

Town of Wellfleet
Library Meeting Room
July 31, 1995
Minutes

The meeting was called to order at 7:00 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:

- Jerry Houk addressed the Board regarding recruitment of a new Town Administrator and suggested that the Board address ambiguities in the Charter and consider alternative forms of government.
- Zel Levin expressed his disappointment over the Board's failure to renew the Town Administrator's contract.
- Elaine McIlroy read a letter to the Board in support of the Town Administrator and requesting that the Board meet with department heads and reconsider their decision to search for a new Town Administrator.
- Ray Squire, Jim MacLachlan, Ann Freyss, Lisa Benson, Suzanne Thomas, Ray Crowell, Martin Clapp, Duch Crowell and Barbara Kirk each spoke in support of the Town Administrator.

On a motion duly made and seconded, the Board voted 4-0-1, with Kiggins abstaining (she had not attended the meeting), to approve the minutes of July 24, 1995 as printed.

The Town Administrator discussed with the Board:

1. Election Officers - on a motion duly made and seconded, the Board voted unanimously to appoint the following as Republican election officers: Warden - Alfred Hill, Warren Rhodes; Inspectors - Phyllis Baker, Margaret Carter, Ruth Ann Dykeman, Eleanor Hazen, Phyllis Hill, Judith Rhodes; Tellers - Margaret Carter, Roy Cansdale, Eleanor Hazen, Richard Hazen, Deborah Lane, Clarence Smith; Clerk - Ruth Ann Dykeman, Margaret Carter. On a motion duly made and seconded, the Board voted unanimously to appoint the following as Democratic election officers: Warden - Zel Levin, William McCord; Inspectors - Ann Ehrenberg, Ann Fox, William Magenau; Counters - Claire Carroll, Terri Frazier, Mary Houk, Janet Rice, Susan Gauthier, Patricia Roach; Tallier - Barbara Souther, Doris Basset; Clerk - Virginia Hendrickson, William Magenau
2. Regional Small Cities Grant - on a motion duly made and seconded, the Board voted unanimously to authorize Chairwoman Kiggins to sign the Regional Small Cities Grant application on behalf of the Board.

Correspondence:

- Invitation to 25th anniversary of Grace Chapel Assembly of God - the Board took the invitation under advisement
- Letter from the Advocate requesting executive session minutes - there was a consensus to continue discussion until later in the meeting when Town Counsel would be in attendance.
- Selectman Ryerson read a letter from Richard Fressilli announcing the birth of his son and contributing \$250 to the Babe Ruth League fund. The Board gave a vote of thanks to Mr. Fressilli for his donation.

- Draft letter to Larry Gallagher regarding implementation of the Local Comprehensive Plan - there was a consensus that the Chair sign the letter on behalf of the Board

The Board interviewed Sara Hutchings for appointment to the Cultural Council. Bailey Ruckert, Cultural Council Chair, also attended and indicated that she felt that a nine member council would be an optimum situation. Discussion included Ms. Hutchings background and interests. The appointment was taken under advisement.

The Board interviewed Ann Scalley for appointment to the Cultural Council. Discussion included her background and interests. The appointment was taken under advisement.

The Board interviewed Mark Berry for appointment to the Marina Advisory Committee. Discussion included Mr. Berry's background and work experience. On a motion duly made and seconded, the Board voted unanimously to appoint Mark Berry to the Marina Advisory Committee through June 30, 1997.

Selectwoman Paine noted:

- a) Teen Center was found unlocked and unoccupied on July 29th at approximately 8:00 p.m.
- b) Town Hall rear parking lot light not on
- c) Building Inspector job description does not require knowledge of the sign code
- d) Pizza My Heart has a neon light which has been left on at night
- e) AAA article on preserving Wellfleet
- f) status of lining of back roads

On a motion duly made and seconded, the Board voted 4-0-1, with Paine abstaining, to approve the request of John Hall to use the front Town Hall lawn for a silent vigil on Hiroshima Day, Sunday, August 6th.

On a motion duly made and seconded, the Board voted unanimously to approve the request of Fritz Erickson to use the Cahoon Hollow parking lot on Monday, August 7 and Tuesday August 8, for a still photo shoot and to set the usage fee at \$500.00.

The Board held a continuation of the public hearing to consider the recommendation of the Shellfish Constable and Shellfish Advisory Committee with regard to eligibility requirements for shellfish grant area licenses. Selectman Ernst left the Board. The Shellfish Constable and Town Counsel were also in attendance. Discussion included:

- a) the recommendation of the Shellfish Advisory Committee and Shellfish Constable outlined in the June 12 Committee minutes
- b) goal of distributing grants to as many people as possible
- c) definition of "household"
- d) application of proposed eligibility requirements - Town Counsel advised that these requirements be accepted as part of the permanent regulations and applied to all future grants
- e) July 31st Shellfish Advisory Committee meeting - Roger Putnam

reported that the meeting was adjourned without a new vote and that the June 12th recommendation was still valid

On a motion duly made and seconded, the Board voted 3-1, with Paine voting against, to accept the following qualifications to be used in assigning all future grant licenses:

1. The applicant's name does not appear on any other area license
2. The applicant must have held and used a Wellfleet commercial shellfishing permit during two (2) of the last three (3) years OR the applicant must be able to demonstrate some experience in shellfish propagation and aquaculture since 1986. This may be supported by a letter from a license holder describing the type of work performed and any other information which might be relevant.

The Shellfish Constable left the meeting.

The Board discussed the "Draft Policy Regarding the Availability of Potential Area for New Grant Licenses" drafted by Town Counsel. Town Counsel explained the Draft Policy to the Board. On a motion duly made and seconded, the Board voted unanimously to adopt the "Draft Policy Regarding the Availability of Potential Area for New Grant Licenses".

The Board discussed the Advocate's request for executive session minutes with Town Counsel. Town Counsel advised that executive session minutes should be brought forward, accepted by the Board and released if the reason for the executive session has been resolved. He also advised that under the Public Records Law the Board has 10 working days to respond to such a request.

Town Counsel advised the Board that the executive session would concern a shellfish matter and Selectman Ernst recused himself. On a motion duly made and seconded, the Board voted unanimously at 10:10 p.m. on a roll call vote (Kiggins, Paine, Wood, Ryerson - yea) to enter executive session to discuss strategy with respect to pending litigation and to reconvene in open session.

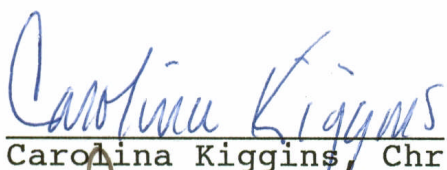
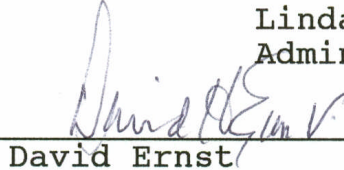
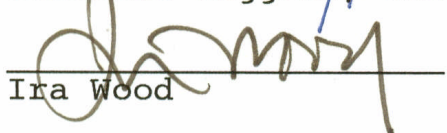
The Board reconvened in open session at 10:26 p.m. Selectman Ernst rejoined the Board. There was a consensus of the Board to meet at 12:30 p.m. on August 3 to discuss Town Administrator recruitment.

The meeting adjourned at 10:36 p.m.

Respectfully submitted,



Linda Smulligan
Administrative Assistant


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