

Board of Selectmen
Library Meeting Room
May 15, 1995
Minutes

The meeting was called to order at 7:05 p.m. by Chairwoman Carolina Kiggins. Selectmen present included David Ernst, Cynthia Paine, Ira Wood and John Ryerson. Town Administrator Julia Enroth also attended.

Open Session:

- Fire Chief Henson updated the Board on upcoming CPR classes.

On a motion duly made and seconded, the Board voted unanimously to approve the minutes of May 8, 1995 as amended.

The Town Administrator discussed with the Board:

a) Special Town Meeting

- 1) Article 6 (Catholic Church parking lot acquisition)
 - funds for a preliminary appraisal fee for Catholic Church parking lot - on a motion duly made and seconded, the Board voted unanimously to allow \$500 from the Selectmen's operating budget to be used for a preliminary appraisal of Our Lady of Lourdes parking lot.
 - scheduling a special election for a Proposition 2 1/2 debt exclusion vote within 45 days of an affirmative Town Meeting vote
 - existing easements or agreements with abutters
- 2) Prior Year Bill - there was a consensus of the Board that an article be placed on the Special Town Meeting warrant for funds to pay a prior year bill.

The Board held a public hearing to act upon the applications of Brian S. Ramsdell, Christopher Merl (2), Keith Rose, Robert LaPointe, Jared D. Ziemba, Sandra Mitchell, Richard Goldberg, Nolan Williams and Clifford, Maureen, Jacob, Justin and Lauren Dalby for shellfish grant aquaculture licenses. Selectman Ernst left the Board. Chairwoman Kiggins read the public notice. The Shellfish Constable read his recommendation that the applications be denied without prejudice because:

- a) grant areas have not as yet been established in the Egg Island area (he expects survey results toward the end of the week)
 - b) the need to discuss issuance of grants in other Town areas with the Shellfish Advisory Committee and Board of Selectmen
 - c) area 781B is still considered productive by the Constable
- Selectwoman Paine disclosed that she is an upland owner. On a motion duly made and seconded, the Board voted unanimously 4-0 to accept the Shellfish Constable's recommendation and to deny without prejudice all applications scheduled for this hearing. Selectman Ernst rejoined the Board.

The Board met with Lieutenant Valli for a Civil Defense update. Discussion included:

- a) establishing a shelter and scheduled training for shelter

volunteers

- b) improvements in communication
- c) travellers' radio system - Chief Rosenthal will be relocating the antenna to the South Wellfleet Fire Station in hopes of improving coverage
- d) condition and capacity of generator
- e) availability of water

A Civil Defense meeting will be scheduled for June.

The Town Administrator continued discussion with the Board:

b) Bituminous Concrete Bid - Clarence Frazier, who indicated that he is an employee of Tilcon-Massachusetts and Matthew Frazier, who indicated that he is a local contractor who provides paving services, directed questions regarding the bid to the Town Administrator, Town Counsel and DPW Director. Discussion included authorization from the Mass Highway Department to waive the informality of putting a statement in the bid that the plant is open to inspection; qualifications of the bidders; requirements of M.G.L. Chapter 30B; State pre-qualification of low bidder Northern Paving, Inc.; availability of material to Northern Paving, Inc. and the distance from Town to alternate sources of material. On a motion duly made and seconded, the Board voted 3-2, with Paine and Wood voting against, to award the bituminous concrete bid to Northern Paving, Inc. as the low bidder. The Town Administrator will obtain further information regarding Northern's ability to obtain asphalt from the Eastham Tilcon plant.

The Board met with Town Counsel Michael Ford. Discussion included:

- a) Town Counsel submitted a draft "Policy Provision for Emergency Medical Services" for the Board's consideration.
- b) Fiesta Shows Contract - Town Counsel has reviewed and recommended changes. He will also review the contract between Fiesta shows and the P.T.A.

On a motion duly made and seconded, the Board voted unanimously at 9:01 p.m. on a roll call vote (Kiggins, Ernst, Paine, Wood, Ryerson - yea) to enter executive session to discuss pending litigation and to reconvene in open session.

On a motion duly made and seconded, the Board voted unanimously at 9:11 p.m. on a roll call vote (Kiggins, Ernst, Paine, Wood, Ryerson - yea) to reconvene in open session.

The Town Administrator continued discussion with the Board:

- c) Special Town Meeting continued:
 - Article 1 (petition) - on a motion duly made and seconded, the Board voted unanimously to reserve recommendation to Town Meeting.
 - Article 2 (transfers) - on a motion duly made and seconded, the Board voted unanimously to recommend the article.
 - Article 3 (funding wage adjustments) - on a motion duly made and seconded, the Board voted unanimously to reserve recommendation to Town Meeting.

- Article 4 (fund wage increase for Town Clerk/Treasurer and Tax Collector) - on a motion duly made and seconded, the Board voted unanimously to reserve recommendation to Town Meeting.
- Article 5 (interest on borrowing for High School renovations) - on a motion duly made and seconded, the Board voted unanimously to recommend.
- Article 6 (authorization for acquisition of Catholic Church lot) - on a motion duly made and seconded, the Board voted 4-0-1, with Paine abstaining, to recommend the article.
- d) procedure for reappointing committee members - consensus of the Board to continue current procedure of asking committee members if they would like to be reappointed
- e) Letters Re: Landfill Capping Grant Bill - on a motion duly made and seconded, the Board voted unanimously to sign and send letters to Senator Rauschenbach and Representative Gomes requesting support of the bill
- f) Bonds for Town Clerk/Treasurer and Tax Collector - on a motion duly made and seconded, the Board voted unanimously to set bonds for the Tax Collector and Treasurer at \$100,000 and Town Clerk at \$6,500.
- g) Recycled Asphalt Bid - on a motion duly made and seconded, the Board voted unanimously to award the bid for recycled asphalt to Bardon Trimount.
- h) AIM Parking Passes - on a motion duly made and seconded, the Board voted unanimously to issue three parking passes to the employees at AIM.
- i) Housing Authority request for a letter to EOCD - on a motion duly made and seconded, the Board voted 4-0-1, with Ernst abstaining, to authorize the Chair to sign a letter to EOCD requesting that funds be made available for construction of new affordable housing units since there are no identifiable houses suitable for renovation.
- j) Parking Regulations - on a motion duly made and seconded, the Board voted unanimously to schedule a hearing to address any inaccuracies/inconsistencies in the Parking Regulations.
- k) memo from Local Comprehensive Planning Committee re: Comprehensive Plan Implementation Committee - discussion included allowing time for review of the plan and scheduling further public hearings.

On a motion duly made and seconded, the Board voted unanimously to approve the renewal of the liquor license of Shanem, Inc.

On a motion duly made and seconded, the Board voted unanimously to approve the business licenses of Consider the Lilies and Castelo Antiques and to approve the common victualler license for Painters pending a successful inspection by the Health Agent.

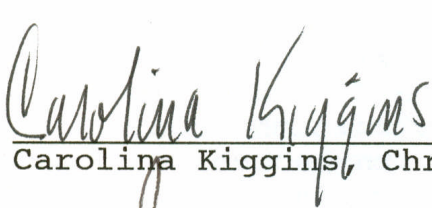
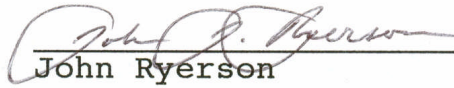
On a motion duly made and seconded, the Board voted unanimously to approve the request of the American Legion to use the front lawn of Town Hall for a Memorial Day Service on May 29, 1995.

The meeting adjourned at 10:38 p.m.

Respectfully submitted,



Linda Smulligan
Administrative Assistant


Carolina Kiggins, Chr.
David Ernst
Cynthia Paine
Ira Wood
John Ryerson