



**Wellfleet Board of Selectmen
Minutes of the Meeting of September 16, 2014
Wellfleet Senior Center, 7:00 p.m.**

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

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

Announcements, Open Session and Public Comment(s) [7:00]

Pilcher announced:

1. The Route 6 Safety meeting with Sarah Peake and Town Officials is scheduled for 10 am on September 18, 2014. Public can give their suggestions to the Selectmen.
2. Universal Preschools Meeting is scheduled for September 23 and September 30, 2014 from 4:00 pm – 5:00 pm at Town Hall. All interested parties are invited to attend the meeting.
3. Letter of request of Joseph Klonowski to extend an appreciation to Philip Klonowski for his contribution for suggesting the skate board park in 1997. The selectmen unanimously agreed to sign the letter¹.

Berta Bruinooge expressed her experience with how pleased residents were with the enforced parking rules in down town during the summer.

Town Administrator Harry Terkanian announced:

1. Summer parking topic will be on September 30, 2014 BOS agenda
2. The last day to register to vote for STM is September 26, 2014
3. The deadline of the Cultural Council grant application is October 15, 2014.

Rachel Brown from the audience spoke about the noise complaint on behalf of the petitioners and the existing and proposed changes of the noise by-law. Pilcher said that the Selectmen will discuss this matter later in the meeting under Future Concerns, since this was not a posted agenda item.

Public Hearing(s)

Pilcher opened the public hearing at 7:15 pm.

Shellfish Constable Andrew Koch recommended transferring shellfish grant licenses #95-13, 95-14 & 00-04 from Kelly Ruml to Kelly Ruml & Ian Ruml. Murphy had residence status question for the transfer applicants.

Motion 15-054: Murphy moved and Morrissey seconded to approve the request of Kelly Ruml to transfer shellfish grant licenses #95-13, 95-14 & 00-04 from Kelly Ruml to Kelly Ruml & Ian Ruml. The motion passed 5-0.

Koch presented his request² and recommendation on the proposed changes on section 6.4.2 and 7.15.2 of the Shellfish Policy and Regulations.

Motion 15-055: Morrissey moved and Murphy seconded to amend Shellfish Policy and Regulations sections 6.4.2 and 7.15.2 as presented and recommended by Koch. The motion passed 5-0.

The public hearing was closed at 7:18 pm.

Licenses/Appointments/Reappointments/Use of Town Property

Nickolas Watkins for the Historical Commission vacancy, Catharie Nass and Jason Kew for the Board of Water Commissioners vacancy and Robert David Cohen for the Cultural Council vacancy were present and interviewed by the Selectmen.

Motion 15-056: Bruinooge moved and Morrissey seconded to appoint Nickolas Watkins to the Historical Commission with term ending 6/30/17. The motion passed 5-0.

Motion 15-057: Morrissey moved and Pilcher seconded to appoint Catharie Conway Nass to the Board of Water Commissioners with term ending 6/30/17. The motion passed 4-1 [Bruinooge]

Motion 15-058: Bruinooge moved and Morrissey seconded to appoint Robert David Cohen to the Cultural Council with term ending 6/30/17. The motion passed 5-0

Use of Town Property

None of the applicants for the use of town property were present.

Motion 15-059: Morrissey moved and Bruinooge seconded to approve the request of Linda Beall for a wedding at Duck Harbor Beach on September 20, 2014 from 6:00 pm to 6:30pm. Application fee paid (\$20) and use fee paid (\$100). The motion passed 5-0.

Motion 15-060: Bruinooge moved and Murphy seconded to approve the request of Ronda Giovangelo for a wedding ceremony at Mayo Beach on September 27, 2014 at 4:30 pm, pending payment of use fee. Application fee paid (\$20). The motion carried 5-0

Motion 15-061: Pilcher moved and Houk seconded to not approve the request of Della Spring (Cushing) for morning stretch yoga class on the beach on Tuesdays and Thursdays 8:30 am – 9:45 am during summer 2015. The motion passed 4-1 [Bruinooge]

Pilcher explained that the request may be brought to the BOS attention again, if the applicant Della Spring (Cushing) would like to present it in person. Bruinooge suggested consistency on applicant's presence for use of town property consideration; she also suggested use fee and insurance coverage should be required if Della Spring's (Cushing) request would be re-considered in the future.

Business

Review and sign October 6 Special Town Meeting Warrant

Terkanian presented the draft of STM Warrant³ and went over the proposed articles.

Motion 15-062: Murphy moved and Bruinooge seconded to place and recommend Article 1. The motion passed 5-0.

Motion 15-063: Morrissey moved and Bruinooge seconded to place and recommend Article 2. The motion passed 5-0

Motion 15-064: Murphy moved and Bruinooge seconded to place Article 3. The motion passed 5-0.

Motion 15-065: Morrissey moved and Bruinooge seconded to recommend Article 3. The motion passed 5-0.

Motion 15-066: Bruinooge moved and Murphy seconded to place and recommend Article 4 with the adjustments to read - *To see if the Town will vote to amend the action taken under Article 3 of the 2014 Annual Town Meeting by amending the Fiscal Year 2015 Capital Budget to reduce the appropriation for long term debt service interest from \$421,046 to \$254,980 and to reduce the amount to be raised and appropriated under said article from \$1,724,133 to \$1,558,067, or do or act anything thereon.* The motion passed 5-0.

Green Communities Act – First reading of proposed Selectmen’s policy on energy reduction

Energy Committee members Lawrence Franke and Dick Elkin appeared to present criteria 3 of the Green Communities Act and spoke about upcoming minor changes prior to the BOS consideration of approving the criteria. Pilcher had concerns about any hidden costs to the Town. Elkin said that there will be no costs, but savings to the Town.

Agenda request by Maria Ecke re lot definition

Terkanian presented his memo and recommendation⁴ regarding the agenda request by Maria Ecke. No action was taken by the Board.

Discussion of possible additional steps to prevent NStar spraying

Terkanian presented his memo⁵ on possible additional steps to prevent NStar spraying and opened a discussion. Tom Reinhart from the audience spoke about Eastham mowing the power lines vegetation. Catharie Nass from the audience spoke about the article⁶ she recommended to the Selectmen regarding toxicity of herbicides. No action was taken by the Selectmen.

Possible Inter Municipal Cooperation Committee subjects

Pilcher spoke about the Inter Municipal Cooperation Committee subjects for discussion. Terkanian suggested Assistant Health Agent sharing. Bruinooge suggested asking if the other TA had any interest to continue the committee existence.

Award of engineering contract for harbor dredging permitting and to authorize the TA to execute the contract

Terkanian presented the award of engineering contract for harbor dredging permitting.

Motion 15-067: Murphy moved and Bruinooge seconded to authorize the contract signing by Terkanian. The motion passed 5-0.

Request of Audrey Danforth to adjust septic loan

Audrey Danforth presented her request⁷ to adjust the septic loan of her house. Terkanian spoke about his memo⁸ summarizing this matter. Discussion ensued. The Selectmen unanimously agreed that if the lender stayed the foreclosure, the Board will be willing to consider working something out.

Review draft FY 16 Budget Policy Statement and Budget & Annual Town Meeting calendar

Terkanian presented the draft FY 16 Budget Policy Statement and draft Annual Town Meeting calendar. Morrissey had questions about OPEB appropriation. Pilcher had concerns on Board's position on hiring part time employees and appoint volunteers to fill vacancies. The FY16 budget schedule and policy will be back on the agenda for September 30, 2014 for final decision.

Town Administrator's Report

Terkanian presented his report⁹ and added several additional items

- Regional 911 dispatch meeting briefing
- Police station preliminary estimate for renovation the building
- Handling Selectmen correspondence

Future Concerns

- Fire permits on beaches during the summer
- Traffic concerns
- Remote meeting participation by boards and committees members
- Town of Chatham Monomoy Island letter of support
- Public hearing on the proposed noise by-law on October 14 or 28, 2014

Correspondence and Vacancy Report¹⁰

Morrissey presented the correspondence¹¹ report.

Minutes

Motion 15-068: Pilcher moved to approve the Minutes¹² of August 26, 2014 meeting with the exception of correcting his name on the part referring to Maria Ecke's request for agenda item. Murphy seconded the motion and it passed 5-0.

Adjournment

Motion 15-069 : Murphy moved and Bruinooge seconded to adjourn the meeting at 8:59 pm. The motion passed 5-0.

Respectfully submitted,
Michaela Miteva, Executive Assistant

Public Record Documents:

¹ BOS and Recreation Director letter of appreciation to Phillip and Joseph Klonowski

² Shellfish Constable's recommendation to amend Shellfishing Policy and Regulations sections 6.4.2 and 7.15.2

³ 2014 STM Warrant Draft

⁴ Terkanian Memo and Recommendation re Maria Ecke request

⁵ Terkanian memo on possible additional steps to prevent NStar spraying

⁶ Article on toxicity of herbicides from Catharie Nass to the BOS

⁷ Request of Audrey Danforth to adjust septic loan

⁸ TA memo on Audrey Danforth's request to adjust septic loan

⁹ TA Report of September 11, 2014

¹⁰ Vacancy report of 9/12/14

¹¹ Correspondence report of 9/16/14

¹² Minutes of August 26, 2014