

Town of Wellfleet
Library Meeting Room
June 10, 1996
Minutes

The meeting was called to order at 6:30 p.m. by Chairwoman Carolina Kiggins. Selectmen present included Cynthia Paine and Ira Wood. Selectmen John Ryerson and David Ernst were absent. Town Administrator John Hinckley and Town Counsel Michael Ford were also present. On a motion duly made and seconded, the Board voted unanimously at 6:31 p.m. on a roll call vote (Kiggins, Paine, Wood - yea) to enter executive session to discuss pending litigation, threatened litigation and acquisition of real property and to reconvene in open session.

The meeting reconvened in open session at 6:58 p.m. Selectmen Ryerson and Ernst had arrived during the executive session. Chairwoman Kiggins called the meeting to order at 7:00 p.m.

Open Session:

- Clarence Smith presented an American flag to the Board and indicated that it was a donation to the Town. On a motion duly made and seconded, the Board unanimously voted a vote of appreciation to Mr. and Mrs. Smith.
- Ann and Irving Bronsdon addressed the Board regarding plumbing concerns at beach restrooms at Newcomb Hollow and Maguire's Landing.

On a motion duly made and seconded, the Board voted 4-0-1, with Ryerson abstaining (he had not attended the meeting), to approve the minutes of May 17, 1996 as revised.

On a motion duly made and seconded, the Board voted unanimously to approve the minutes of June 3, 1996 as printed.

Town Counsel discussed with the Board:

- a) Orders of Taking for Long Pond and Duck Creek Cemetery - drawn up pursuant to Town Meeting authorization
- b) Release Deed for Town Pound property - will be available for execution by Board next week
- c) extension of agreement with Cape Cod Commission for further funds for the Lower Cape Water Management Task Force - there was consensus that Board members wished time for review of the document
- d) contract with CZM for reimbursement of 50% of costs associated with the generation of the Draft Harbor Management Plan - Town Counsel noted that his previous funding concerns had been addressed since the document provides for reimbursement of funds already spent - on a motion duly made and seconded, the Board voted 4-0-1, with Paine abstaining, to confirm the authorization for the Town Administrator to sign this document on behalf of the Board. It was noted that approval of this contract does not obligate the Town to create the position of Natural Resource Officer.

The Town Administrator discussed with the Board:

- a) report on attendance at grant conference in Wareham
- b) "Release of All Claims" document relative to settlement with Nolan Williams - on a motion duly made and seconded, the Board voted unanimously to authorize the Town Administrator to forward the document to the Town Treasurer for payment

c) audit bids - Selectman Wood moved that the bid of Powers and Sullivan of \$12,500 be accepted - seconded by Ernst. After discussion there was consensus not to take action on the bid at this time. The motion to approve the bid was withdrawn by Wood with agreement from the seconder.

At 7:30 p.m. the Board held a continuation of the public hearing to consider the application of Joel and Anne C. Fox, Old Wharf Shellfish for renewal of shellfish grant licenses #739, #739A and #754. Selectman Ernst recused himself. Chairwoman Kiggins read the public notice. Mr. Fox indicated that his request was for a one year renewal of these licenses. On a motion duly made and seconded, the Board voted unanimously to grant renewal of shellfish grant licenses #739, #739A and #754 to Old Wharf Shellfish Co., with the principals of Joel and Anne C. Fox, Philip Fox and Barbara Anderson through 9/19/98 with the language of the existing grant to be carried forward.

The Board discussed Marina matters. Harbormaster Glenn Shields also attended. Discussion included opportunities for enhancement of the area via the Public Access Board as presented to the Board at a previous meeting and maintenance needs of the area. There was consensus that information and sample contracts with the Public Access Board be made available to the Board.

The Town Administrator continued discussion with the Board:

d) report on meeting with Maggie Downey of Barnstable County regarding the Town's Community Action Statement - it was noted that review of the action statement is all that is necessary at this time

e) continued discussion of audit bid - it was moved and seconded that the Board accept the proposal of Powers and Sullivan for an audit at a cost of \$12,500. After further discussion Selectman Ryerson called the question - seconded by Wood. The Board voted 3-2, with Kiggins and Paine voting against, that the question be called. The Board voted 3-2, with Kiggins and Paine voting against, to approve acceptance of the previous motion to accept the proposal of Powers and Sullivan for an audit at a cost of \$12,500. Chairwoman Kiggins requested that samples of the work of this firm be provided.

f) Designation of Representatives Form relative to surplus property - on a motion duly made and seconded, the Board voted unanimously to sign the form

g) Building Inspector position - it was noted that a finalist had been selected and that references were being checked. Chairwoman Kiggins requested clarification of the length of the appointment and probationary period.

h) Administrator's meeting to explore joint opportunities available to the towns of Eastham, Wellfleet, Truro and Provincetown - the Town Administrator noted that comments from the Board would be appreciated

Selectwoman Paine updated the Board on the status of the Juice Bar project. There was consensus that Town funds not be released until all approvals are received and that these funds be encumbered if necessary.

On a motion duly made and seconded, the Board voted unanimously to

approve the business license for Yak Arts International.

On a motion duly made and seconded, the Board voted unanimously to approve the request of M. Catherine Maternowska to use White Crest Beach for her wedding ceremony on June 22nd from 8 a.m. to 9 a.m.

On a motion duly made and seconded, the Board voted unanimously to approve the request of the Lower Cape Concert Band to use the area in front of Town Hall on July 4th during the parade.

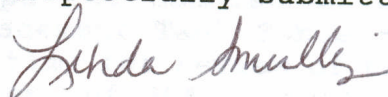
On a motion duly made and seconded, the Board voted unanimously to approve the request of the Wellfleet Fireworks Committee to use Indian Neck Beach for a fireworks display on July 6th with a rain date of July 7th.

On a motion duly made and seconded, the Board voted unanimously to reappoint the following:

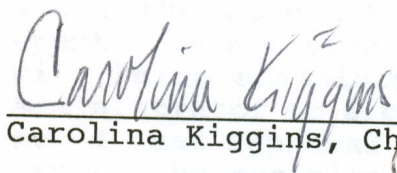
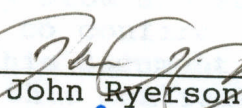
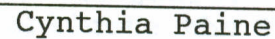
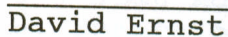
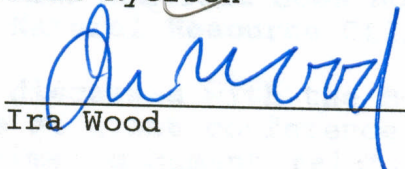
Sam Hall - Board of Assessors - 3 years
John Sandilands - Board of Appeals - 3 years
John Ferro - Board of Appeals - 3 years
Richard Merrill - Marina Advisory Committee - 1 year
Brent Valli - Marina Advisory Committee - 1 year
Joel Fox - Marina Advisory Committee - 1 year
Joel Fox - Personnel Board - 3 years
Paul Conor - NRAB - 3 years
Doug Legnine - Recreation Committee - 3 years
Alan Platt - Planning Board - 5 years
Clifford Dalby - Historical Commission - 3 years
Nils Miner - Board of Health - 3 years
Joan Platt - Conservation Commission - 3 years
Linda Canty - Open Space Committee - 1 year
Roger Putnam - Open Space Committee - 1 year
Peter Hall - Open Space Committee - 1 year
Martin Clapp - Open Space Committee - 1 year
Nancy Deppen - Open Space Committee - 1 year

The meeting adjourned at 8:56 p.m.

Respectfully submitted,



Linda Smulligan
Administrative Assistant


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