

**Wellfleet Select Board Meeting  
Tuesday, August 14, 2018, at 6:30 p.m.  
Wellfleet Senior Center, 715 Old Kings Highway, Wellfleet MA 02667**

**Select Board Members Present:** Chair Janet Reinhart - Chair; Helen Miranda Wilson – Vice Chair, Justina Carlson – Clerk, Kathleen Bacon, Jerry Houk.

**Also Present:** Dan Hoort - Town Administrator, Joe Powers – Assistant Town Administrator / Town Clerk, Radu Luca – Executive Assistant to the Town Administrator.

**I. Executive Session**

**Chair Janet Reinhart called the meeting to order at 6:30 pm and moved to go into executive session pursuant to G.L. c. 30A, §21(a)(3), to discuss strategy with respect to collective bargaining and litigation if the Chair declares that an open meeting may have a detrimental effect on the Town’s bargaining and litigating position, the Board will discuss strategy recommendations for the Wellfleet Employees Association.**

**Motion: Reinhart                      Second: Wilson**

**Reinhart yea**

**Wilson yea**

**Carlson yea**

**Bacon yea**

**4-0-0. Motion carries.**

**I move to adjourn from executive session and go into open session.**

**Motion: Houk                              Second: Wilson**

**Reinhart yea**

**Wilson yea**

**Carlson yea**

**Bacon yea**

**Houk yea**

**5-0-0. Motion carries.**

**The Selectboard resumed their public meeting at 7:15 pm.**

**II. Announcements, Open Session and Public Comment**

Note: Public comments must be brief. The Board will not deliberate or vote on any matter raised solely during Announcements & Public Comments.

David Mead-Fox announced that Outer Cape Energize received from the State permission to extend their solar program from August 8<sup>th</sup> to September 7<sup>th</sup>. The reason for the extension is the interest in the program and increased demand, which takes time to process. A press







available to her when Marianne Nickerson retired. Moriarty also said that many towns in the Commonwealth of Massachusetts have a combined position of Treasurer / Collector and it's a good move and it works.

Carlson agrees with Hoort and said that next step is to work together with the WEA Board. Reinhart said he have a good group of people at Town Hall and the right thing to do is to reorganize and give those Staff their increases and promotions. Houk said that under the current agreement, the Town has the right to reorganize its staff. Bacon said that she is for this reorganization as it stands now, but staff will change and retire within the next five years or so and that this reorganization makes sense, including financially, as it currently stands.

Powers suggest the BOS rescinded the previous motion pertaining to this matter.

**I move to rescind the motion against the financial reorganization presented at the July 24<sup>th</sup> meeting.**

**Motion: Wilson**

**Second: Bacon**

**5-0-0. Motion carries.**

**I move to approve the staff reorganization as presented by the Town Administrator and the Assistant Town Administrator.**

**Motion: Wilson**

**Second: Bacon**

**5-0-0. Motion carries.**

E. Discussion of Outer Cape Intermunicipal Agreement [TA]

Hoort presented background information on this agreement. Reinhart said this is agreement is great for all parties involved and that it has been in the works for years, although de facto it had been done.

Wilson said this agreement puts a lot of trust on our TA because the Selectboard doesn't have the right of veto per se. Wilson addressed the issue of liability, particularly on matters pertaining to plowing private roads in the winter, the tick-related disease and prevention programs. Houk thinks the language in the agreement should read "Town Managers and Town Administrators" instead of just "Town Managers." Wilson agrees with Houk, especially since that's what their called in the Charter.

Ahern asked whether Town Counsel has looked at the contract. Hoort said that KP Law drafted the agreement.

David Mead-Fox spoke in support of this agreement, and asked Hoort to possibly look into having an annual plan or document (i.e. mutual goals) that would bring the Outer Cape together and be beneficial to the residents.

No motion is required at this time.

F. BOS Review of Town Administrator [Chair]

This matter will be discussed at the Sep 24 meeting.

G. Update on Short-term Rental Tax [TA]

Hort presented a synopsis of his memo included on the packet for tonight's meeting pertaining to this agenda item. This item doesn't need any action at the Fall Town Meeting, and he recommends that the Selectboard voted to allocate / earmark percentages to go towards certain projects / funds in town rather than just into the General Fund. Wilson said that the Conservation Agent would be perfect to be on the Wastewater Board. Carlson said that a representative from the Wastewater Committee, that worked for many years on the 208 Plan, would make a perfect candidate for the Wastewater Board. Bacon said that it's been a long wait and this piece of legislation would give an advantage and much needed help to all towns from the bridge to the outer cape.

H. **Preliminary discussion of Special Town Meeting Warrant**

Hort gave the BOS summary of the six articles we have on the warrant as of right now. He said that the deadline for any petition articles would be August 21 and the Selectboard could discuss and vote on the articles at the scheduled August 28 meeting. Wilson said she'd like to have an article included on the warrant that would limit the number of licenses for many dispensaries. Hort also addressed the article that would authorize the Town to purchase radio transmitting systems and communication devices at our beaches that would allow the lifeguards and law enforcement / fire rescue be in contact with each other at all times. Hort invited Chief Pauley to speak on the draft article that would authorize the Town to hire another full-time on-call person for the Fire Department. There is no need for a request for funding for this position because there are currently funds available in the budget. Houk asked Chief Pauley to look at the overtime hours for the Fire Department and possibly decrease the number of hours. Chief Pauley said he's anticipating that \$75K would cover everything for the new position: base salary, fire academy training, OT hours. Chief Pauley was commended, from the audience, for his efforts to make safety one of his paramount goals.

VI. **Town Administrator's Report**

The TA's report was included in the Selectboard's packet for tonight's meeting.

Jerry Houk excused himself and left the room.

VII. **Topics for Future Discussion**

Wilson said that at one of our next meeting we will be hearing an update from our Wastewater Management Committee.

Reinhart asked the Wastewater 208 matter to be placed at one of our September meetings.

Bacon said that the crosswalk at the intersection of the Bank and Commercial streets is ill-placed and would like the TA to look into possibly redo / replace the crosswalk since there is an obvious blind spot. Bacon also asked the TA for an update on the fence at the Masonic Lodge. The TA said that a meeting would be scheduled between the Town and the Lodge.

## **VIII. Correspondence and Vacancy Report**

## **IX. Minutes (Draft BOS 7.24.2018)**

Bacon suggested that whenever there is a split vote on a motion, the members who opposed should also be listed.

Bacon would like to look at a coastal management plan, not a “flooding plan,” in the topics for future discussion portion of the minutes.

**I move to approve the minutes of July 24<sup>th</sup>, 2018 as amended.**

**Motion: Wilson      Second: Carlson      3-0-1. Motion carries. Houk was absent for this vote. Wilson abstained because she didn't have the chance to review the entire set of minutes.**

## **X. Adjournment**

**I move to adjourn.**

**Motion: Bacon      Second: Carlson      4-0-0. Motion carries. Houk was absent for this vote.**

The meeting was adjourned at 8:55 pm.

Respectfully submitted,

Radu D. Luca,  
Executive Assistant to the Town Administrator

**Link to video here:**

**<http://viewer.earthchannel.com/PlayerController.aspx?&PGD=wellfleetma&eID=80>**

## **Public Records Materials of 8/14/18**

1. Application – David Mead-Fox to Cape Light Compact Board (July 20)

Town of Wellfleet

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BOS Agenda

*Meeting materials are available on the Town of Wellfleet web site: <http://www.wellfleet-ma.gov>. Motions may be offered and votes may be taken by the Board on any agenda item except for Announcements &*

*Public Comment*

2. Letter of Support – Dick Elkin for David Mead-Fox (July 20)
3. Application – Dale Donovan to Parking Task Force (July 30)
4. Application – Dennis O’Connell to Parking Task Force (July 31)
5. Application – Jennifer Wertkin to Parking Task Force (Aug 1)
6. Application – Sheila Lyons to Parking Task Force (Aug 3)
7. Application – Joe Aberdale to Parking Task Force (Aug 6)
8. Application – Wayne Clough to Parking Task Force (Aug 8)
9. Use of Town Property – Sean and Jessica Williams at Bakers Field Tent (July 16)
10. Agreement – Shellfish barge
11. Proclamation Letter – Cape & Islands Suicide Prevention Coalition (Aug 6)
12. FY 2019 Selectmen’s Goals Summary
13. Memo – TA to BOS re: Outer Cape Intermunicipal Agreement (Aug 14)
14. Agreement – Outer Cape Intermunicipal (Aug 14)
15. Memo – TA to BOS re: Short-term rental tax (Aug 14)
16. State House Bill #4841
17. Memo – TA to BOS re: Special Town Meeting Warrant (Aug 14)
18. Memo – TA to BOS: TA Report (Aug 10)
19. Memo – Principal Clerk to BOS re: Vacancy Report (Aug 5)
20. Memo – Executive Assistant to BOS re: Correspondence Report
21. Minutes – Draft BOS July 24<sup>th</sup>, 2018