

TOWN OF WELLFLEET
Board of Selectmen
June 30, 1997
Library Meeting Room
Minutes

The meeting was called to order by Chairman David Ernst at 7:20 p.m. Present were other Board members Jeff White, Larry Gallagher, Carolina Kiggins and John Ryerson. Also present were the Acting Town Administrator William Hinchey and Town Counsel Michael Ford.

The Chair called for any announcements from the Board. There being none, the Board recognized Mr. Gerard Lofgren who came forward to present information regarding Highland Avenue, Pleasant Point, and to challenge an action taken by the Board of Selectmen in 1979, whereby they granted rights to a private individual to construct a road across what Mr. Lofgren considers private land. Mr. Ernst asked Town Counsel for his opinion on this matter. Mr. Ford indicated that he had indeed researched this issue over the past few years as requested to guide the Board with legal opinion, but that he is not a land court official and since the previous court case was dismissed, he is not sure what the current Board of Selectmen can do at this point. After a detailed presentation by Mr. Lofgren and his neighbor Robert Kiersted, the consensus of the Board was that they have attempted to look into the matter as far as they have authority to do so, but that they do not have the authority to act as a land court.

At 7:40 p.m., newly-hired DPW Director Jameson Bell gave a report of progress in his Department, detailing current status of projects and listing priorities for the upcoming months.

Mr. Ira Wood asked where the new DPW facility might be located, and Mr. Bell responded with the comment that perhaps it would be best to build on the current site since there are existing salt and sand piles there and that it is close to Town.

Mr. Lofgren questioned the status of UPS back-up units for computers in Town Hall and the Board/Town Administrator indicated that this issue will be investigated.

Mr. Bell stated that the restrooms and accompanying Title V systems at the beaches, for which funds have already been earmarked, are a top priority for Fall 1997.

The Board of Selectmen thanked Mr. Bell for an informative presentation.

At 8:04 p.m., the Board welcomed Betsi Corea of Bryden and Sullivan Insurance Agency who gave her annual update of the Town's insurance portfolio.

The only recent increase in valuation comes from the new addition to the Elementary School and this year from the renovations to Town Hall. Otherwise, rates are stable.

Ms. Corea spoke briefly about the new research on the issue of Harassment, and indicated that analysis of companies is ongoing in

the search for one that might step forward to recognize the "emotional distress and mental anguish" that accompanies employee claims.

The Board asked Ms. Corea to look into the costs and availability of insurance for computer back-up systems and also for insurance for wind (hurricane) and ice damage of the Town Pier, since Flood Insurance does not insure piers, and to present them with estimates for each.

Returning to Open Session briefly, the Board recognized Phillip Kronowski. As a skateboarder in Wellfleet, he represents those who practice skateboarding as a serious sport, and urges the Board to actively proceed with designating a place for the kids to skate in Town.

Chief Rosenthal spoke to the issue citing the existing Bylaw governing this activity and indicated that he would also like to see a place where skateboarding could be practiced safely.

A **short-term** solution may be the Elementary School, and new Recreation Director Becky Rosenberg has indicated her willingness to proceed with negotiations and plans with the help of concerned youth. Suzanne Thomas offered the idea of using Town-owned land between the ball-field and the old Teen Center on Lawrence Road for the future construction of a skateboard park. Jeff White was designated by the Board to be their liaison in the effort to find a solution to a real concern.

Richard Micks spoke on behalf of the young people who use rollerblades as a method of transportation and who wish to apply for permits to do so in the Central District (as directed by the Police Department on their written warning). The Board of Selectmen referred the matter to the Chief of Police.

Virginia Crossman cautioned the Board to consider the dangerous parking situation that occurs on Long Pond Road during the Fourth of July Parade.

At 8:30 p.m., the Board of Selectmen opened a Public Hearing to consider proposed taxi rate increases. Mr. Luther Bumps of Provincetown Taxi requested an update of the existing rates for Wellfleet, which were established in 1985. After considerable discussion, Mr. Bumps withdrew his application for the use of Town Property at the Pier, agreeing first to provide proof of insurance listing the Town as an additional insured. It was then moved and seconded and voted unanimously to grant a taxi license to Mr. Bumps to operate a taxi service in the Town of Wellfleet. It was subsequently moved and seconded and voted unanimously to approve the rates proposed by Mr. Bumps.

At 8:50 p.m., the Board returned to Open Session for a brief question from Ruth Rickmers regarding Executive Session and the procedure for setting the Agenda of the meeting.

The minutes of the meeting of June 16th were discussed and the Clerk asked that they be presented at the next meeting with the following corrections:

- 1) insert on page 1 that Jeff White read a letter from Patricia Pozgay commending the Board on their decision regarding this year's Pan Mass Challenge;
- 2) a correction on page 2 (b) of the date of the Forum Meeting from 6/24 to 7/24;
- 3) deletion on page 3 re appointments to the Personnel Board of Howard Grossman who is appointed by the Finance Committee;
- 4) page 3 (h) to read: " Skateboarding -- there was consensus that discussion be held on skateboarding in the Fall" (delete word "Bylaws").
- 5) page 4 to indicate under correspondence that Mr. Gallagher read a letter from Robert Costa regarding a potential conflict of interest on the part of Mr. White and that Mr. White responded.

Mr. Hinchey presented his Information Report to the Board.

Ms. Kiggins commented on the draft statement read by the Chair regarding decorum during open session; she felt that it needed to be more specific.

On a motion duly made and seconded, the Board voted unanimously that all Selectmen's Policies expiring between now and September 1st be renewed to that date.

It was moved seconded and voted unanimously to appoint the Town Administrator as Wellfleet's voting representative to MIIA (the Town's worker's compensation carrier) and to hold notification until the new Town Administrator is in place.

It was duly moved and seconded to appoint Mr. Roger Putnam and Mr. Ben Gitlow to the Town Administrator Search Group as Members-at-Large. The motion passed 3/2, with Gallagher and White voting against. The Board then addressed the issue of a charge for this working group. It was decided that the screening group shall recommend to the Board no fewer than six and no more than ten applicants whose resumes are in keeping with the TA profile and with four reference-checks completed on each candidate. Search group recommendations shall be submitted to the Office of the Board of Selectmen no later than July 24, 1997.

In response to her letter, the Board duly moved and seconded and unanimously voted to reissue a permit this year to H. Patricia Bowman to park behind Town Hall from 9 a.m. - 5 p.m. on Mondays and Saturdays (the days she works at Compass Realty) due to health problems.

On a motion duly made and seconded and voted unanimously, the Board of Selectmen appointed the following persons to the Marina Advisory Committee for one year to June 30, 1998: Brent Valli, Rick Merrill, Joel Fox, Mark Berry.

On a motion duly made and seconded and voted unanimously, the Board of Selectmen appointed for one year to June 30, 1998, the following persons to the Water Commissioners' Advisory Group: Benjamin Gitlow, Jr., Jameson Bell, Joseph Fontans, and Alfred Haven.

The Board reviewed correspondence.

In response to a letter dated June 28, 1997 from Diane Straus, it was duly moved and seconded and voted (4/1, with White voting against) to grant her request to assign one resident beach sticker to her son.

The Board asked the Town Administrator to respond to the letter from Pamela Hudson.

Notice was taken of the invitation from Rebecca Rosenberg to attend 4th of July events sponsored by the Recreation Department.

The Board referred the matter of the non-payment of taxes by the Manchuks (The Wellfleet News Store) to the Town Administrator.

The Board asked the Town Administrator to respond to the recent letter from Larry Peters regarding the front of Town Hall.

The Board of Selectmen endorsed Larry Gallagher as their representative to meet with School Superintendent Michael Gradone in response to his letter regarding the schools' future technological needs.

Nancy Durkee wrote to the Board of Selectmen encouraging them to include in the job description for the Director of the Council on Aging the managing of social/human service issues for others in the Community besides the elderly. John Ryerson moved and Carolina Kiggins seconded the motion that the Board of Selectmen do not mind if the Council on Aging Director wishes to serve as a clearinghouse for human services in keeping with past practice. The vote was 3-2, with Gallagher & White voting against.

The Board of Selectmen duly moved and seconded and voted unanimously to appoint the following persons to the Police Department as per the recommendation of Chief Rosenthal: David Darakjy and Donna Darakjy as Special Police Officers from July 1, 1997 to June 30, 1998; and Jane Gaus as Police Matron from July 1, 1997 to June 30, 1998.

On a motion duly made and seconded, the Board voted unanimously to approve the application by Skin and Bones Fitness Center for the use of Town Property at Cahoon Hollow Beach on July 5, 1997.

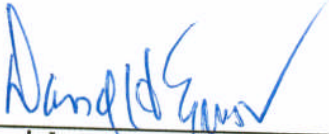
The request for use of Town Property by the Grace Assembly of God was withdrawn, (as was the application for the use of Town Property by Luther Bumps earlier in this meeting).

On a motion duly made and seconded, the Board voted unanimously to approve the two applications by the Friends of the Council on Aging to sell T-shirts 1) July 5/8-12 and 2) Wednesday nights at the Square Dances.


The meeting was adjourned by unanimous vote at 9:50 p.m.

Respectfully Submitted,

Anne Freyss
Administrative Clerk



David H. Ernst, Chm.



Jeff White



Larry Gallagher

Carolina Kiggins



John Ryerson

BOARD OF SELECTMEN