



**Wellfleet Board of Selectmen
Minutes of the Meeting of May 27, 2014
Wellfleet Senior Center 7:00 p.m.**

Present: Chair Paul Pilcher; Berta Bruinooge, Jerry Houk, John Morrissey, Dennis Murphy; Town Administrator Harry Terkanian

Chair Paul Pilcher called the meeting to order at 7:00 p.m.

Announcements, Open Session and Public Comment

Paul Pilcher presented Fire Chief Richard Pauley with an Executive Fire Department Diploma.

Town Administrator Harry Terkanian submitted a list of announcements¹ which he reviewed. They included the bid on the Elementary School roof, the Nauset Regional Middle School roof bid, ambulance purchases, a June Community Forum program on community policing.

Curt Felix announced that the Wastewater Committee and the Town had received the American Public Works Award from the Small Cities/Rural Communities-Environment for the oyster restoration project and presented it to the Selectmen.

Richard Elkin gave an update on the Solarize Wellfleet program. He anticipated reaching Tier 5 by next week, twice the goal the program had set for Wellfleet.

Sharyn Lindsay came forward to discuss relationship with police and townspeople. She said she had a petition in circulation which she was submitting to the Selectmen. Ms. Lindsey said she would like to be involved in the Community Forum program on policing.

Appointments²

There were two vacancies on the Energy Committee: One regular member to fill the remainder of Edmund Doyle's term ending 6/30/15 and one alternate member to fill the remainder of Isaac Sargent's term ending 6/30/15. Both candidates had applied for the regular member position. Also Energy Committee member Lilli Green, whose term was expiring this year, was up for reappointment. The Selectmen decided to consider the appointments and reappointment at the same time. The applicants came forward to explain why they would like to be on the Energy Committee and answered questions from Selectmen. Lilli Green and Jeff Tash responded to specific questions about wind turbines. From the floor, Dennis O'Connell spoke in favor of the reappointment of Lilli Green. Richard Elkin of the Energy Committee spoke against the reappointment of Ms. Green. Theresa Parker of the Energy Committee spoke in favor of appointing new members to the Committee. Marcus Springer, Chair of the Energy Committee, said he agreed with Mr. Elkin and Ms. Parker about not reappointing Ms. Green. Lilli Green responded to the opposition to her reappointment.

Motion #14-266 Houk moved to approve the reappointment of Lilli Green to the Energy Committee as a regular member for a term ending 6/30/17. Bruinooge seconded, and the motion carried 3-2.

Motion #14-267 Bruinooge moved to approve the appointment of Lawrence Franke from an alternate member to a regular member of the Energy Committee, filling the remainder of Edmund Doyle's term ending 6/30/15. Houk seconded, and the motion carried 5-0.

Motion #14-268 Houk moved to approve the appointment of Jeff Tash as an alternate to fill the remainder of Isaac Sargent's term ending 6/30/15. Bruinooge seconded, and the motion carried 5-0.

Reappointments³

Motion #14-269 Murphy moved to approve the following Wellfleet committee reappointments. Bruinooge seconded, and the motion passed 5-0.

- Susan Nielsen, Martha Wilson – Citizens Economic Development Committee [one year term, ends 6/30/15]
- Patrick Winslow – Comprehensive Wastewater Management Planning Committee [three year term, ends 6/30/17]
- Virginia Page – Conservation Commission [three year term, ends 6/30/17]
- Robert Dubeau, Bruce Hurter, Judy Taylor – Local Housing Partnership [one year term, ends 6/30/15]
- Thomas Slack – Open Space Committee [one year term, ends 6/30/15]
- Ruth Bishop – Registrar of Voters [three year term, ends 3/31/17]

Use of Town Property⁴

Fleet Moves Dance Festival

The applicants had asked that the Use of Town Property fee be waived since this is a free community event put on by volunteer artists. Sky-Freyss Cole came forward to speak on behalf of the applicants who were unable to attend the meeting.

Motion #14-270 Murphy moved to approve, with the fee waived, the application received from Zena Bibler and Katie Baer Schetlick to use the following Town properties for the Fleet Moves Dance Festival: (1) Town Hall lawn, Wellfleet Harbor and Uncle Tim's Bridge for various on-site performances, arranged through the Police Chief, throughout the week of July 6-12, 2014 (Mon-Fri). (2) White Crest parking lots and White Crest Beach on Monday, July 7, 2014 from 4:30 a.m. to 6:30 a.m. for a dawn performance. There will be a cast of 10-20 performers. No food and beverages served. Small-scale, hand-held lighting and sound equipment may be used. Bruinooge seconded, and the motion carried 5-0.

Windsurfing-Kitesurfing-Standup Paddling – Fun Seekers

Eric Gustafson came forward to discuss his Fun Seekers application for windsurfing, Kitesurfing and standup paddling. Town Administrator Harry Terkanian commented on the number of locations and scope of the activities. Beach Director Suzanne Thomas suggested early hours for his operations on Gull Pond.

Motion #14-271 Morrissey moved to approve the application received from Eric Gustafson to use Chipman's Cove and Gull Pond for Windsurfing lessons; Long Pond, Gull Pond, Chipman's Cove and Paine Hollow for Standup Paddling lessons; the Gut and Duck Harbor for Kitesurfing lessons from May – October, 2014 with a processing fee of \$20; a Use of Town Property fee: \$350. Bruinooge seconded, and the motion carried 5-0.

Amplified Harp

Rebecca Swett was not present at the meeting. Berta Bruinooge expressed reservations she had about using the Town Hall lawn as performance space. Jerry Houk said that music on the Town Hall lawn had been banned in the 1980s.

Motion #14-272 Bruinooge moved to deny the application received from Rebecca Swett to play amplified harp music in front of Town Hall June 29-July 13 and possibly Labor Day weekend. The processing fee and use of Town Property fee is TBD. Murphy seconded, and the motion carried 5-0.

Business

- Mac Hay introduced John Brawley, SPATs Shellfishing & Aquaculture Specialist. Mr. Brawley gave more information on his background and experience in the Town of Duxbury. Mr. Brawley said this was a contractual position which would be reviewed in the fall, but the program was projected for at least three years. Mac Hay said SPAT viewed the program as a long-term commitment. Mr. Brawley said he would be working with the Shellfishing Advisory Board. Barbara Austin, Chair of the Shellfish Advisory Board, spoke on behalf of the new specialist. Michelle Insley of SPAT also in supported the position. From the floor, Joanne Drohan spoke on the importance of the specialist.

- Paul Pilcher spoke about removing from tonight's agenda the OysterFest Use of Town Property fee discussion. He gave a statement of appreciation for SPAT and expressed the hope that there will be a discussion of their use of Town property at a future meeting.

- Harry Terkanian had submitted a memo on *Use of Town Property Guidelines* and Fee Review.⁵ He outlined policy based actions and administrative considerations. Paul Pilcher said that the best course of action for dealing with Use of Town Property policy would be to hold a public hearing. Berta Bruinooge said the Administrative part of the guidelines could be handled quickly and reviewed the items.

- John Riehl, Curt Felix and John Portnoy came forward to review of the status of the Mayo Creek Restoration Project. They had submitted a memo on the status of the project⁶ and suggested the formation of an *ad hoc* committee. Mr. Riehl and Mr. Felix reviewed the goals of the project.

Motion # 14-273 Paul Pilcher moved to approve creation of an ad hoc committee with the addition that checkpoint #1 include debits as well as merits of the restoration. Berta Bruinooge seconded, and the motion carried 5-0.

- Harry Terkanian explained the process for preparing the draft job descriptions⁷ for clerk, treasurer and collector and planning for the current clerk/treasurer retirement. Since the BOS would be the appointing body for the positions, Mr. Terkanian entertained comments from the Board. Eventually, Mr. Terkanian said he would like to have a Town Treasurer/Collector, but initially there will be three positions: the Town Clerk, the Town Treasurer, and the Town Collector. Paul Pilcher suggested that a means of evaluation be included. If this is not included in the job description, it could be put in the contract.

- Town Administrator Harry Terkanian explained points in the Memo of Understanding (MOU) III of May 20, 2014 for the Herring River Restoration Project.⁸ Chair Paul Pilcher asked about future responsibility of the tide gates.

Motion # 14-274 Murphy moved to approve MOU III of May 20, 2014. Bruinooge seconded, and the motion carried 5-0.

A report from the workshop session with Wellfleet Town officials with Fuss & O'Neill⁹ and a pictorial report prepared by Fuss & O'Neill¹⁰ were included with the MOU. The Board discussed the suggestions listed at the workshop.

Motion # 14-275 Murphy moved to conceptually accept the suggestions listed at the Fuss & O'Neill workshop subject to possible review in 2014. Pilcher seconded, and the motion carried 5-0.

The Board and Donald Palladino, Chair of the Herring River Restoration Committee, discussed the importance of citizen's feedback on the details of the bridge design and tide gates.

Town Administrator's Report

Town Administrator Harry Terkanian presented his May 27, 2014 report,¹¹ updating the Selectmen on various situations, upcoming plans, DPW projects and Personnel matters. He had submitted a previous memo on *Benches on Town Property*¹² as well. Mr. Terkanian noted his report item about signs on Town property. He said that the Assistant Town Administrator Tim King was working on agreements with the Methodist Church and Congregational Church for parking lot space.

Future Concerns

- John Morrissey expressed concern about missing material on the new Town website.
- Jerry Houk said there are trucks on Commercial Street running their engines early in the morning before 7 a.m. in violation with Town regulations. They present safety and noise problems, he said.
- John Morrissey said he would like to discuss Oyster Fest situation at the next meeting. Paul Pilcher was interested in working with SPAT on common goals first. Berta Bruinooge said it was not a good time to reconsider fees for the Oyster Fest and cause further estrangement. Jerry Houk said it was a decision that should have been made earlier in the year.

Motion # 14-276 Morrissey moved to discuss the Oyster Fest fees at the next meeting. Murphy seconded, and the motion did not carry 2-3.

- Berta Bruinooge said that the BOS goals should be discussed at a future meeting.
- Harry Terkanian said he would be hiring a new Executive Assistant as soon as next week.

Correspondence and Vacancy Report

John Morrissey had submitted the Correspondence Report¹³ and the Committee Vacancies Report¹⁴ of May 27, 2014. Paul Pilcher added that he had received a complaint from AIM Thrift Shop that he had just received, so it was not included in the Correspondence Report. The complaint will be resolved with a parking pass for Town Hall. John Morrissey called attention to a letter from a home owner on Day Road regarding plowing. Mr. Terkanian said that plowing private roads will be an agenda item at another meeting.

Adjournment

Motion #14-277 Murphy moved to adjourn the meeting. Bruinooge seconded, and the motion carried 5-0. The meeting was adjourned at 10:03 p.m.

Respectfully submitted

Mary Rogers, Committee Secretary

Public Records Material of 5/27/14

- 1.) Town Administrator's list of announcements
- 2.) Appointments
- 3.) Reappointments
- 4.) Use of Town Property Applications
- 5.) Guidelines for Use of Town Property
- 6.) Mayo Creek Restoration
- 7.) Job descriptions
- 8.) MOU III of May 20, 2014 for the Herring River Restoration Project
- 9.) Report on Workshop Session with Fuss & O'Neill
- 10.) Pictorial report on Herring River Restoration Project by Fuss & O'Neill
- 11.) Town Administrator's Report of May 27, 2014
- 13.) Benches on Town Property memo
- 14.) Correspondence Report of May 27, 2014
- 13.) Vacancies Report of May 27, 2014