

Approved April 14, 2020. A full recording of this video is available through the Town's video archive.

**Wellfleet Selectboard Meeting
Tuesday, March 24, 2020 at 6pm
Zoom Virtual Meeting**

Selectboard Members Present: Chair Janet Reinhart; Kathleen Bacon; Helen Miranda Wilson; Michael DeVasto; Justina Carlson

Also Present: Town Administrator Dan Hoort; Executive Assistant Courtney Butler

Chair Reinhart called the meeting to order at 6:08 p.m. This meeting was held via Zoom and the audio recording is available on the Town website.

ANNOUNCEMENTS, OPEN SESSION AND PUBLIC COMMENT

- Wilson said the Cape Cod Commission will continue with the April 2nd Herring River Restoration Project Public Hearing.
- DeVasto said he has been in touch with Suzanne Grout Thomas and other staff and community groups regarding his Community Action Plan for COVID-19 response.

PUBLIC HEARINGS

- *Transfer of Grant License #01-03 from Dave Seitler to Dave Seitler and Melissa Yow*
- *Transfer of Grant License #741 Paul Lalumiere and Jim Clark to Paul Lalumiere and Jim Clark and Brett Morse*
- *Transfer of Grant Licenses #738 and #738A from Robert Hautanen and Davin Hautanen to Robert Hautanen and Davin Hautanen and Kelly Hautanen*
- *Transfer of Grant License #85-F from Richard Blakeley and Caleb Potter to Richard Blakeley*
- *Transfer of Grant License #85F-A and 85FA-Ext from Richard Blakeley and Caleb Potter to Richard Blakeley and Ian Holmes*
- *Transfer of Grant License #09-03 from Ethan Estey to Ethan Estey and Dwight Estey*
- *Transfer of Grant Licenses #891 and 891A from Ethan Estey and David Ernst to Ethan Estey and David Ernst and Dwight Estey*

DeVasto, a shellfisherman, recused himself and left the video conference.

- Bacon moved to approve the following Shellfish Grant Transfers per the recommendation of the Shellfish Constable:
 - Transfer of Grant License #01-03 from Dave Seitler to Dave Seitler and Melissa Yow
 - Transfer of Grant License #741 Paul Lalumiere and Jim Clark to Paul Lalumiere and Jim Clark and Brett Morse
 - Transfer of Grant Licenses #738 and #738A from Robert Hautanen and Davin Hautanen to Robert Hautanen and Davin Hautanen and Kelly Hautanen
 - Transfer of Grant License #85-F from Richard Blakeley and Caleb Potter to Richard Blakeley
 - Transfer of Grant License #85F-A and 85FA-Ext from Richard Blakeley and Caleb Potter to Richard Blakeley and Ian Holmes
 - Transfer of Grant License #09-03 from Ethan Estey to Ethan Estey and Dwight Estey
 - Transfer of Grant Licenses #891 and 891A from Ethan Estey and David Ernst to Ethan Estey and David Ernst and Dwight Estey
- Carlson seconded, and the motion carried 4-0, with DeVasto recused.

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TOWN ADMINISTRATOR SEARCH

Appointment of Town Administrator Search Committee

Bacon noted that she spoke with David Agger about his interest in serving on the Committee, Reinhart noted she had not spoken to him herself. There was discussion about voting for the 4 presented in the meeting packet or waiting until a 5th member is recommended.

- Bacon moved to appoint Harry Terkanian, David Mead-Fox, Liz Smith, and Jim Hood, to the Town Administrator Screening Committee.
- Wilson seconded, and the motion carried 5-0.

LICENSES

Renewal of Seasonal Liquor Licenses: Wellfleet Beachcomber, Winslow's Tavern, Bocce, Wellfleet Motel and Lodge, Van Rensselaer's, Maurice's Campground, Wellfleet Marketplace, Chequessett Yacht & Country Club, Flying Fish Café, Wellfleet Flea Market, Catch of the Day, Mac's Shack, Pearl Restaurant, Harbor Stage Company, Bob's Sub N Cone, Ceraldi, Liquor N More

- Bacon moved to approve the Renewal of Seasonal Liquor Licenses for the Wellfleet Beachcomber, Winslow's Tavern, Bocce, Wellfleet Motel and Lodge, Van Rensselaer's, Maurice's Campground, Wellfleet Marketplace, Chequessett Yacht & Country Club, Flying Fish Café, Wellfleet Flea Market, Catch of the Day, Mac's Shack, Pearl Restaurant, Harbor Stage Company, Bob's Sub N Cone, Ceraldi, Liquor N More.
- Wilson seconded, and the motion carried 5-0.

USE OF TOWN PROPERTY

Uncle Tim's Bridge – Wellfleet Historical Society, May 1, 2020 from 7:30-9:30pm

Duck Harbor – Jason Boisviert/Melissa McCutcheon, May 21, 2020 from 6-8pm

White Crest – Eastham Fire Department, April 2, 2020, 9:00-3:00pm

Long Pond, Etc. – WOMR/John Braden & Kathleen Walker, May 30, 2020 from 5AM-1PM

Mayo Beach, other Beaches – Kathleen Walker, June 20, 2020 from 5AM-1PM

- Bacon moved to postpone [acting on] the requests for the use of town property by all applicants who applied for such use for this meeting, until further notice, and that the Board ask the Town Administrator to direct the Principal Clerk to rescind all prior approvals by the Board and return any monies paid, by request, due to the COVID-19 virus.
- Wilson seconded, and the motion carried 5-0.

Kathleen Walker was on the call and requested that her applications not be rescinded; Butler clarified that the applications will be kept on file and if a new date is determined, then to resubmit them for review so that the applications might be put before the Board at a later date.

BUSINESS

Extension Agreement for DRI Hearing Period

- Wilson moved to approve the Extension Agreement for DRI Hearing Period to July 9, 2020 and authorize the Selectboard Chair to sign the agreement.
- Bacon seconded, and the motion carried 5-0.

Schedule date of 2020 Annual Town Meeting

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Reinhart said she wanted to postpone the meeting until June 1st; Town Moderator Dan Silverman said he recommended setting a date but not signing the Warrant just yet. There was further discussion of a potential meeting date. Carlson commended all those who worked behind-the-scenes to make the postponement of Town Meeting possible, including Hoort, Silverman, and KP Law.

- In accordance with Section 2-6-1 of the Wellfleet Charter and in light of the Selectboard's March 17th emergency declaration regarding the COVID-19 virus, I (Bacon) move to set Monday, June 1st as the date for the Wellfleet 2020 Annual Town Meeting.
- Carlson seconded, and the motion carried 5-0.

Discussion of possible revision to Wellfleet liquor regulations

Wilson reminded the Board that what was received in their packets was her quick edits to the Chatham Liquor Regulations to make them applicable to Wellfleet. She noted that KP Law will have to look at them and there are further edits to be made, before the Board should vote on draft. Bacon noted that this came at her request and felt it is a much more comprehensive document than what now exists. She said that future Selectboards should have this in front of them when deciding on liquor licenses. Wilson noted that the document was Chatham's regulations, somewhat tailored to fit Wellfleet; that Chatham's text had some formal irregularities and that she would like to make a second pass on them, before sending them to Town Counsel.

Silverman noted that current Section E, "Brown Bag or Carry In" should be different for Wellfleet because the Town does have establishments that are permitted for BYOB. DeVasto requested more time on this. He did not see the need to update the current regulations to something more comprehensive. He suggested adapting our current, simpler, regulations to be include better information. Carlson agreed with DeVasto. There was further discussion. This will be revisited at a future meeting.

- No action taken.

Discussion of Wellfleet Marijuana Policy

Hoort noted that the draft policy was just provided to the Town by KP Law on the morning of this meeting and it is available to the public through Town Hall staff. Bacon noted that work started on this policy at a prior Work Meeting and said this was a solid, good working, policy. Reinhart noted that the policy did not include the need for a yearly review of a Host Community Agreement, which she had requested. There was further discussion about the purpose and need for this policy.

- Bacon moved to adopt the Wellfleet Marijuana policy as amended.
- Wilson seconded, and the motion carried 5-0.

SELECTBOARD REPORTS

- Wilson: worked with people in the shellfishing community to understand the impact of COVID-19 on the market for shellfish and the industry in Town.
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TOWN ADMINISTRATOR'S REPORT

- Hoort noted that, at Bacon's request, he will provide updates to the Board from staff about how they are doing during this time.
- Wilson asked Hoort about recycling during this time; Hoort said a policy is expected to be developed this week. Initially, the Town attempted single-stream recycling, but it did not

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work as planned because haulers were not able to take the large amount of unsorted recyclable materials that came in to the Transfer Station.

- DeVasto asked about staff who conduct inspections and protocols for staff; Hoort said he does not want staff to enter homes if it is not necessary but if it becomes so, then the Town will provide the most amount of precautions available.

This report is for the period March 7, 2020 through March 20, 2020.

1. General

- Town buildings have been closed as precaution to the COVID-19 virus. Police station remains open.
- Staff has been directed to work from home whenever possible.
- Staff members sharing an office alternate their time in the office
- Primary focus is on completing the ATM warrant.
- Working on daycare and hearing assisted devices for the ATM.

2. Fiscal Matters

- Secondary focus is getting free cash certified by Dept. of Revenue.

3. Meetings

- March 9 – Cape Cod Commission public hearing on Herring River DRI application
- March 10 – Selectboard meeting
- March 10 – Public meeting with DCR/DOT
- March 12 – Dredging Task Force meeting with Army Corps of Engineers
- March 17 – Selectboard meeting
- All other meetings postponed

4. Complaints.

- None, other than the usual.

5. Personnel Matters:

- Community Paradigm Associates has completed the position statement for the Town Administrator search.

TOPICS FOR FUTURE DISCUSSION

- Reinhart: Liquor Licensing Regulations
- Bacon: meet with Cape Cod Cannabis, the applicant for the South Wellfleet General Store HCA
- Bacon: request for a discussion with regard to a letter from Kelly Medeiros regarding new setup for OysterFest, as approved by the Board on February 28th, and the impacts of residence on Holbrook Ave.
- Carlson: Clint Austin's request for a Shellfish Grant Transfer

CORRESPONDENCE AND VACANCY REPORTS

- There were no comments.

MINUTES

Wilson said she has not had time to go through and amend the minutes as of yet; she felt there were three options: move to release them in draft form; wait until they have been gone through and approve them at a future meeting; or approve them now. Bacon said she read them over 3 times, and they are concise and accurate.

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- Bacon moved to approve the minutes of February 28, 2020, as printed.
- Carlson seconded, and the motion carried 4-1, with Wilson opposed.
- Bacon moved to approve the minutes of March 10, 2020, as printed.
- DeVasto seconded, and the motion carried 4-1, with Wilson opposed.
- Bacon moved to approve the minutes of March 17, 2020 as printed.
- DeVasto seconded, and the motion carried 4-1, with Wilson opposed.

ADJOURNMENT

- Bacon moved to adjourn.
- DeVasto seconded, and the motion carried 5-0.

The meeting adjourned at 7:44pm.

Respectfully submitted,

Courtney Butler,
Secretary

Public Records Documents available as of 3/20/2020:

1. Memos from Shellfish Constable to Selectboard, re: grant transfers Grant #01-03: From Dave Seitler to Dave Seitler and Melissa Yow; Grant #741: From Paul Lalumiere and Jim Clark to Paul Lalumiere and Jim Clark and Brett Morse; Grants #738 and 738A: From Robert Hautanen and Davin Hautanen to Robert Hautanen and Davin Hautanen and Kelly Hautanen; Grant # 85-F: From Richard Blakeley and Caleb Potter to Richard Blakeley; Grant #85F-A and 85F-Aext: From Richard Blakeley and Caleb Potter to Richard Blakeley and Ian Holmes; Grant # 09-03: From Ethan Estey to Ethan Estey and Dwight Estey; Grant #891 and 891A: From David Ernst and Ethan Estey to David Ernst and Ethan Estey and Dwight Estey;
2. Use of Town Property Requests from Wellfleet Historical Society; Jason Boisviert/Melissa McCutcheon; Eastham Fire Department; and Kathleen Walker;
3. 5th Extension Agreement – DRI Public Hearing Period – Cape Cod Commission
4. Emails between Dan Hoort, Carolyn M. Murray (KP Law), and Town Staff regarding the Wellfleet Annual Town Meeting;
5. Draft Wellfleet liquor license regulations;
6. Draft Marijuana Policy as presented by KP Law with comments from Board;
7. Town Administrator's Report dated March 20, 2020;
8. Correspondence Report dated March 20, 2020;
9. Draft minutes of the February 28, March 10, and March 17, 2020 meetings