

Board of Selectmen
March 24, 1997
Library Meeting Room
Minutes

The meeting was called to order at 6:00 p.m. by Chairwoman Carolina Kiggins. Selectmen present included John Ryerson, Cynthia Paine, David Ernst and Ira Wood. Acting Town Administrator William Hinchey also attended.

The Board discussed the following:

- a) article request regarding proposed general bylaw to enable the Annual Town Meeting to dispense with a standing count in those instances where a 2/3 vote is required by statute - Moderator Harry Terkanian and Bylaw Committee members Robert Hankey, Durand Echeverria and Jeff White attended. Mr. Echeverria noted the Committee's suggestion that the change be effected via a Charter amendment. On a motion duly made and seconded, the Board voted unanimously to place this article on the warrant. On a motion duly made and seconded, the Board VOTED unanimously to recommend the article. There was consensus that the Bylaw Committee contact Town Counsel to determine if a Charter change is necessary if the proposed bylaw is adopted. It was determined that a Pre-Town Meeting be scheduled for April 17th at 7:00 p.m. in the Library Meeting Room.
- b) fireworks article - George White attended. On a motion by Ryerson seconded by Wood, the Board VOTED 5-0 to place the article on the warrant. On a motion duly made and seconded, the Board VOTED unanimously not to recommend the article.
- c) article for beach maps and Beach/Recreation Department transfers - Acting Recreation Director/Beach Administrator Suzanne Thomas attended. Selectwoman Paine recused herself. On a motion duly made and seconded, the Board VOTED unanimously to place the article to fund 50% of beach maps on the warrant in the amount of \$450.00. On a motion duly made and seconded, the Board VOTED unanimously 4-0 to recommend the article. Selectwoman Paine rejoined the Board. On a motion duly made and seconded the Board VOTED unanimously to include transfers in Article 1 of the STM warrant from the Beach Fund to the FY'97 Capital Budget in the amount of \$59,700 to fund resurfacing of the tennis courts, Gull Pond Title V system and upgrade of the LeCount Hollow restroom facility and to #299 DPW Traffic Control/Street Signs in the amount of \$3,700. On a motion duly made and seconded, the Board VOTED unanimously to include transfers in Article 1 of the STM warrant from Recreation Salary & Wages to Recreation operating expenses in the amount of \$3,000 and from #699 Beach Department Salary & Wages to Beach Department operating expenses in the amount of \$900.00.
- d) Town Hall Building Committee article for funds for a generator and furnishings - Committee members Frauke Rosenthal and Luke Fox attended. On a motion duly made and seconded, the Board VOTED unanimously to place the article on the STM warrant in the amount of \$35,681.77.
- e) DEP recycling grant - Assistant DPW Director Fox noted that the Town had received a DEP Recycling Materials Grant in the amount of \$8,785.
- f) article for maintenance of Hamblen Park - this discussion was continued to later in the meeting.

The Board recessed from 6:57 p.m. to 7:04 p.m.

After open session the Board recessed from 7:27 p.m. to 7:30 p.m.

The Board met with auditor Dan Sullivan. Town Accountant Pat Eagar and Finance Committee members Deb Davis, Janice Devlin, Fred Wolff, Howard Grossman and Jim MacLachlan attended. Discussion included capitalization and depreciation of fixed assets and unfunded pension liability.

The Board met with Alan Platt for appointment to the Personnel Board. Discussion included Mr. Platt's service to the Town on several committees. On a motion duly made and seconded, the Board VOTED unanimously to appoint Mr. Platt to the Personnel Board through 6/30/98.

On a motion duly made and seconded, the Board VOTED 3-0-2, with Kiggins and Wood abstaining (they had not attended the meeting), to approve the minutes of 3/11/97 as submitted.

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 3/17/97 as submitted.

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 3/18/97 with one correction.

The Board continued discussion of the proposed article for maintenance of Hamblen Park. On a motion duly made and seconded, the Board VOTED unanimously to sponsor an article on the STM warrant for the Hamblen Park maintenance project in the amount of \$11,900 for phase I of the project; said amount will be reduced by any available funds in a line item. On a motion duly made and seconded, the Board VOTED unanimously to recommend the article.

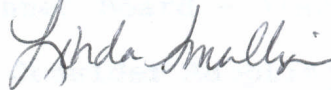
At 8:30 p.m. the Board held a public hearing to consider adopting the layout of Marven Way (as preliminary to action at the ATM). Chairwoman Kiggins read the public notice. Clarence Smith attended and noted the good condition of the road, the amount of property taxes paid by residents and that the road complies with the Sub-Division Control Bylaw. Assistant DPW Director Fox noted the need for drainage easements or catch basins in regard to this request and recommended that the Board establish a policy regarding acceptance of public roads. On a motion by Wood, seconded by Ryerson, the Board VOTED unanimously to accept the layout of Marven Way as described on the Subdivision Plan of Land in Wellfleet (Plan Book 300, page 44) entitled "Treasure Cove" made for Mar-Ven, Inc. by Slade Associates Surveyors and dated November, 1975. On a motion duly made and seconded, the Board VOTED unanimously to place an article on the ATM warrant to see if the Town will accept Marven Way as a public way. The Acting Town Administrator noted that the Assistant DPW Director's concerns regarding drainage can be addressed in the motion at Town Meeting. On a motion duly made and seconded, the Board VOTED unanimously to recommend the article. It was requested that Mr. Fox, in conjunction with the Acting Town Administrator, draft a policy addressing acceptance of private roads by the Town.

The Board discussed:

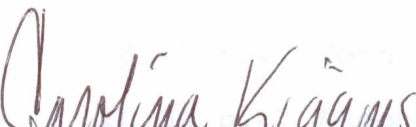
- a) request from Cape Cod Commission for a designee to the Pathways Committee - there was consensus that Peter Hall be asked to meet with the Board.
- b) appointment to Cape Cod Commission - after discussion, the Board took the matter under advisement
- c) business licenses - on a motion duly made and seconded, the Board VOTED unanimously to approve the business licenses for Flying Fish Cafe; PJ's Family Restaurant, Inc.; Moby Dick's Restaurant; Wellfleet Beachcomber; Wellfleet Harbor Actor's Theatre; Blue Heron Gallery Ltd.; Hatch's Fish Market, Inc.; Oliver's Clay Tennis Courts; Puritan Clothing Co. and Karol Richardson.
- d) renewal of liquor licenses - Selectmen Ryerson and Paine recused themselves. On a motion duly made and seconded, the Board VOTED 3-0 to approve renewal of seasonal licenses for Maurice's Campground, Inc., Brady's Liquor Locker and Joseph Lema & Son, Inc.
- e) annual ABCC estimate of seasonal resident population - on a motion duly made and seconded, the Board VOTED unanimously to set the seasonal resident population at 17,500.
- f) request to use Town property - on a motion duly made and seconded, the Board VOTED unanimously to approve the request of the Friends of the VNA of Outer Cape Cod to use the lawn in front of Town Hall for a bake sale on July 12th and August 9th, 1997 from 9 a.m. to 1 p.m. for a bake sale.
- g) annual Town meeting warrant articles and petition articles - on a motion duly made and seconded the Board VOTED unanimously to place the following articles on the Annual Town Meeting warrant: operating budget; capital budget; Marina Enterprise budget; hear reports; possible contract settlements; elected officials salaries; acceptance of gifts; DEP liability; authorization to collect; disposal of property; disposition of real property and to act on any other business. Petition articles: no dogs in cemetery; Indian Neck Road purchase; tower in landfill; discontinue road; gull resolution; zoning - garages and zoning - home occupation.

On a motion duly made and seconded, the Board voted unanimously at 9:25 p.m. to adjourn.

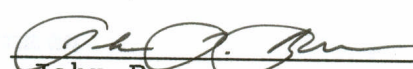
Respectfully submitted,



Linda Smulligan
Administrative Assistant

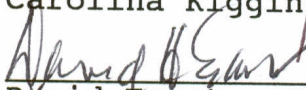


Carolina Kiggins, Chr.



John Ryerson

Cynthia Paine



David Ernst

Ira Wood