

Board of Selectmen
May 5, 1997
Elementary School Cafeteria
Minutes

The meeting was called to order at 6:32 p.m. by Chairwoman Carolina Kiggins. Selectmen present included John Ryerson, David Ernst and Ira Wood. Selectwoman Cynthia Paine arrived at 7:11 p.m. Acting Town Administrator Bill Hinchey and Town Counsel Michael Ford also attended.

On a motion duly made and seconded, the Board voted unanimously at 6:33 p.m. on a roll call vote (Kiggins, Ryerson, Ernst, Wood - yea) to enter executive session to discuss strategy relating to pending litigation and threatened litigation and to reconvene in open session.

The meeting reconvened in open session at 7:07 p.m. and was called to order by Chairwoman Carolina Kiggins.

Chairwoman Kiggins read a public statement regarding the status of the claim of sexual harassment brought by Susan Sanderson.

Open Session:

- Elsbeth Hino read a letter to the Board regarding the May 1st ZBA decision addressing the special permit application of the Flying Fish Cafe. The issue was taken under advisement by the Board.

Chairwoman Kiggins thanked both Selectwoman Paine and Selectman Wood for their service and contributions to the Board and the Town over the past three years.

Open Session continued:

- Gordon Dutra addressed the Board regarding enforcement of ZBA conditions on businesses.
- Ann Bronsdon addressed the Board regarding scheduling of Town road re-surfacing.
- Ruth Rickmers addressed the Board regarding the subject of the April 14th executive session.

The Board met with Betty Kimball to discuss her application for appointment to the Council on Aging. Council Chairwoman Frauke Rosenthal attended. Discussion included Ms. Kimball's background and experience as an ombudsman for the "Long Term Care" program in Florida. On a motion duly made and seconded, the Board voted unanimously to appoint Betty Kimball to fill the unexpired term of Carol Parlante on the Council on Aging through June 30, 1997.

On motions duly made and seconded the Board voted on the following minutes:

- a) 11/7/96 - voted 4-0-1, with Ryerson abstaining (he had not attended the meeting), to approve as printed.
- b) 12/5/96 - voted 4-0-1, with Ryerson abstaining (he had not attended the meeting), to approve as printed.

- c) 2/13/97 - voted 4-0-1, with Ernst abstaining (he had not attended the meeting), to approve as printed.
- d) 4/22/97 (6:30 p.m. session) - voted 4-0-1, with Wood abstaining (he had not attended the meeting), to approve as printed.
- e) 4/22/97 (7:00 p.m. session) - voted 4-0-1, with Wood abstaining (he had not attended the meeting), to approve as printed.
- f) 4/23/97 - voted 4-0-1, with Wood abstaining (he had not attended the meeting), to approve as printed.
- g) 4/28/97 - voted unanimously 5-0 to approve as printed.

The Town Administrator discussed with the Board:

- a) Screening Committee for COA Director - the Acting Town Administrator recommended that a screening committee be established to assist in the hiring of a COA Director and be comprised of Frauke Rosenthal, Phyllis Hill and Zel Levin. There was consensus that the Acting Town Administrator proceed with the process.
- b) there was consensus that the Town Planner represent the Town on the Lower Cape Small Cities Advisory Board.
- c) Department of the Army Request regarding Defense Environmental Restoration Program; Formerly Used Defense Sites (former Camp Wellfleet) - on a motion duly made and seconded, the Board voted unanimously to authorize the Chairwoman to sign the authorization on behalf of the Board.
- d) Town Hall change order - on a motion duly made and seconded, the Board voted unanimously to authorize a change order in the amount of \$3,200 to relocate the wall in the Town Administrator's office.
- e) Non-Resident Employee Beach Stickers - on a motion duly made and seconded, the Board voted unanimously to approve the recommendation of the Beach Administrator to allow non-resident employees to again purchase one resident beach sticker for the sum of \$5.00.
- f) Town Administrator Search Update - there was consensus that the Acting Town Administrator proceed by submitting advertisements to the Beacon, ICMA Newsletter and Boston Globe and with the process of creating a profile.

The Board held a public hearing to consider the application from Rodolphe G. Bessette, Jr. d/b/a Wellfleet Village Center, Inc. for an annual, beer and wine, package store license on the following described premises: south side of Route 6, one room 36'x 28', one exit north side, existing rear storage area. Selectman Ryerson recused himself and left the room. Mr. Bessette was in attendance. Discussion included hours of operation, signage and the availability of licenses in Town. On a motion duly made and seconded, the Board voted unanimously to approve the application subject to the setting of hours of operation at the Board's 5/12/97 meeting. Selectman Ryerson rejoined the Board.

The Board discussed reconstitution of the Water Commissioners' Advisory Group. On a motion duly made and seconded, the Board voted unanimously to appoint Al Haven, Ben Gitlow, Jamie Bell and Joe Fontans to the Water Commissioners' Advisory Group through June 30, 1997 with a representative of the Board of Selectmen to be

determined next week. There was consensus that the Acting Town Administrator draft and forward the charge to the Group and consult with the Finance Committee to determine if a member would be interested in serving.

The Board held a preliminary discussion regarding processing of Sprint's request to construct a wireless telecommunications facility in Wellfleet at the Police/Fire Station. Joe Buehler and Rick Masso were in attendance to represent Sprint. Discussion included the process outlined in the Town's Zoning Bylaw, thresholds for triggering a Development of Regional Impact assessment by the Cape Cod Commission and interest by local power companies in allowing use of existing towers. There was consensus that Sprint begin the process as required by the Zoning Bylaw.

On a motion duly made and seconded, the Board voted unanimously to extend the appointment of William Hinchey as Acting Town Administrator through August 20, 1997.

On a motion duly made and seconded, the Board voted unanimously to approve the business licenses of Cherrystone Gallery; Karol B. Wyckoff Gallery; Swansborough Gallery; South Wellfleet Clam Shack, Inc.; Cottontail Gallery; Wellfleet Pottery; Wellfleet Marine Corp.; Wellfleet Marine Corp. (Boathouse Gift Shop); Cape Impressions Gallery; Kelley's Flowers; Ragg Time LTD and Old Thyme Cupboard.

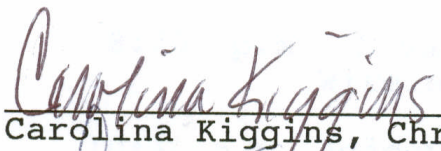
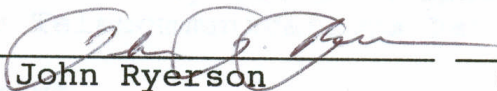

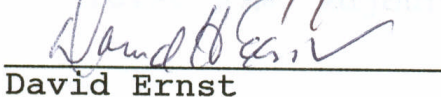
The Board discussed establishment of a Town Administrator Screening Committee. There was consensus that the Committee be comprised of two members of the Board of Selectmen, one Finance Committee member, two members of the Personnel Board and two members citizens at large.

The meeting adjourned at 9:39 p.m.

Respectfully submitted,



Linda Smulligan
Administrative Assistant


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