

Board of Selectmen  
March 20, 1995  
Library Meeting Room  
Minutes

The meeting was called to order at 6:30 p.m. by Chairwoman Carolina Kiggins. Selectmen present included Robert S. Costa, David Ernst, Cynthia Paine and Ira Wood. Town Administrator Julia Enroth also attended.

On a motion duly made and seconded, the Board voted unanimously at 6:31 p.m. on a roll call vote (Kiggins, Costa, Ernst, Paine, Wood - yea) to enter executive session to discuss strategy in relation to contract negotiations and to reconvene in open session.

On a motion duly made and seconded, the Board voted unanimously at 7:07 p.m. on a roll call vote (Kiggins, Costa, Ernst, Paine, Wood - yea) to reconvene in open session.

The Board met with members of the Wellfleet Elementary School PTA to further discuss the request to use Baker's Field for a carnival on July 3rd through July 9th. Discussion included:

- a) fireworks - scheduled for the weekend, either July 7th or 8th
- b) Cynthia Paine, as Chairman of the Park Commissioners, read her recommendation against granting the request.
- c) estimated costs to the Town to be paid by the PTA - detail police officers (approximately \$2,300); ambulance stationed at the event (\$384); DPW (unknown at this time) - additionally the DPW Director requested a bond be posted in the amount of between \$5,000 and \$10,000
- d) security of carnival equipment
- e) abutters - letters of support for the event were read from Carol Parlante of the Bookstore Restaurant and David and Linda Balch of Captain Higgins Restaurant. Mr. Vern Costa represented Billingsgate Condominiums and voiced objection to the event on the basis of noise, trash and parking problems.
- f) changing the hours of the event to 5:00 p.m. to 10:00 p.m.
- g) Town Administrator recommendation - if approved, permission should be contingent upon a successful contract with Fiesta Shows which addresses all concerns

On a motion duly made and seconded, the Board voted unanimously to approve the request of the PTA for the use of Baker's Field by Fiesta Shows for a carnival from July 3rd through July 9th with the following conditions:

- 1) hours of operation - 5:00 p.m. to 10:00 p.m. weekdays and Noon to 10:00 p.m. Saturday and Sunday
- 2) at the daily conclusion of the show all lights must be turned off, all noise must cease and all generators must be turned off
- 3) a performance bond of \$10,000 is required
- 4) all DPW, Fire Department and Police Department concerns must be addressed
- 5) a contract with Fiesta Shows must be successfully negotiated and must include the language of paragraph one of



the Town "Application to Conduct Races, Events, Shows, Exhibitions, etc. within the Town of Wellfleet" regarding payments

The Board held a public hearing to discuss establishing handicap parallel parking spaces at Great Pond. Beach Administrator Suzanne Thomas was also in attendance. The Beach Administrator updated the Board on discussions with the Commission on Disabilities and indicated that in light of the Commission's recommendation that handicap parallel parking spaces at this location would be dangerous due to discharge of passengers directly onto Cahoon Hollow Road, the Beach Administrator was withdrawing her request to establish the spaces.

On a motion duly made and seconded, the Board voted unanimously to approve the minutes of March 13, 1995 as printed.

The Town Administrator discussed with the Board:

a) Contracts/Agreements - Agreement for a lab technician for the Lower Cape Water Management Task Force - Selectman Costa updated the Board of the need for a technician to complete the project - on a motion duly made and seconded, the Board voted unanimously to sign the contract.

b) State Legislation - H. 2655 Exemptions from Prevailing Wage Law - there was a consensus of the Board that letters be sent to legislators requesting their support for the bill, that other towns with populations of 5,000 or less be contacted and asked to also support the bill, that the Town Administrator write the committee hearing this bill to voice the Board's position and that Representative Gomes receive copies of this correspondence.

The Board held a public hearing to amend the Wellfleet Beach Rules and Regulations by adding a beach parking sticker requirement at Duck Pond. Beach Administrator Suzanne Thomas, members of the Beach Study Committee, and Mike Reynolds of the National Seashore were also in attendance. Discussion included:

a) the need to limit parking due to increased usage of the pond and the surrounding area

b) letter to Board from Andrew Ringgold - there was a consensus of the Board that Selectwoman Paine will represent the Board on the working group to complete the comprehensive plan for Duck Pond which Superintendent Ringgold proposes in this letter

c) problem with power line area - private property with no parking restrictions

On a motion duly made and seconded, the Board voted unanimously to designate Duck Pond as a sticker only beach with the appropriate signs to be posted:

1) at end of access road at Old County Road - sign indicating access by permit only

2) at pond - sign indicating tow zones listing the Police Department phone number for tow information



- 3) fine to be established at maximum under the regulations
- 4) appropriate parking spaces to be established and so indicated by signs

The Board discussed the proposed Charter Amendment regarding the composition of the Board of Fire Engineers. Fire Chief Henson and Fire Department Officers were also in attendance. Discussion included:

- a) March 15, 1995 memo from the Fire Department Officers regarding the charter amendment
  - b) timing of the proposed article - officers indicated that they would like to have more time for discussion of the amendment and to develop a consensus among the parties
  - c) relationship of officers and the Board of Fire Engineers
- On a motion duly made and seconded, the Board voted unanimously to remove the article for this year and to further define the issues over the coming year with the intent of bringing an article to next year's Annual Town Meeting.

The Town Administrator continued discussion with the Board:

- c) Operating Budget - Nauset Regional School Budget and Proposition 2 1/2 override - discussion included determining the amount to be included in the override - \$75,402 for the "Charter School Override" and/or \$31,322 for the additional FY'96 operating assessment - there was a consensus of the Board to continue the decision to tomorrow night when they meet jointly with the Finance Committee and representatives of the Regional Schools.
- d) Article for Wright Property - consensus not to include an article at this time due to a lack of legal information regarding the church parking lot area adjacent to the Wright property.
- e) Board/Committee Recommendations - there was a consensus of the Board to forward STM Article 3 to the Library Trustees for recommendation
- f) Board of Selectmen recommendations per warrant draft #4 dated 3/20/95 - the following recommendations were made:

#### Special Town Meeting

- Article 2 & Article 3 - on motions duly made and seconded the Board voted unanimously to recommend.

#### Annual Town Meeting

- Article 4 & Article 5 - on motions duly made and seconded, the Board voted unanimously to reserve recommendation to Town Meeting.
- Article 6 - on a motion duly made and seconded, the Board voted unanimously to recommend.
- Article 7 (paramedic reimbursement) - Selectman Wood made a motion, seconded by Ernst to recommend the article. The Board voted 2-0-3, with Kiggins, Paine and Costa abstaining. The motion failed. The Town Administrator will get more factual information on this article for the Board's consideration. On a motion duly made and seconded, the Board voted unanimously to rescind their previous vote.
- Article 8 - On a motion duly made and seconded, the Board voted



unanimously to reserve recommendation to Town Meeting.

- Article 9 (irrigation system for athletic fields at the High School) - there was a consensus of the Board to continue their decision to tomorrow night and that the other towns in the region be contacted to see if they are including an article in their warrants and supporting the article.
- Article 10 - on a motion duly made and seconded, the Board voted 4-1-0, with Kiggins voting against, to reserve recommendation to Town Meeting.
- Article 11 through Article 17 - on motions duly made and seconded, the Board voted unanimously to recommend.
- Article 18 - After discussion among Board members, it was agreed to pass on this one for the time being.
- Article 19 - Chairwoman Kiggins recused herself. On a motion duly made and seconded, the Board voted unanimously to recommend.
- Article 20 & Article 21 - on motions duly made and seconded, the Board voted unanimously to recommend.
- Article 23 through Article 25 - on motions duly made and seconded, the Board voted unanimously to recommend.
- Article 26 - there was a concensus of the Board to continue their decision to tomorrow night's meeting.
- Article 27 (petition article/Aunt Sarah's Way) - on a motion duly made and seconded, the Board voted unanimously not to recommend
- Article 28 (High School Renovation funds) - there was a consensus of the Board to continue their decision to tomorrow night's meeting.
- Article 29 - on a motion duly made and seconded, the Board voted unanimously to recommend.



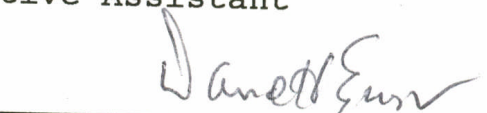
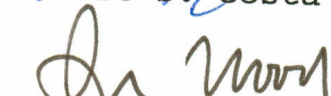
The Board discussed the procedure to be used for the evaluation of the Town Administrator.

On a motion duly made and seconded, the Board voted unanimously at 10:47 p.m. on a roll call vote (Kiggins, Costa, Ernst, Paine, Wood - yea) to enter executive session to discuss strategy with respect to collective bargaining and not to reconvene in open session.

Respectfully submitted,



Linda Smulligan  
Administrative Assistant

  
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Carolina Kiggins, Chr.  
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Robert S. Costa  
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David Ernst  
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Cynthia Paine  
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Ira Wood