONWEALTH
ATTORNEY GENERAL.....	FOR THIS COMMONWEALTH
SECRETARY OF STATE.....	FOR THIS COMMONWEALTH
TREASURER.....	FOR THIS COMMONWEALTH
AUDITOR.....	FOR THIS COMMONWEALTH
REPRESENTATIVE IN CONGRESS.....	SIXTH DISTRICT
COUNCILLOR.....	SIXTH DISTRICT
SENATOR IN GENERAL COURT.....	THIRD ESSEX DISTRICT
REPRESENTATIVE IN GENERAL COURT.....	EIGHTH ESSEX DISTRICT
DISTRICT ATTORNEY.....	EASTERN DISTRICT
SHERIFF.....	ESSEX COUNTY

QUESTION 1: PROPOSED AMENDMENT TO THE CONSTITUTION

Do you approve of the adoption of an amendment to the constitution summarized below, which was approved by the General Court in joint sessions of the two houses on June 12, 2019 (yeas 147 – nays 48); and again on June 9, 2021 (yeas 159 – nays 41)?

SUMMARY

This proposed constitutional amendment would establish an additional 4% state income tax on that portion of annual taxable income in excess of \$1 million. This income level would be adjusted annually, by the same method used for federal income-tax brackets, to reflect increases in the cost of living. Revenues from this tax would be used, subject to appropriation by the state Legislature, for public education, public colleges and universities; and for the repair and maintenance of roads, bridges, and public transportation. The proposed amendment would apply to tax years beginning on or after January 1, 2023.

A YES VOTE would amend the state Constitution to impose an additional 4% tax on that portion of incomes over one million dollars to be used, subject to appropriation by the state Legislature, on education and transportation.

A **NO VOTE** would make no change in the state Constitution relative to income tax.

QUESTION 2: LAW PROPOSED BY INITIATIVE PETITION

Do you approve of a law summarized below, on which no vote was taken by the Senate or the House of Representatives on or before May 3, 2022?

SUMMARY

This proposed law would direct the Commissioner of the Massachusetts Division of Insurance to approve or disapprove the rates of dental benefit plans and would require that a dental insurance carrier meet an annual aggregate medical loss ratio for its covered dental benefit plans of 83 percent. The medical loss ratio would measure the amount of premium dollars a dental insurance carrier spends on its members' dental expenses and quality improvements, as opposed to administrative expenses. If a carrier's annual aggregate medical loss ratio is less than 83 percent, the carrier would be required to refund the excess premiums to its covered individuals and groups. The proposed law would allow the Commissioner to waive or adjust the refunds only if it is determined that issuing refunds would result in financial impairment for the carrier.

The proposed law would apply to dental benefit plans regardless of whether they are issued directly by a carrier, through the connector, or through an intermediary. The proposed law would not apply to dental benefit plans issued, delivered, or renewed to a self-insured group or where the carrier is acting as a third-party administrator.

The proposed law would require the carriers offering dental benefit plans to submit information about their current and projected medical loss ratio, administrative expenses, and other financial information to the Commissioner. Each carrier would be required to submit an annual comprehensive financial statement to the Division of Insurance, itemized by market group size and line of business. A carrier that also provides administrative services to one or more self-insured groups would also be required to file an appendix to their annual financial statement with information about its self-insured business. The proposed law would impose a late penalty on a carrier that does not file its annual report on or before April 1.

The Division would be required to make the submitted data public, to issue an annual summary to certain legislative committees, and to exchange the data with the Health Policy Commission. The Commissioner would be required to adopt standards requiring the registration of persons or entities not otherwise licensed or registered by the Commissioner and criteria for the standardized reporting and uniform allocation methodologies among carriers.

The proposed law would allow the Commissioner to approve dental benefit policies for the purpose of being offered to individuals or groups. The Commissioner would be required to adopt regulations to determine eligibility criteria.

The proposed law would require carriers to file group product base rates and any changes to group rating factors that are to be effective on January 1 of each year on or before July 1 of the preceding year. The Commissioner would be required to disapprove any proposed changes to base rates that are excessive, inadequate, or unreasonable in relation to the benefits charged. The Commissioner would also be required to disapprove any change to group rating factors that is discriminatory or not actuarially sound.

The proposed law sets forth criteria that, if met, would require the Commissioner to presumptively disapprove a carrier's rate, including if the aggregate medical loss ratio for all dental benefit plans offered by a carrier is less than 83 percent.

The proposed law would establish procedures to be followed if a proposed rate is presumptively disapproved or if the Commissioner disapproves a rate.

The proposed law would require the Division to hold a hearing if a carrier reports a risk-based capital ratio on a combined entity basis that exceeds 700 percent in its annual report.

The proposed law would require the Commissioner to promulgate regulations consistent with its provisions by October 1, 2023. The proposed law would apply to all dental benefit plans issued, made effective, delivered, or renewed on or after January 1, 2024.

A YES VOTE would regulate dental insurance rates, including by requiring companies to spend at least 83% of premiums on member dental expenses and quality improvements instead of administrative expenses, and by making other changes to dental insurance regulations.

A NO VOTE would make no change in the law relative to the regulations that apply to dental insurance companies.

QUESTION 3: LAW PROPOSED BY INITIATIVE PETITION

Do you approve of a law summarized below, on which no vote was taken by the Senate or the House of Representatives on or before May 3, 2022?

SUMMARY

This proposed law would increase the statewide limits on the combined number of licenses for the sale of alcoholic beverages for off-premises consumption (including licenses for “all alcoholic beverages” and for “wines and malt beverages”) that any one retailer could own or control: from 9 to 12 licenses in 2023; to 15 licenses in 2027; and to 18 licenses in 2031.

Beginning in 2023, the proposed law would set a maximum number of “all alcoholic beverages” licenses that any one retailer could own or control at 7 licenses unless a retailer currently holds more than 7 such licenses.

The proposed law would require retailers to conduct the sale of alcoholic beverages for off-premises consumption through face-to-face transactions and would prohibit automated or self-checkout sales of alcoholic beverages by such retailers.

The proposed law would alter the calculation of the fine that the Alcoholic Beverages Control Commission may accept in lieu of suspending any license issued under the State Liquor Control Act. The proposed law would modify the formula for calculating such fee from being based on the gross profits on the sale of alcoholic beverages to being based on the gross profits on all retail sales.

The proposed law would also add out-of-state motor vehicle licenses to the list of the forms of identification that any holder of a license issued under the State Liquor Control Act, or their agent or employee, may choose to reasonably rely on for proof of a person's identity and age.

A YES VOTE would increase the number of licenses a retailer could have for the sale of alcoholic beverages to be consumed off premises, limit the number of “all-alcoholic beverages” licenses that a retailer could acquire, restrict use of self-checkout, and require retailers to accept customers’ out-of-state identification.

A NO VOTE would make no change in the laws governing the retail sale of alcoholic beverages.

QUESTION 4: REFERENDUM ON AN EXISTING LAW

Do you approve of a law summarized below, which was approved by the House of Representatives and the Senate on May 26, 2022?

SUMMARY

This law allows Massachusetts residents who cannot provide proof of lawful presence in the United States to obtain a standard driver's license or learner's permit if they meet all the other qualifications for a standard license or learner's permit, including a road test and insurance, and provide proof of their identity, date of birth, and residency. The law provides that, when processing an application for such a license or learner's permit or motor vehicle registration, the registrar of motor vehicles may not ask about or create a record of the citizenship or immigration status of the applicant, except as otherwise required by law. This law does not allow people who cannot provide proof of lawful presence in the United States to obtain a REAL ID.

To prove identity and date of birth, the law requires an applicant to present at least two documents, one from each of the following categories: (1) a valid unexpired foreign passport or a valid unexpired Consular Identification document; and (2) a valid unexpired driver's license from any United States state or territory, an original or certified copy of a birth certificate, a valid unexpired foreign national identification card, a valid unexpired foreign driver's license, or a marriage certificate or divorce decree issued by any state or territory of the United States. One of the documents presented by an applicant must include a photograph and one must include a date of birth. Any documents not in English must be accompanied by a certified translation. The registrar may review any documents issued by another country to determine whether they may be used as proof of identity or date of birth.

The law requires that applicants for a driver's license or learner's permit shall attest, under the pains and penalties of perjury, that their license has not been suspended or revoked in any other state, country, or jurisdiction.

The law specifies that information provided by or relating to any applicant or license-holder will not be a public record and shall not be disclosed, except as required by federal law or as authorized by Attorney General regulations, and except for purposes of motor vehicle insurance.

The law directs the registrar of motor vehicles to make regulations regarding the documents required of United States citizens and others who provide proof of lawful presence with their license application.

The law also requires the registrar and the Secretary of the Commonwealth to establish procedures and regulations to ensure that an applicant for a standard driver's license or learner's permit who does not provide proof of lawful presence will not be automatically registered to vote.

The law takes effect on July 1, 2023.

A **YES VOTE** would keep in place the law, which would allow Massachusetts residents who cannot provide proof of lawful presence in the United States to obtain a driver's license or permit if they meet the other requirements for doing so.

A **NO VOTE** would repeal this law.

QUESTION 5
THIS QUESTION IS NOT BINDING

Shall the representative from this district be instructed to vote in favor of changes to the applicable House of Representative rules to make each Legislator's vote in that body's Legislative committees publicly available on the Legislature's website?

Hereof fail not and make return of this warrant with your doings thereon at the time and place of said voting.

Given under our hands this 6th day of October, 2022.

Neal Duffy, Chair

David Grishman, Vice Chair

Mary Ellen Fletcher

Catherine Phelan

Peter Spellios

Select Board of Swampscott

Posted in two public places in each precinct and the Town Hall

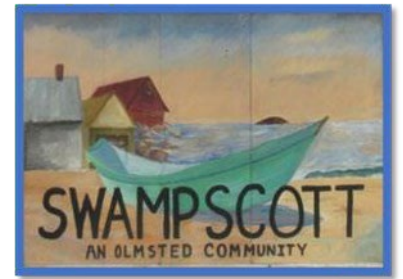
Constable

_____, 2022.
(month and day)



Town of Swampscott

Office of the **Town Administrator**
Elihu Thomson Administrative
Building 22 Monument Avenue
Swampscott, MA 01907



Sean R. Fitzgerald
Town Administrator

Tel: (781) 596-8850
Email: sfitzgerald@swampscottma.gov

October 6th, 2022

Swampscott Select Board
Town Administration Building
22 Monument Avenue
Swampscott, MA 01970

RE: October 6th REPORT TO THE SELECT BOARD

Dear Select Board:

I am pleased to be able to offer the following report on programs and initiatives that are on-going in the Town of Swampscott, as well as some updates on a variety of things that have happened since my last report.

KING'S BEACH

I held a key meeting this Monday with a smaller Kings Beach stakeholder group that included staff from Kleinfelder, Mayor Nicholson, myself and Select Board members Dave Grishman and Neal Duffy. We reviewed the presentation that was provided to the Select Board last week and held a candid discussion regarding the three remaining design considerations for mitigating the infiltration of bacteria on Kings Beach.

While I have pushed back on the recommendation from the design team that the UV treatment would be the most feasible option, it is clear that the stakeholders are eager to see a remediation of the issue as soon as possible. The UV option would not require EPA or Army Corps permitting and this would greatly accelerate the implementation if we were successful with winning state and federal funding. With this, it was the consensus of the group that we phase the project into two projects; Phase I would be the UV installation and Phase II would be the dilution pipe.

I met with Mayor Nicholson yesterday as well to discuss the importance of keeping a focus on forever chemicals on our agenda as I am concerned that these will be an emerging public health threat on this resource area.

COMMUNITY CARE

I am working with several Department heads to advance a Department of Community Care initiative. I feel we need to advance this critical initiative to help our citizens deal with the challenges we are all facing.

LYNN SHUTTLE

Last week, at the behest of SB member Katie Phelan, I coordinated a meeting of the Town's Public works and Safety Departments to evaluate the traffic and safety impact of the bussing of Lynn MBTA commuter rail passengers to the Swampscott MBTA stop.

While there have been few complaints, Chief Quesada has ensured we have had patrol officers working a

detail to observe the impact. Sgt. Alex worked as a detail officer this morning, monitoring the MBTA buses and traffic flow by the Swampscott Train Station. Sgt Alex reported no noticeable addition or difference to overall traffic but noted that MBTA buses were in and out of the area every 15 minutes.

Additionally, he reported that the bus route comes from Lynn to New Ocean Street, turns left on Burrill St, left on Railroad Ave, drops off passengers, standbys inside the MBTA lot for approximately 15 minutes, then turns left on Pine St to return to Lynn. The bus would also not have an option to properly turn and navigate through the Columbia Street lot with the many parked vehicles.

Chief Quesada also reported that he was informed that the MBTA did not plan on going under any of the area bridges (Burrill St train bridge and Eastern Ave train bridge) due to concerns of the various sizes of shuttle buses they use. Sgt Alex reported that the Columbia St. side would not be feasible for the shuttle buses to standby/park and travel through due to the high volume of commuter traffic and packed parking lot, as that is the busy side that commutes inbound to Boston in the morning.

Lastly, Sgt Alex stated there is a lot more room on the Railroad Ave. side for the buses over the course of the day and that they can park/standby inside the MBTA lot (preferably) or along Railroad Ave.

I expect a more detailed report from Chief Quesada regarding bus routes and strategies to help mitigate any impacts to Swampscott.

SCHOOL UPDATES

I have continued to work with Gino Cresta and SB member MaryEllen Fletcher on strategies to use the St. John's parking lot. Details are still being worked out, but we have a tentative agreement that is being reviewed by legal counsel. As I have shared, this would go a long way to helping alleviate some challenges with parking and public safety.

FALL TOWN MEETING

We are planning to hold a special Town Meeting with a limited warrant on Monday, December 5th. Starting the 1st week of October, CIC will review & approve capital articles and Fin Comm will review budget amendments and other financial articles. They expect to approve these by the 1st week of November. The Select Board will close the warrant on Wednesday, November 16th and warrants will be mailed on November 17th.

SENIOR CENTER

The Senior Center is quickly moving into the age of Technology! They taped their first "Talk About Town" in the dining room with the new cameras that Joe Douillette worked hard setting up and with help from the High School. Heidi & Siobhan were also interviewed Monday in the HS Film Studio. They talked about the Senior Center's Memory Cafes, Memory Kits & Caregiver Support. Once it has been edited, Talk About Town will be shown on Swampscott TV and YouTube.

In addition, Senior Center employees were interviewed & filmed by AARP/Massachusetts about the Memory Cafes & Memory Kits. This will be shown at the Massachusetts Council on Aging annual conference later this month. Memory Kits are a unique, dementia-friendly initiative to help caregivers at home who are caring for loved ones living with dementia.

The Fire Department also held a barbecue for 60+ seniors and friends at the Senior Center last week. (This was paid for through the TA/SB budget. I was pleased to see so many of Swampscott's Fire Fighters flipping burgers & serving Swampscott's seniors!

BOARDS & COMMISSIONS

I'm happy to recommend Aaron Berdofe for the vacancy on the Affordable Housing Trust. Aaron will fill an important role and I'm pleased he is stepping up. Its hard to think of a more powerful advocate for affordable housing than Aaron.

LIBRARY

The Friends of Swampscott Public Library is holding its annual flower bulb sale. Bulbs must be ordered by October 15th. Contact the Library for more information.

POLICE

Officer Caruso is receiving a Community Service Award and Detective Delano is receiving special recognition for his work with Swampscott Police's mental health taskforce from the Massachusetts Latino Police Officers Association on Saturday, October 15th. Please join me in congratulating both of these extraordinary officers.

RECREATION

The fall town-wide yard sale was held Saturday, September 17th, from 8:00 – noon. This has become such a success that that residents are already asking when the next one is!

HISTORICAL COMMISSION

I again met with Nancy Schultz, chair of the Historical Commission, to discuss how the Town can work with the Commission to create an exhibit in observance of Indigenous People's Month which begins October 15, 2022 and runs through the month of November.

Nancy has some contacts at Salem State and will be helping to get a speaker and outline a few programs for public education.

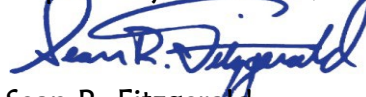
PROCLAMATION & RESOLUTION

I am happy to present a proclamation for Breast Cancer Awareness Month as well as a Resolution Condemning Hate Speech.

We've all been touched by cancer. Breast cancer is the 2nd leading cause of cancer deaths among women. We need to bring awareness to this insidious disease and let women know that early detection is their best defense.

The last few years have seen an uptick in hate speech & hate crimes. Thanks to social media, keyboard warriors, in particular, have no filter. More than half of Americans say they've experienced hate and harassment online. We, as a community, have to stand against this and protect our children, friends and family.

Respectfully Submitted,



Sean R. Fitzgerald

Town Administrator