



**Wellfleet Board of Selectmen  
Minutes of September 26, 2017  
Wellfleet Senior Center**

**Present:** Selectmen, Janet Reinhart, Kathleen Bacon, Jerry Houk and Helen Miranda Wilson; Town Administrator Dan Hoort;

**Regrets:** Dennis Murphy

Vice-Chairman Reinhart acting as a chairman in the absence of Dennis Murphy called the meeting to order at 6:30 PM.

**Executive Session and Adjournment from Public Session**

**MOTION 218-056:** Reinhart moved to adjourn the public meeting at 6:30 pm and enter in executive session for the following reasons:

1. Pursuant to G.L. c. 30A, §21(a)(3) to discuss strategy with respect to collective bargaining and litigation, because an open meeting may have a detrimental effect on the Town's bargaining and litigating position, the Board will discuss and decide on the grievance of the Wellfleet Communications Union for a health insurance stipend denial to Eileen McCarthy.

The board will reconvene in public session at 7:00 pm after the executive session. The motion passed by a roll call vote where each Reinhart, Bacon, Wilson and Houk said "Aye".

**PUBLIC SESSION [7:00 pm]**

**Announcements, Open Session and Public Comment**

- Bacon announced that on October 24 at 10 am the Recycling Committee will be going on a tour to visit the Town of Bourne recycling plant and all who are interested in going should contact Lonnie Briggs of the Recycling Committee.
- Wilson announced the resignation of Finance Committee member Arlene Kirsch and thanked her and her husband Hugh Guilderson, for their many years of dedicated service to the Town.
- Hoort thanked Executive Assistant Michaela Miteva for her service in Wellfleet and wished her well with her new position with the Town of Orleans.
- Harry Terkanian announced an informational session by Cape Cod Tech on October 10 from 5:30 pm to 6:30 pm at the COA for the proposed Cape Tech School Building project.
- Police Chief Ron Fisette announced that the Wellfleet Police Department is participating in collecting items for victims of Hurricane Irma.
- Police Chief Fisette announced that the Wellfleet Police Department will participate in the Pink Patch initiative during the month of October to create cancer awareness.

Reinhart opened the public hearing.

**Public Hearing: Discuss and vote a new fee schedule at the Marina.**

Harbormaster Michael Flanagan presented a request for fee increases at the Marina and went over the proposed list of increases as printed with the meeting materials. Wilson had checked with the Marina Advisory Committee and confirmed that there was a unanimous vote of approval for the proposed fees. Bacon and Reinhart had questions about the fees allocations for the Marina Enterprise Fund and the Marina Stabilization Fund. Tom Flynn wanted to better understand why the Harbormaster is asking for the Board's

approval to change the fees at the Marina, because it is an Enterprise Fund. Hoort explained that the Enterprise Fund is part of the Town's Budget and all fee changes require the Board of Selectmen's approval.

**MOTION 218-057:** Wilson moved and Bacon seconded to approve the fees requested by the Harbormaster for the Marina, as printed. The motion passed 4-0.

The public hearing was closed at 7:15 pm.

**Appointment of Nicholas Daley as a Full-Time Police Officer with a term through 9/26/18.**

Police Chief Fisette recommended the appointment of Nicholas Daley as a Full-Time Police Officer.

**MOTION 218-058:** Bacon moved and Wilson seconded to appoint Nicholas Daley as a Full-Time Police Officer with a term through 9/26/18. Officer Daley introduced himself to the Board. The motion passed 4-0.

**Appointment of Edward Garneau as a Full-Time Police Officer with a term through 9/26/18.**

Police Chief Fisette recommended the appointment of Edward Garneau as a Full-Time Police Officer, and said that Garneau may also be given the duties of Animal Control Officer. Officer Garneau introduced himself to the Board. Wilson wanted to better understand the Animal Control Officer position and training requirements. Fisette explained that the Animal Control Officer position would involve training and certifications, and the part-time employee Desmond Keogh, who is currently doing the job would train Garneau if he were interested in the Animal Control Officer position. Bacon said that she was not aware that the 14<sup>th</sup> Police Officer would also be an Animal Control Officer. Fisette explained that the position of the Animal Control Officer is already a full-time position and his previous request that was approved by the Board on May 23, 2017 was to reclassify it to be under the supervision of the Police Chief. Fisette said that this position would not have any impact on the Police Department budget.

**MOTION 218-059:** Bacon moved and Wilson seconded to appoint Edward Garneau as a Full-Time Police Officer with a term through 9/26/18. The motion passed 4-0.

**Appointment of Officer Kevin LaRocco promoted to Police Sergeant.**

Police Chief Fisette recommended the promotion of Officer Kevin LaRocco to Police Sergeant. The Selectmen congratulated LaRocco for the promotion.

**MOTION 218-060:** Bacon moved and Wilson seconded to approve the appointment of Officer Kevin LaRocco to Police Sergeant as a result of a promotion by the Police Chief. The motion passed 4-0.

**Appointment of Dian K. Reynolds to the COA Board with a term to 6/30/2020.**

Dian K. Reynolds was present and stated her interest to serve on the COA Board.

**MOTION 218-061:** Wilson moved and Bacon seconded to appoint Dian K. Reynolds to the Council on Aging Board with a term ending on June 30, 2020. The motion passed 4-0.

**Business: Approve the request of Edwin C Berrio Jr. and Lisbeth Berrio to transfer slip #D-16 to Benjamin Pickard beginning with the 2017 season.**

Edwin Berrio was present to answer questions. He respectfully requested the marina slip transfer. Houk supported the transfer request. Bacon agreed with Houk and spoke highly of Benjamin Pickard.

**MOTION 218-062:** Bacon moved and Wilson seconded to approve the request of Edwin C Berrio Jr. and Lisbeth Berrio to transfer slip #D-16 to Benjamin Pickard, beginning with the 2017 season. The motion passed 4-0.

**Business: Discussion of a Town-owned lot at Commercial Street and Bank St.**

Bacon said that this property has been an eye-sore for over 30 years, and that the DPW has begun to clear up the debris that had accumulated there over the years. She felt that this Town-owned property deserved better treatment due to its historic significance and the beautiful view shed. Bacon had reached out to the Wellfleet Arbor Committee (WAC) for assistance to improve the location, and they are willing to assist. She added that the lot has room for at least 15 parking spaces and could be better utilized. Sylvia Smith of the Natural Resource Advisory Board (NRAB) said that this is a Town landing and the NRAB would like to see the lot improved. Smith stated that the NRAB has discussed this matter and was in support of Bacon's idea to improve the area. Wilson said that the property needs to be re-surveyed to ensure that there are no discrepancies and conflicts with neighbors. Bacon agreed that the lot lines need to be re-defined because the lot area has been previously disputed by the Masonic Lodge. Houk agreed with Bacon and Wilson about re-surveying the property and stated that it should have been maintained by the Town over the years. Trudy Vermehren, Chair of the Conservation Commission (ConComm), said that the DPW had come in front of the ConComm to ask for a permission to clean up the area according to ConComm resource area restrictions. She said that the Town could focus on increasing the beauty of the area and possibly use it as a launch site for kayaks. Bacon suggested that this lot could even be used as a vendor space for OysterFest. Reinhart summarized the discussion to that point. The Board agreed that the DPW should maintain the area. Wilson talked about prejudice against invasive species and specifically about the WAC's negative mention of the large tree currently on the property. She hoped that consideration be given to leaving it in place. Trudy Vermehren said that the vegetation on this lot could be improved, but was not sure about the tree referred by Wilson. Vermehren said that the Wellfleet Arbor Committee would like to see this area beautified and said that they were available to assist with that. There was a consensus by all the Selectmen to continue discussing this area in the future.

**Business: Review and approval of FY 2019 Budget Policy<sup>1</sup>**

This was the second reading of the FY 2019 Budget Policy. There were no comments or changes to the proposed policy.

**MOTION 218-063:** Wilson moved and Bacon seconded to approve the FY 2019 Budget Policy as printed in the draft submitted for this meeting on September 26, 2017. The motion passed 4-0.

**Town Administrator's Report<sup>2</sup>**

In addition to his TA's report Hoort said that he had attended a meeting with an organization interested in donating a electrical vehicle charging stations to the Town. More details will follow. Wilson wanted to ensure that these stations would not take up existing parking spaces and was concerned about warranty and future maintenance costs. Hoort explained that there was a three year warranty and that acceptance of the donation of the charging stations and the decision about where to locate them would come up as a future agenda item. Discussion ensued about possible locations. Based on conversations with the organization willing to donate the charging stations, possible locations could be the rear Town Hall parking lot and the Marina, among others. Hoort said that he had done some research and found out that there are very limited opportunities on the Outer Cape for EV charging stations. Houk said that the COA parking lot could also be considered as a location. Wilson suggested bearing in mind that the previously discussed Town-owned lot at Commercial Street and Bank St might be a potential site for EV charging station. The discussion concluded with the agreement to continue this conversation. Bacon wanted to know if Hoort had met with the interim Cape Cod National Seashore superintendent. Hoort confirmed that he had met with Sean Mulligan and had discussed options for the landing strip and other areas. He stated that the conversation had just started and will be ongoing. Bacon said that the CCNS Advisory Commission has a meeting scheduled on November 13, 2017, pending the approval of the Department of the Interior.

Reinhart wanted to know how the meeting with Ed O'Donnell of the Army Corps of Engineers went. Hoort explained that the meeting went well. O'Donnell said that if funding is available and Wellfleet is on the list, the funding will be guaranteed whether the dredging is able to happen in the fall of 2018 or the fall of 2019. Hoort said that it's an issue that will be decided during the federal budget process. Monitoring and support from our two U.S. Senators and Representative Keating will be important in securing funding from Washington.

Hoort answered a question raised by Reinhart about the meeting with Open Cape about fiberoptic availability in Wellfleet by saying that it would be up to the Towns to bring fiberoptic service to the neighborhoods because Open Cape does not have available funds to extend the network further than some of the public buildings. Hoort will keep the neighborhoods informed about any upcoming fiberoptic possibilities. Wilson also requested publicity when fiberoptic opportunities come along and suggested contacting the Chamber of Commerce.

Houk wanted to know if there are any applications for the Executive Assistant position. Hoort said that there are about 15 applications so far and more are expected to come before the deadline on Friday, September 29, 2017, because he had also posted the vacancy on the Wellfleet, Eastham, Provincetown and Truro community space pages on Facebook. Houk wanted to know if there will be a selection committee. Hoort was open to including Selectmen on the selection committee. Bacon recused herself because she would be submitting a letter of recommendation for one of the applicants.

#### **Topics for Listing on Future Agendas**

Reinhart said that she had noticed noisy generators at the back of the Cumberland Farms location in Eastham and requested that if they ever locate in Wellfleet that the proposed plans be reviewed.

- Reinhart requested a copy of the letter from the GEI-Bourne Consulting on maintenance dredging.
- Wilson expressed concerns about the Eversource power outages since January 2017. There have been seven, as reported by the Police Department. She requested this to be a future agenda item, with a representative from Eversource. Bacon asked that Police Chief Fisette and Fire Chief Pauley be also included.
- Houk said that Brewster had received a decision granted by a judge to ban Eversource from spraying in Brewster, and suggested discussing this option for Wellfleet on a future agenda.
- Bacon asked to have a discussion for fee increases for business use of Town Property at the beaches, and to review the possibility of having the Principle Clerk approve requests for weddings on Town Property.

#### **Correspondence<sup>3</sup> and Vacancy Report<sup>4</sup>**

##### **Minutes of September 12, 2017**

Wilson offered amendments to the minutes of September 12, 2017. Reinhart objected to one of the amendments.

**MOTION 218-064**: Wilson moved and Bacon seconded to approve the minutes<sup>5</sup> of September 12, 2017 as amended by Wilson. The motion passed 3-0. Houk had temporarily stepped out of the meeting.

##### **Adjournment:**

**MOTION 218-065**: Wilson moved and Bacon seconded to adjourn the meeting at 8:20 pm. The motion passed 3-0.

Respectfully submitted,

Michaela Miteva, Executive Assistant  
BOS Minutes of September 26, 2017

## **Public Records Materials**

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<sup>1</sup> FY 2019 Budget Policy

<sup>2</sup> TA Report of 9/22/17

<sup>3</sup> Correspondence of 9/22/17

<sup>4</sup> Vacancy Report of 9/22/17

<sup>5</sup> Draft minutes of 9/12/17