

***Wellfleet Selectboard
Tuesday May 2, 2023; 7pm
Hybrid Meeting: Zoom/715 Old King's Highway
Meeting Minutes***

Members Present: Ryan Curley, Chair; Michael DeVasto, Vice Chair; Kathleen Bacon, Barbara Carboni, John Wolf

Others Present: Richard Waldo, Town Administrator; Rebekah Eldridge, Executive Assistant; Michael Hurley, Police Chief; Nancy Civetta, Shellfish Constable; Chris Allgeier, Barbara Leddy, Curt Felix, Denny O'Connell, Wellfleet Conservation Trust; Melissa Low, Mass Audubon; Alyssa Richard, GEI, Engineering; Dan Robbins, GEI, Engineering; Diane Brunt, resident; Charles Cole, resident; Michael Parlante, resident; Tim Sayer, resident; Jude Ahern, resident; Damian Parkington, resident; Barry MacLauchlan, Manager Chequessett Yacht & Country Club; Paul Stepanick, manager Cuddy Kitchen

Chair Curley Called the Meeting to order at 7:02pm

I. *Announcements, Open Session and Public Comments*

Note: *Public comments are limited to no more than two minutes per speaker. The Board will not deliberate or vote on any matter raised solely during Announcements & Public Comments.*

Chief Hurley spoke to the public stating that Matthew McGue was going to discuss the scavenger hunt with neighboring town to foster relationships with the local police departments. He spoke to the touch a truck event that will be happening at the Wellfleet Drive Inn Sunday May 7, 2023, beginning at 10am. He stated this event would benefit the Make a Wish foundation.

II. *Consent Agenda*

A. Ocean Sanctuaries Act Prohibition of Pilgrim Wastewater Discharge into Cape Cod Bay

B. Appointment of Robin Robinson as a liaison to the Barnstable Human Rights Commission for a term of three years to end June 30, 2026.

C. Appointment of Kathleen Hickey to the Wellfleet Board of Trustees for the remainder of the two-year term, due to the resignation of Dian Reynolds ~ Robin Robinson, Chair of the Wellfleet Library Board of Trustees, appointment to end June 30, 2025.

D. Appointment of Lara Henry as a member to the Wellfleet Local Housing Partnership for a term of one-year.

Chair Curley Moved; Board Member DeVasto Seconded; and it was voted to adopt the consent agenda as printed.

Roll Call Vote: 5-0

III. *Community Updates*

A. Presentation on the District Attorneys new initiatives ~ District Attorney Galibois
This was postponed to May 16, 2023.

IV. **Public Hearings**

- A. Application received April 4, 2023, from Jonathan Kells Phillips & Katie Savoy One-day Special Event Liquor License on June 24, 2023, at the Baker's Field Pavilion for a rehearsal dinner.

Chair Curley Moved; Board Member DeVasto Seconded; and it was voted to approve the one-day special event liquor license to Jonathan Kells Phillips and Katie Savoy for their June 24, 2023, rehearsal dinner event at Baker's Field Pavilion, for a fee of \$150.00 and to obtain a catering license from the board of health.

Roll Call Vote: 4-0-1 (Bacon abstained)

- B. Application received April 12, 2023, Chequessett Yacht & Country Club, Transfer of Alcohol License, to Cuddy Kitchen located at 680 Chequessett Neck Road, Wellfleet MA

The board discussed this license transfer and had some questions on the way the application was filled out. Eldridge explained to the board that she would finalize with the state how the application should be filled out.

Chair Curley Moved; Board member DeVasto Seconded, and it was voted to amend the application of the transfer of license on page one under business entity from Chequessett Yacht & Country Club to Cuddy Kitchen dba as Cuddy Kitchen and the manager on record to be Paul Stepanick, with the correct license Number.

Roll Call Vote: 5-0

Chair Curley Moved; Board Member DeVasto Seconded, and it was voted to approve the transfer of all alcohol seasonal liquor license from the Chequessett Yacht & Country Club to the Cuddy Kitchen, manager Paul Stepanick, located 680 Chequessett Neck Road Wellfleet.

Roll Call Vote: 5-0

Chair Curley Closed the Hearing.

- C. Dredging Task Force members will provide information and answer questions about the town's proposed mitigation plan required by the Army Corps of Engineers to secure the permit to dredge the harbor mooring field, thus allowing dredging of the first half of the mooring field to begin.

Board Member DeVasto Recused himself from this agenda item.

Allgeier spoke to the board about the dredging mitigation of the harbor. He gave some information on the discussions he was having with the army corps of engineers. The board asked him about some of the changes that have occurred since their last discussion. Allgeier shared the screen and discussed the dredging areas and the areas that were allowed for shellfishing and showed maps as to where the dredging would take place. Some board members had questions regarding the dredging. The board discussed the grants that have been received by the town from the state. Chair Curley spoke to the mitigation plan, reading some issues he had and questions to go with them. It was questioned if there was a monitoring plan. The discussion continued for a great length of time, discussing

Chapter 90 funds and the monitoring of this project. Robins answered questions from Chair Curley. Carboni questioned the standard conditions, Allgeier explained them and how they would meet them. The board continued to discuss the mitigation plan and changes needing to be made to it. Wolf explained a concern he has heard from people is the timeline and needing to see things in writing rather than hearing "maybe this, and maybe that". There was a discussion on biodiversity. It was questioned when this area would be open for harvest. Felix explained that it would have to be opened after 3 years and the goal would be for the amount of shellfish be increased. Chair Curley questioned the constable about how this would be managed. Civetta explained that she wouldn't be able to answer until she was able to see how it looked. Chair Curley opened the discussion to the public. He asked the public to be civil and respectful. There were members of the public that came to the microphone to discuss the dredging and their concerns with the project. Parlante brought to the board that the town should check with the property owners to make sure it was allowable for the dredging to happen. Low asked for a map for the Audubon so they would understand where the culch would be placed. Ahern stated the draft was not well put together. She stated that the town should wait and take their time. She had questions for Allgeier and Felix and they answered. Brunt spoke to the board asking for the money that was allotted to do the dredging, both Waldo and Allgeier spoke to the money that was available for dredging. The discussion on this item lasted a while with lots of questions being answered and concerns being addressed. Chair Curley shared his screen discussing maps with the board and public. Allgeier asked for confirmation from the board that they could continue to work with the Army Corps of Engineers.

Chair Curley Moved; Board Member Wolf Seconded; the Selectboard has made the following finding: that whereas the dredging of the mooring basin will benefit both wild shellfish and farmed aquaculture beds whereas dredging of the mooring basin will benefit commercial and recreational fishers and boaters; and the culching monitoring and propagation will increase the commercial productivity of the unproductive area, therefore the Selectboard is supportive of the proposed mitigation strategy

Chair Curley Closed the public hearing. Hearing closed at 10:04pm

V. *Reorganization of the Selectboard*

A. The board will vote to reorganize positions.

Chair Curley spoke to the annual reorganization of the board. DeVasto joined the table again.

Chair Curley stated that per the charter all the boards in the town need to reorganize on a yearly basis. HE stated that the selectboard reorganizes after the annual town meeting. Chair Curley stated that he was willing to serve as chair for one more year to see through some of his projects.

Board Member DeVasto Nominated Barbara Carboni to be Chair of the Selectboard.

Roll Call Vote: 2-3 (motion failed)

Carboni stated she was throwing her hat into the ring because she believed that leadership should be rotated, stating she has a lot of experience. Chair Curley stated he wanted to continue as chair.

Bacon spoke to Carboni about being chair and stated she doesn't believe Carboni has been on the board long enough to be chair yet but stated she would like to see her as vice chair. She continued saying that she has never been chair after being on the board for over seven years.

The board discussed this. DeVasto stated rotation is a healthy process.

Board Member Wolf Nominated Ryan Curley to be board chair, Board Member Bacon Seconded; and it was voted to approve Ryan Curley as the Chair of the Selectboard.

Roll Call Vote: 5-0

Chair Curley Moved; Board Member DeVasto Seconded; and it was voted to appoint Barbara Carboni as the vice chair of the selectboard.

Roll Call Vote: 5-0

Chair Curley Moved; Board Member Bacon Seconded; and it was voted to appoint John Wolf as the Clerk of the Selectboard.

Roll Call Vote: 5-0

VI. *Use of Town Property ~ Chair Curley Moved, Board Member Carboni Seconded; and it was voted to move the use of town property out of order.*

Roll Call Vote: 5-0

- A. Richard Cohen ~ Indian Neck Beach, Thursday August 3, 2023, 4:30pm – 8:30pm for small adult Birthday party. Richard was not on the meeting, **NO ACTION WAS TAKEN – this was moved to the May 16, 2023, meeting.**

- B. Newcomb Hollow Beach Parking Lot ~ Barbara Leddy, pre wedding welcome party. ~ Thursday July 13, 2023, 6:30pm-10:30pm.

Leddy came to the table and explained her event.

Chair Curley Moved; Board Member Bacon Seconded, and it was voted to approve the use of town property for a portion of Newcomb Hollow Beach Parking Lot, Thursday July 13, 2023, from 6:30pm to 10:30pm for a pre-wedding welcome event; for a fee of \$110, the parking lot to be cleaned and left in its original form, to the satisfaction of the DPW and Beach Director and to obtain a catering license from the Wellfleet Health Department.

Roll Call Vote: 5-0

- C. Newcomb Hollow Beach Parking Lot ~ Food Truck for private party; Thursday July 13, 2023, 6:30pm – 10:30pm ~ Joey's Joint & Food Truck

This use of town property goes with the previous application.

Chair Curley Moved; Board Member DeVasto Seconded; and it was voted to approve Joey's Joint & Food Truck to serve food previously paid for on Thursday July 13, 2023, from 6:30pm to 10:30pm for a pre-wedding welcome event. The Vendor is responsible for all trash removal that is created through this event and to obtain a catering license from the health agent.

Roll Call Vote: 5-0

VII. *Business*

A. *Town Meeting Follow up, special town meeting discussion.*

Chair Curley spoke to town meeting and the town election, discussing the items that passed and the items that didn't talking about educating the residents on the items needed. The board discussed the success of the town meeting. The board discussed the disappointment of the housing coordinator position. The items on the ballot didn't reflect what free cash certified, which wasn't clear at the election. Sayer asked what was discussed at the meeting before the town meeting. The board explained that it was discussed to indefinitely postpone the scholarship and to work with the board to further discuss funding. Sayer questioned the feasibility study of the community center. Waldo gave him an update. Chair Curley explained the legality of the meeting posting that Sayer brought up on Tuesday April 25, 2023. Sayer stated he felt it wasn't legal. Waldo stated that the moderator would like to report to the board on the 16th of May.

VIII. *Selectboard Reports*

IX. *Topics for Future Discussion*

X. *Vacancy Reports*

XI. *Minutes*

A. April 18, 2023

Board Member Moved; Board Member Seconded; and it was voted to approve the meeting minutes of April 18, 2023, as printed in draft.

Roll Call Vote: 5-0

XII. *Adjournment*

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

Roll Call Vote: 5-0

Meeting adjourned: 10:45pm

PUBLIC DOCUMENTS:

Letter for Ocean Sanctuaries Act

Application and Resume from Robin Robinson to be a liaison to the Barnstable Human Rights Commission

Application from Kathleen Hickey to be appointed on the Wellfleet Library Board of Trustees

Application from Lara Henry to be appointed as a member of the Wellfleet Local Housing Partnership

Application from Jonathan Kells Phillips and Katie Savoy for a one-day liquor license for a special event.

Application for a transfer of Seasonal Liquor license from the Chequesset Yacht & Country Club

Dredging Task Force packet to present the dredging mitigation plan to the board and public.

Use of town property application for Indian Neck Beach from Richard Cohen for a birthday party.

Use of town property for Newcomb Hollow Beach for a pre-wedding event Barbara Leddy

Use of town property for Newcomb Hollow Beach for a food truck to serve at the pre-wedding event.

Meeting Minutes of April 18, 2023.