



**Wellfleet Board of Selectmen  
Minutes of August 8, 2017  
Wellfleet Senior Center**

**Present:** Selectmen Dennis Murphy, Janet Reinhart, Kathleen Bacon, Jerry Houk; Helen Miranda Wilson  
Town Administrator Dan Hoort, Assistant Town Administrator Brian Carlson;

Chairman Murphy called the meeting to order at 7:00 PM.

**Announcements, Open Session and Public Comment**

- Wilson announced that the annual meeting of the Friends of the Herring River will be held on August 15 at 6 pm at the COA and encouraged the public to attend.

**Public Hearing: Building Department: Mechanical / Duct Work / Exhaust Hood Fee Increase**

Building Inspector Justin Post explained the need for and requested the approval of Mechanical / Duct Work / Exhaust Hood fee increase.

**MOTION 218-024:** Reinhart moved and Wilson seconded to approve an amendment to the Building Department Mechanical/Duct Work/Exhaust Hood fee for FY18 to be \$55 plus 1% of the construction value. The motion passed 5-0.

**Public Hearing: Request to transfer shellfish grant license #01-03 from Gary Burgess and Christopher Miner to David Seidler.**

The Shellfish Constable had provided a recommendation for the requested grant transfer. The Selectmen discussed the need to create a policy regarding the process of transferring shellfish grant licenses from one owner to another. Wilson mentioned the fact that such transfer does not normally happen at the same time that current licensees vacate the lease.

**MOTION 218-025:** Bacon moved and Reinhart seconded to approve the request of Gary Burgess and Chris Miner to transfer a shellfish grant license #01-03 from Gary Burgess and Christopher Miner to David Seidler. The motion passed 5-0.

The public hearings closed at 7:10 pm.

**Licenses: Request of W.H.A.T. for a Special Event Liquor License on August 18, 2017**

Wilson voiced her support for W.H.A.T.'s request for a special event liquor license.

**MOTION 218-026:** Reinhart moved and Bacon seconded to approve the request of W.H.A.T for a Special Event Liquor License on August 18, 2017. The motion passed 5-0.

**Use of Town Property: Request of Joseph Rugo (Joey's Food Truck) to use Baker Field on 8/19 & 8/20**

The Fire Chief and the Board of Health have approved the request of Joseph Rugo. The applicant was present and answered Bacon's question about trash and recycling by saying that it will be carry in – carry out.

**MOTION 218-027:** Wilson moved and Reinhart seconded to approve the request of Joseph Rugo to use Baker Field on August 19 and 20, 2017 to serve Joey's Food Truck regular menu during the Wellfleet Recreation Skateboard Competition and Three on Thee Basketball Competition with an event fee of \$100 and conditions as listed on the use form. The motion passed 5-0.

**Business: Maintenance Dredging**

Russel Titmus, Bourne Consulting & Engineering gave a PowerPoint presentation<sup>1</sup> on the current status of the dredging permitting process. He said that if the Town were to secure funding it would be possible to begin the dredging as soon as the fall of 2018. After the presentation the Selectmen discussed plans for maintenance dredging. It was noted that taking this initiative could help our standing with the State. Per Murphy's request Titmus will provide a letter stating that the Board had discussed future maintenance dredging plans with Bourne Consulting and Engineering. The letter will be sent to Jay Ash, Secretary of Housing and Economic Development for the Commonwealth of Massachusetts. No action was taken on this matter.

**Business: Cape Cod Technical High School – MSBA School Building Project Update**

Erin Orcutt gave a PowerPoint presentation<sup>2</sup> on the status of the MSBA School Building Project for Cape Tech. She said that all of the 12 District towns will hold simultaneous town elections on October 24, 2017 from noon to 8 pm. The vote results will be based on the total number of votes and a majority vote of all voters is needed to advance the project. Orcutt answered questions about the enrollment capacity of the new building by saying that the new building will have the capacity to enroll 50 more students and that the debt service to each town will be recalculated for each school year based on enrollment figures. Orcutt confirmed that the result of the vote in Wellfleet will not have a negative impact on future enrollment eligibility. At the end of Orcutt's presentation the Selectmen voiced their support for the project.

**MOTION 218-028:** Reinhart moved and Bacon seconded that the Board supports the Cape Cod Tech school building project. The motion passed 5-0.

**Business: Request of the Cemetery Commissioners for a fall tax bill insert<sup>3</sup>.**

David Agger said that the Cemetery Commissioners have applied for CPC funds twice and their second request was approved last year. He explained that the Town does not fund the Cemetery Commissioners, therefore they are looking to raise funds for maintenance. Wilson asked if they had considered green burials as a source of revenue. Audience member Jude Ahern said that the South Wellfleet cemetery is questionable about its 501(c)(3) status and had suggestions about promoting cremations. Richard Robicheau clarified that the South Wellfleet Cemetery is private and not part of the Town.

**MOTION 218-029:** Wilson moved and Reinhart seconded to approve the Request of the Cemetery Commissioners for a fall tax bill insert as presented. The motion passed 5-0.

**Business: Approval of a Letter<sup>4</sup> of Support for the Solarize Plus Program**

Dick Elkin presented a request for a letter of support for the Solarize Plus Program. He explained that all five towns are on board with the program. Elkin had not provided attachment B with the meeting materials and the Board wanted to review the contract before endorsing the letter. This matter will be back on the August 22, 2017 agenda. Elkin requested to reserve a space for a mailing with the fall tax bill. The Selectmen would not commit to a tax bill insert until they saw the proposed language of the insert.

**MOTION 218-030:** Bacon moved and Wilson seconded to postpone the request of the Wellfleet Energy Committee for a Letter of Support for the Solarize Plus Program to August 22, 2017. The motion passed 5-0.

**Business: Discussion of snow plowing on private roads**

Hoort said that this matter has been brought up as future concerns by the Board. He discussed this with the DPW and currently there are no exceptions from the Policy. At each of the property owner's request the DPW is re-inspecting four of the 24 roads deemed ineligible for plowing last year. Wilson went over the deadlines for inspections set in the Policy, and said that the July 1 deadline should be observed by the DPW. Murphy had comments about sweeping private roads and said that the Policy does not provide for sweeping

roads. If this was taken into consideration it could be a potential money saver. Houk said that owners of private roads who have donated land to the Conservation Commission should be considered for plowing. Bacon said that this has been discussed many times during Town meetings and suggested changing the road designations, but in the meantime that the DPW and Fire Department should continue to do their due diligence on a case-by-case bases in situations of emergency. She said that she lives on a public dirt road and does not get plowed and maintained by the Town. Further discussion ensued. Diane Mangiaratti of Arey Ln said that the owners of Arey Lane have made all efforts to comply with the Policy, but because Arey Ln has no outlet, they are unable to meet all the requirements because of the absence of turnaround. She disagreed with the DPW's decision to not plow their road. Murphy explained that he has done a personal inspection and he had also determined that during a snow storm a vehicle cannot safely turn around. He said that there is an abutting space of about 45-feet and if the area is cleared, the road would be found in compliance. Wilson reminded Ms. Mangiaratti that even if their road was altered that there was no guarantee that it would be plowed. Murphy suggested getting everyone on board to resolve this matter. The discussion concluded with no action taken by the Board.

#### **Town Administrator's Report<sup>5</sup> - no additions.**

#### **Topics for Listing on Future Agendas**

- Murphy requested that the total debt service cost on any borrowing capital projects be included in the town meeting warrant. Hoort will include this in the budget statement policy and in future warrants it will be included in the warrant article summary.
- Wilson requested that if the Board wanted to discuss the issue of grant owners "selling" leases during transfer transactions, that the Board should ask Town Counsel to weigh in.
- Houk mentioned an informative article in the Beacon on smart user treatment of waste water and another Beacon article on the value of tax exempt bonds. Hoort explained.
- Bacon would like a status update of electric charging stations and a status update of single stream recycling as a pilot program on Main Street
- Bacon brought up an issue with parking at the former location of the Fire Station. Hoort will work on this with the Building Inspector.
- Wilson suggested that the escalating fees for dog offenses as listed in the bylaws should be enforced.
- Reinhart requested a revisit of beach parking issues at a future Selectmen's meeting after the summer.

#### **Correspondence<sup>6</sup> and Vacancy Report<sup>7</sup>**

##### **Minutes**

Wilson and Reinhart offered amendments to the minutes of July 25, 2017.

**MOTION 218-031:** Wilson moved and Bacon seconded to approve the minutes<sup>8</sup> of July 25, 2017 as amended by Wilson. The motion passed 5-0.

##### **Executive session and Adjournment**

**MOTION 218-032:** Murphy stated that Pursuant to G.L. c. 30A, §21(a)(3), the Board will adjourn the open meeting at 9:08 pm and enter in Executive Session and not go back in open session to approve minutes of prior Executive Session Minutes [April 11, May 23 and June 13, 2017]. The motion passed by a roll call vote where each Murphy, Reinhart, Bacon, Wilson and Houk said "Aye".

Respectfully submitted,

Michaela Miteva, Executive Assistant

## **Public Records Materials**

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<sup>1</sup> Bourne Consulting and Engineering presentation on the status of the Harbor Dredging efforts

<sup>2</sup> Cape Tech presentation on MSBA School Building Project status

<sup>33</sup> Request of the Cemetery Commissioners for a fall tax bill insert

<sup>4</sup> BOS Letter of Support for Solarize Plus Program

<sup>5</sup> TA Report of 8/4/17

<sup>6</sup> Correspondence of 8/4/17

<sup>7</sup> Vacancy Report of 8/4/17

<sup>8</sup> Draft minutes of 7/25/17