

***Wellfleet Selectboard
Tuesday February 29, 2024; 6pm
Hybrid Meeting 715 Old King's Highway/Zoom
Meeting Minutes***

Members Present: Barbara Carboni, Chair; John Wolf, Vice Chair; Michael DeVasto, Ryan Curley, Tim Sayre

Others Present: Tom Guerino, Interim Town Administrator; Rebekah Eldridge, Executive Assistant; Carolyn Murray, KP Law; Daniel Silverman, Town Moderator; Brad Morse, resident; Gerry Parent, Chair of the Planning Board; Richard Blakely, resident; Sam Bradford, owner of Mac's on the Pier; Alfred Pickard, resident; Stephen Pickard, resident; Chris Merl, resident

Chair Carboni Called the meeting to order at 6:03pm

I. *Announcements and Public Comments*

Note: **Public comments are limited to no more than three minutes per speaker, and a speaker will be allowed to speak only once.** The Board will not deliberate or vote on any matter raised solely during Announcements & Public Comments. Chair Carboni stated there was a position on the cape light compact. Sayre thanked the public for coming to the meeting. Morse spoke about a previous meeting where he stated that he hadn't received his public records request, and he doesn't blame the assistant town accountant Frank Destino.

II. *2023 Zoning Articles*

- Town Counsel will provide an update on the status of Attorney General's Review.

- **Potential Vote on Town Response**

Murray spoke to the board giving the process of how zoning bylaws need to be brought to the planning board and be published as a public hearing, she stated the planning board's publication was published only 13 days before the hearing not 14 days. She explained there were three claims made against the posting issues, so the Attorney General's office needs to reset the clock. She explained how the process will work moving forward to get the zoning articles approved. The board had some questions for Murray asking if the consequences of the zoning bylaws be disapproved by the attorney general, could the attorney general approve them? Curley explained that the selectboard did their due diligence regarding sending the articles to the Planning Board; Chair Carboni gave Parent the opportunity to respond to the board Curley's accusations. Parent came forward and explained to the board that there hasn't been consistent staff, and no town planner to be able to help oversee the planning department. The board discussed this further. Curley gave reasons why these should pass and why the petitions against these

articles weren't relevant. Feeling the board should ask town counsel to prepare a letter to the attorney general refuting the petitions. The board discussed. The decision was made to have town counsel prepare a letter arguing the petitions submitted.

Board Member Curley Moved; Board Member DeVasto Seconded; and it was voted to direct town counsel to prepare a response to the Attorney General in support of the zoning amendments and ask for approval of the zoning bylaws notwithstanding the objections.

Roll Call Vote: 4-0-1 (Sayre Abstained)

III. *Town Meeting Date*

- A. The board will discuss and vote on a new town meeting date.

Chair Carboni asked the moderator to come to the table and discuss moving the town meeting date. She explained given the deadline of the warrant needing to be at the printer within 2 weeks of the new interim town administrator's arrival.

Guerino spoke to the board stating that he has spoken to the town clerk, and she would prefer the town meeting be moved to May 20th. Guerino agreed with that date. He stated he hasn't been able to connect with Rich Bienvenue so he would need the time to work on the warrant and the budget. The board agreed.

Curley stated he would like the board to present a warrant to the town's people that they are proud of.

Board Member DeVasto Moved; Board Member Wolf Seconded; and it was voted to change the annual town meeting date to May 20, 2024, at the Wellfleet Elementary School at 6PM.

Roll Call Vote: 5-0

Silverman asked the board if could offer 5 free beach stickers as he has done in previous town meetings to the voters who come to town meetings.

He also questioned having a fall town meeting and the board's intentions of such. It was agreed that the board would like to have 2 town meetings.

IV. *Community Development Block Grant*

- A. Discussion on the opportunity to join surrounding towns to be a part of this grant. Eldridge explained that there were extra packet materials on the table in front of them explaining more of this grant. Curley stated this is a great opportunity to participate in this grant.

Board Member DeVasto Moved; Board Member Wolf Seconded; and it was voted to authorize the chair sign the regional community development block grant requesting funds for housing rehabilitation and childcare subsidies.

Roll Call Vote: 5-0

V. *Ice Machine at the Marina*

- A. Discussion of procurement, funding, and location.

Wolf began the discussion regarding the ice machine, he stated the group has been working hard on this project. He stated that the group needs to get moving with an RFP to begin with, then they can decide where it needs to go.

Guerino spoke to the board and public about getting the ice machine out for bid first and foremost. Sayre asked that this be broken into two parts, getting the RFP out asap and the discussion of where the machine will be placed can be less of a discussion. Curley expressed his disappointment with the previous town administrator for not moving this project forward when he brought it back to him in August of 2023.

The board agreed that Guerino should go ahead and begin the RFP for the ice machine purchase. Wolf asked Guerino about an easement. Blakely spoke about the noise level that was brought up and stated it is a blower and Wellfleet isn't planning to purchase a blower. He stated it would not be loud, giving examples of the restaurants around there that are louder with their live bands. He stated this is a safety issue for shellfishermen. Bradford spoke to the board stating he has many ice machines at his various properties and stated they are very loud. He offered anyone to come to his facility and hear the loudness of such machine. Pickard came to the microphone stating he has been working on this project since last July, stating he has been before the previous town administrator numerous times unable to move forward.

The board discussed parking, location, and utility issues. S. Pickard spoke to the board about where the machine could go and couldn't concerning the septic tanks in the area, and easements. Merl asked that the board make a vote for RFP tonight and a vote to say it will go at the marina.

Board Member Wolf Moved; Board Member Sayre Seconded and it was voted to instruct the interim town administrator and the town accountant to assemble and issue an RFP based quotes supplied by the working group.

Roll Call Vote: 5-0

There was discussion about the location and the need for a vote on the location.

Establish the landing/marina will be the location. CHECK RECORDING

VI. *Budget Call backs*

- A. Building, Conservation and Health Departments
- B. Water Enterprise Fund
- C. Budget call backs may be needed for the following:
 - Community Services: Council on Aging & Veteran Services

It was stated that it wasn't ready for the board to discuss the budget call backs,

VII. *Town Meeting Warrant*

- A. The Board will continue to review the annual town meeting warrant. There are no material changes since the warrant was last discussed.
Sayre asked that the board talk about the dredging article. The board discussed this article at great length.
NO ACTION TAKEN

VIII. *Adjournment*

Board Member DeVasto Moved; Board Member Curley Seconded; and it was voted to adjourn the meeting.

Roll Call Vote: 5-0

Meeting Adjourned: 8:00pm

***** *Public Documents* *****

Zoning Article documents

Memo from Tom Guerino regarding town meeting date.

Community Development Block Grant

Documents regarding the Ice Machine at the town marina

Town Meeting draft warrant.