

Board of Selectmen
April 7, 1997
Library Meeting Room
Minutes

The meeting was called to order at 7:00 p.m. by Chairwoman Carolina Kiggins. Selectmen present included Cynthia Paine, David Ernst and Ira Wood. Selectman John Ryerson was absent.

Open Session:

- Ann Bronsdon addressed the Board regarding problems with the generator at the Elementary School during the recent snow storm.
- Jerry Houk addressed the Board regarding sand on streets.
- Gerry Lofgren addressed the Board regarding servicing of Town generators.
- Ruth Rickmers addressed the Board regarding the status of the Town Administrator and Fire Chief positions and current policies regarding drug testing and sexual harassment.

On a motion duly made and seconded, the Board voted 3-0-1, with Kiggins abstaining (she had not attended the meeting), to approve the minutes of March 20, 1997 as printed.

The Board met with County Commissioner Rob O'Leary and Financial Director/Acting County Administrator Mark Zelinski to discuss restructuring of Barnstable County government. Mr. O'Leary and Mr. Zelinski updated the Board on proposed legislation regarding the restructuring of Barnstable County and noted services provided by the County to the Town of Wellfleet. There was consensus that the Board consider the proposed "Resolution to Preserve Regional Government and Regional Services in Barnstable County" at next week's meeting.

The Board held the following public hearings regarding Shellfish Department matters - Selectman Ernst recused himself and left the table - Shellfish Constable Paul Somerville attended:

- a) to consider the recommendation of the Shellfish Constable regarding closure of Chipman's Cove - on a motion duly made and seconded, the Board voted unanimously 3-0 to close Chipman's Cove to the taking of all shellfish including seed oysters as of one half hour after sunset on April 30, 1997. This closure shall remain in effect until further notice. Michael Parlante addressed the Board regarding quahog shellfishmen turning up oyster bars and destroying oysters. On a motion duly made and seconded, the Board voted unanimously 3-0, under its emergency powers, to authorize the Shellfish Constable and Assistant Shellfish Constables to order any individual to cease and desist any activity which would endanger the resource.
- b) application of Joel C. and Anne C. Fox for renewal of shellfish grant license #739 & #739A and shellfish grant license #754 - Chairwoman Kiggins noted the 4/7/97 legal opinion from Town Counsel. On a motion duly made and seconded, the Board voted unanimously 3-0 to renew shellfish grant licenses #739 & #739A and shellfish grant license #754 for a period of ten years with a

common expiration date of September 19, 2008.

c) the Shellfish Constable noted that the presentation by Mr. Norgeot regarding the Anchor Marine Research project to restore fish and shellfish habitats in Cape Cod Bay will need to be rescheduled due to Mr. Norgeot's illness.

On a motion duly made and seconded, the Board voted unanimously to approve the minutes of March 24, 1997 as submitted.

On a motion duly made and seconded, the Board voted 3-0-1, with Wood abstaining (he had not attended the meeting), to approve the minutes of March 25, 1997 as submitted.

On a motion duly made and seconded, the Board voted unanimously to approve the minutes of March 31, 1997 as submitted.

The Town Administrator discussed with the Board:

- a) noted that Town Hall is closed tomorrow (4/8/97) for moving
- b) update on the Annual Town Meeting warrant - it was noted that, after discussion with Town Counsel, the Acting Town Administrator is recommending that Article 15 (position of Town Collector) be "passed over" to enable more time for preparation of procedure.
- c) FY'98 Budget Update - the Acting Town Administrator noted budgetary differences in the recommendations of the Board of Selectmen and Finance Committee in three areas: Consultancy, Shellfish Conservation/Propagation and DPW Forestry.
- d) update on meetings regarding landfill capping
- e) snow storm - the Acting Town Administrator commended Town staff members for their efforts during the recent severe snow storm
- f) DPW Director appointment - the Acting Town Administrator presented his recommendation that the Board approve the hire of Mr. Jameson Bell as DPW Director effective 4/22/97 with a one year probationary period. On a motion duly made and seconded, the Board voted unanimously to approve the Acting Town Administrator's recommendation for the hire of Jameson Bell as DPW Director. The Acting Town Administrator commended the work of the members of the DPW Director Search Committee.

The Board discussed the following:

- a) letter from Larry Peters regarding a possible traffic hazard at entrance to Town Hall - there was consensus that the Police Chief assess the area and make a recommendation to the Board.
- b) letter from Wentzle Ruml regarding a shellfish grant license - it was noted that the Shellfish Constable has spoken with Mr. Ruml.
- c) letter from Lottery Commission regarding a waiver from exclusion of Keno revenues - the Acting Town Administrator will follow through with the Commission.
- d) letter regarding override of the Town of Agawam's zoning laws - will be discussed next week
- e) 3/10/97 letter from Philip Johnson - on a motion duly made and seconded the Board voted unanimously to authorize a letter of response to Mr. Johnson including information contained in Town

Counsel's opinion dated 3/31/97.

f) business licenses - on a motion duly made and seconded, the Board voted unanimously to approve business licenses for Jack's Boat Rentals, Inc. (Gull Pond); Jack's Boat Rental's, Inc. (Route 6); Hinckley's Corner Crafts; Kendall Art Gallery; Decorator's Shop and The Lizard T-Shirt Gallery.

g) liquor license renewals - on a motion duly made and seconded, the Board voted unanimously to renew the liquor license for Painter's.

h) ABCC Liquor License Renewal Certification - on a motion duly made and seconded, the Board voted unanimously to approve and sign the document.

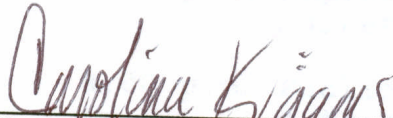
i) request of Lower Cape Sand and Gravel, Inc. to use Powers Landing to transfer sand from truck to beach to renourish the dune at Sea Shells Condominiums - it was noted that per the order of conditions from the Conservation Commission, work must be completed by April 12, 1997. On a motion duly made and seconded, the Board voted unanimously to approve the request.

The meeting adjourned at 9:39 p.m.

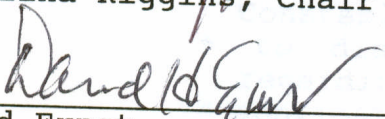
Respectfully submitted,



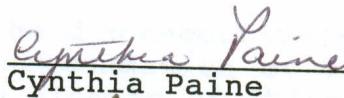
Linda Smulligan
Administrative Assistant



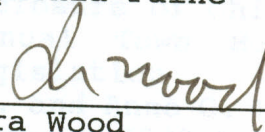
Carolina Kiggins, Chair



David Ernst



Cynthia Paine



Ira Wood