



**Wellfleet Board of Selectmen
Minutes of the Meeting of August 26, 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. The meeting started with a moment of silence for the victim of the August 19, 2014 car accident.

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

Town Administrator Harry Terkanian announced:

- Board of Health public hearing scheduled for September 10th to consider amending their regulations to change the days of the week on which the Transfer Station is closed from Wednesday and Thursday to Thursday and Friday.
- Cape Cod Commission public hearing on the draft section 208 Area Wide Water Quality Management Plan scheduled for Wednesday, September 10, 2014 from 4PM to 6PM at Preservation Hall.

Lydia Vivante, Chair of the Recycling Committee announced that the swap shop reopening is scheduled for September 2, 2014 with hours of operation Tuesdays, Saturdays and Sundays 8:00 am - 12:00 pm.

Maria Ecke of 85 Somerset Ave read her letter¹ asking for an addition to the agenda. Pilcher responded that the request will be discussed as a future concern item later in the meeting.

Appointments

Nicolas Watkins, applicant willing to serve on the Historical Commission was not present for an interview.

Motion 15-039:

Bruinooge moved to appoint Nickolas Watkins to the Historical Commission with term ending June 30, 2017. No member of the Board seconded and the motion failed.

Barbara Brennessel was present to answer Selectmen's questions regarding her application to be appointed to the Conservation Commission.

Motion 15-040:

Murphy moved and Morrissey seconded to appoint Barbara Brennessel to the Conservation Commission with term ending June 30, 2016. The motion carried 5-0.

Appointments to the Assistant Town Administrator's Screening Committee

Pilcher and Bruinooge expressed interest to serve on the Assistant TA screening committee. Terkanian recommended Andrew Freeman from the Planning Board, the Police Chief, the COA Director and the DPW Director and one or two at large members. Terkanian said that Dale Donovan, Jennifer Pierce and Amy Voll have all expressed a willingness to serve.

Motion 15-041: Bruinooge moved and Morrissey seconded to appoint Amy Voll to the Assistant Town Administrator's screening committee. The motion passed 5-0

Motion 15-042: Pilcher moved and Murphy seconded to appoint Jennifer Pierce to the Assistant Town Administrator's screening committee. The motion passed 5-0.

Pilcher read the names of all appointees to the Assistant Town Administrator's screening committee - Andrew Freeman from the Planning Board, the Police Chief, the COA Director, the DPW Director and at large members Amy Voll and Jennifer Pierce.

Motion 15-043: Murphy moved and Morrissey seconded to appoint selectmen Paul Pilcher and Berta Bruinooge, Planning Board member Andrew Freeman, the Police Chief Ronald Fisette, the COA Director Suzanne Thomas, the DPW Director Mark Vincent and at large members Amy Voll and Jennifer Pierce to the Assistant Town Administrator screening committee. The motion carried 5-0.

Public Hearing(s) – Pilcher opened the public hearing at 7:15 pm.

Shellfish Constable Andy Koch recommended² approving the application received on August 8, 2014 from Ralph Bassett and Laura Lambert to transfer shellfish grant license #01-01 ext from Ralph Bassett and Laura Lambert to Ralph Bassett, Laura Lambert and Kevin Cormier

Motion 15-044: Bruinooge moved and Morrissey seconded to approve the request of Ralph Bassett and Laura Lambert to transfer shellfish grant license #01-01 ext from Ralph Bassett and Laura Lambert to Ralph Bassett, Laura Lambert and Kevin Cormier. The motion carried 5-0.

The public hearing closed at 7:16 pm.

Selectmen's FY 2015 goals

Pilcher presented the list of Selectmen's goals³. He said that the list of goals will be made available online to the public.

Discussion of August 16th and 19th traffic accidents

Police Chief Ronald Fisette and Fire Chief Richard Pauley gave an overview of the time lines of the August 16⁴ and August 19, 2014⁵ accidents. Houk wanted to know how long it took for the traffic to start moving and why there was no command staff present in Town on Saturday August 16, 2014. Fisette explained what have happened. Houk suggested alternating command staff on weekends during the summer. Bruinooge suggested that traffic control might have helped preventing the traffic back up. Pilcher also supported the suggestion that one of the top Police Department executives should be on call during the summer weekends. Morrissey wanted to know if the local media was informed of the traffic back ups to let people know to avoid the congested areas. Fisette confirmed that the press has been informed and different options such as smart phone aps may be explored in future incidents. Tim O'Hara from the public said that the roads are not build for the volume of traffic and suggested reopening of Wireless Rd.

Report from State Representative Sarah Peake

Representative Sarah Peake presented her report to the Selectmen. Highlights of Rep. Peake's report:

- FY15 State budget
- 5-year Bond Bill
- Update on the local room tax
- Route 6 traffic concerns and possible meeting with MassDot and Town officials on September 17 or September 18, 2014.
- Update on the parking tickets rate increase request

Vibrio issues

Julian Cyr from the Mass. Department of Public Health spoke about potential Vibrio issues when consuming raw shellfish from contaminated water during the the period May 19-October 19. He said that during the above period the DPH requires that oysters must be put on ice within two hours of harvesting. The selectmen requested records of compliance issues, if there were any related to Wellfleet. Koch spoke about Vibrio training meetings he and his staff have attended and expressed how pleased he was with the actions of the fishermen to comply with the Vibrio rule.

940 Chequessett Neck Road Conservation Restriction

Denny O'Connell, Chair of the Conservation Commission presented the 940 Chequessett Neck Rd Conservation restriction request⁶ and gave a background overview of the request.

Motion 15-045: Murphy moved and Bruinooge seconded to approve the 940 Chequessett Neck Rd Conservation restriction as presented by the Conservation Commission. The motion passed 5-0.

Proposed Creation of a Community Services Department

Terkanian presented his memo and recommendation on creation of the Community Services Department⁷. He mentioned that another two concerns he had are inspection and regulation services and financial services. Terkanian presented the proposed job descriptions for Recreation Director⁸ and Community Services Director⁹. He said they have to be approved by the Personnel Board. According to him this would lead to better operational procedures and vertical organizational structure. Murphy wanted to know the compensation of the new position. Terkanian explained that he had not engaged in bargaining with WEA Union yet. The selectmen and people from the public had concerns and questions on how this reorganization would affect the Recreation Department. Pilcher supported the idea. According to Bruinooge the job description of the Recreation Director would not change, just the way the position would report– instead of reporting to the TA, if approved would report to the Community Services Director. Sheila Lyons from the public also supported the creation of the new position. Morrissey believed that this would work and supported it.

Motion 15-046: Bruinooge moved and Murphy seconded to approve the creation of Community Services Director position as presented. The motion carried 5-0.

Discussion of complaint re July 4th Parade

Pilcher presented the email and the TA's memo¹⁰ in response to the email. The selectmen discussed that the Parade is out side of the scope and authority of the Board due to the fact that it is Chamber of Commerce event.

Motion 15-047: Bruinooge moved that there is no action taken on this matter and referred the complaint to the Chamber of Commerce. Houk seconded. Further discussion ensued. The motion passed 5-0.

Discussion of Board policy on individual communications

Pilcher expressed his concerns about individual communications to letters coming to the Board. Terkanian suggested two ways to solve the issue – one by him screening the communications and taking administrative action when needed and the other by sending automated reply to acknowledge that the email has been received and is pending review by the Board at a public meeting.

Status of possible funding for Community Policing training

Chief Fisette spoke about the current status of possible funding for Community Policing training. More information would be available in September. Terkanian read the letter from Chief Fisette to BOS dated

August 21, 2014¹¹. There were concerns from the public if there was a need for a warrant article for STM funds appropriation. Terkanian explained that there is a consultancy budget available to cover a cost of training if the cost would be in the \$4,000-\$5,000 range.

Contract award for Route 6/Main Street traffic improvement project

Terkanian presented the contract for Route 6/Main Street traffic improvement project¹² and explained the awarding and designer selection process. He said that the contract was reflecting the current funding and appropriation.

Motion 15-048: Murphy moved and Bruinooge seconded to approve the contract for Route 6/Main Street traffic improvement project as presented. The motion passed 5-0.

No Trespass Order to William Vannoy [Continued from August 12th]

Lt. Michael Hurley said that the issue seemed to be resolved. Chief Fisette spoke about ratifying the order until September 2, 2014.

Motion 15-049: Bruinooge moved and Morrissey seconded to continue the no trespass order issued to William Vannoy until September 2, 2014. The motion carried 5-0.

Approval of the temporary staffing contract with Barnstable County

Terkanian presented the temporary staffing contract with Barnstable County for the Assistant Health Agent vacancy¹³.

Motion 15-050: Morrissey moved and Bruinooge seconded to approve the contract with Barnstable County for the Assistant Health Agent vacancy. The motion passed 5-0.

Discussion of Cape Light Compact position on document production

Houk presented the letter from the Chatham BOS¹⁴ and recommended that Wellfleet selectmen send a similar letter of support to the Attorney General¹⁵. Dick Elkin, Cape Light Compact representative for Wellfleet spoke of the Cape Light Compact willingness to share the information with the Attorney General. Stephan Wallenberg – Cape Light Compact staff, who was present, also said that the Compact will cooperate with the AG document request. Barnstable County commissioner Sheila Lyons gave a background behind the letters coming from Eric Bibler. Lili Green from the Energy Committee supported the proposed letter of the Wellfleet selectmen to the Attorney General.

Motion 15-051: Houk moved and Murphy seconded to mail the Wellfleet Board of Selectmen letter to the Attorney General supporting Cape Light Compact document production request as presented. The motion passed 4-1 [Morrissey]

Metropolitan Planning Council Nomination

Terkanian explained that this nomination is for serving on the board that oversees the regional transportation plan and if the selectmen were interested to make a nomination the deadline for it is September 12, 2014. The selectmen expressed no interest and no action was taken on this matter.

Town Administrator's Report

Terkanian presented the TA report of August 22, 2014¹⁶ and added several additional items:

- Lydia Vivante has requested permission for the Democratic Town Committee to have a table on town hall lawn on August 30th from 10 AM to 2 PM.

- Terkanian is working on RFP for the construction of affordable accessory dwelling units for the Housing Authority.
- Terkanian is working on procurement for the Sea Babies playground at the COA.
- The DPW conducted an auction to dispose of three surplus vehicles on August 22. The auction netted \$8,712.50.

Future Concerns

- November 11 meeting conflict with Veteran's Day – no action was taken. The Board decided on “*wait and see*” strategy for scheduling a second meeting in November.
- Topics to be discussed by the Regional Lower Cape Coordinating Committee [Pilcher]
- More SAB regulation changes [Terkanian]
- The tree in front of Town Hall is a safety hazard [Terkanian]
- Maria Ecke's request for an agenda item [Terkanian]

Correspondence¹⁷ and Vacancy Report¹⁸

Minutes

Motion 15-052: Murphy moved and Bruinooge seconded to approve the minutes of August 5, 2014¹⁹ and August 12, 2014²⁰ as presented. The motion passed 5-0.

Adjournment

Motion 15-053: Murphy moved and Bruinooge seconded to adjourn the open meeting. The motion passed 5-0 and the meeting was adjourned at 9:49 pm.

Respectfully submitted,
Michaela Miteva, Executive Assistant

Public Record Documents:

- ¹ Maria Ecke's request for an agenda
- ² Shellfish Constable's recommendation
- ³ FY 15 Selectmen's Goals List
- ⁴ August 16th, 2014 traffic accident timeline
- ⁵ August 19th, 2014 traffic accident timeline
- ⁶ 940 Chequessett Neck Rd Conservation restriction request
- ⁷ TA's Memo on Community Services Department recommendation
- ⁸ Proposed Recreation Director job description
- ⁹ Proposed Community Service Director
- ¹⁰ Email complaint and TA Memo on the July 4th Parade
- ¹¹ Chief Fiset letter to BOS dated August 21, 2014
- ¹² Contract for Route 6/Main Street traffic improvement project
- ¹³ Temporary Assistant Health Agent contract with Barnstable County
- ¹⁴ Chatham BOS letter to AG re Cape Light Compact document request
- ¹⁵ Wellfleet draft letter to AG re Cape Light Compact document request
- ¹⁶ TA report of August 22, 2014
- ¹⁷ Correspondence report of August 26, 2014
- ¹⁸ Vacancy report of August 22, 2014
- ¹⁹ Minutes of August 5, 2014
- ²⁰ Minutes of August 12, 2014