

Board of Selectmen  
August 25, 1997  
Library Meeting Room  
Minutes

The meeting was called to order at 6:30 p.m. by Chairman David Ernst. Selectmen present included Jeffrey White, Lawrence Gallagher and Carolina Kiggins. Selectman John Ryerson was absent.

The Board met with the following individually and discussed their applications for appointment:

- On a motion by White, seconded by Gallagher, the Board voted unanimously to appoint Eric Gluck to the Recreation Committee through 6/30/98.
- On a motion by Kiggins, seconded by Ernst, the Board voted unanimously to appoint Dorothy Dolan to the Conservation Commission through 6/30/2000. Commission Chair Joan Platt also attended.
- On a motion duly made and seconded, the Board voted unanimously to appoint Robert F. Hammerquist to the Cultural Council through 6/30/99. Council Chair Bailey Ruckert also attended.
- On a motion by Kiggins, seconded by White, the Board voted unanimously to appoint Mathilda Holzman to the Commission on Disabilities through 6/30/99.

The Board discussed Chairman Ernst's statement regarding the Banner headline "Hinchey dismissal" which was read at the Board's August 11th meeting and attached to the draft minutes. On a motion by Gallagher, seconded by White, the Board voted unanimously to approve the minutes of 8/11/97 as submitted without the attachment.

On a motion by White, seconded by Kiggins, the Board voted unanimously to approve the minutes of 8/12/97 as written.

Selectwoman Kiggins noted the closure of Newcomb Hollow Beach and commended the Beach Administrator, DPW and lifeguards for all their efforts.

Chairman Ernst noted that Edward Storey had withdrawn as a candidate for the position of Town Administrator.

Chairman Ernst announced that Rosemary Kulow had called to confirm acceptance of her appointment as Town Administrator and that she had requested moving expenses of up to \$2,500. On a motion by Gallagher, seconded by White, the Board voted 3-1, with Kiggins voting against, to approve relocation expenses of up to \$2,500 for Rosemary Kulow in accordance with M.G.L. Chapter 41, Section 108N. It was noted that a Finance Committee transfer will be necessary.

Open Session:

- Anne Freyss read a letter to the Board regarding the "dismissal" of Acting Town Administrator William Hinchey.
- Ruth Rickmers, Clarence Smith, Gerard Lofgren, Ira Wood and Dale Donovan each commented on the Town Administrator search process.
- Ted Shrensel addressed the Board regarding his concerns with

allowing dogs on the beaches.

- Bud Perkel addressed the Board regarding his concerns with the Beachcomber and requested that the Board condition the license to assign responsibility for cleaning up debris along Ocean View Drive, Long Pond Road and Cahoon Hollow Road to the licensee.

The Board met with Local Comprehensive Plan Coordinating Committee Chairwoman Louise Brooks and member Dale Donovan. Ms. Brooks thanked the Board for its support of the application to conduct a feasibility study of an educational marine research project; updated the Board on the Committee's "Report on the Status of Implementation Actions" made to the Cape Cod Commission; and noted that the Committee has one opening.

Richard Wallace addressed the Board regarding the status of the Bike Committee. On a motion by Gallagher, seconded by Ernst, the Board voted unanimously to reactivate the Bike Committee by advertising for new members.

Roger Putnam met with the Board to discuss the timing of votes regarding the Regional School assessment for FY'99. On a motion by Gallagher, seconded by Kiggins, the Board voted unanimously to place an article on the fall special town meeting warrant regarding acceptance of the provisions of Chapter 71, Section 16B of the General Laws, which reallocates contributions to the Regional School District on the terms of the Regional Agreement.

**Minutes:**

Selectwoman Kiggins left the room.

- On a motion by Gallagher, seconded by White, the Board voted unanimously 3-0 to approve the minutes of 8/14/97 as submitted.
  - On a motion by Gallagher, seconded by White, the Board voted unanimously 3-0 to approve the minutes of 8/18/97 as submitted.
  - On a motion by Gallagher, seconded by White, the Board voted unanimously 3-0 to approve the minutes of 8/20/97 as submitted.
  - On a motion by White, seconded by Gallagher, the Board voted unanimously 3-0 to approve the minutes of 8/21/97 as submitted.
- Selectwoman Kiggins rejoined the Board.

- On a motion by Gallagher, seconded by Ernst, the Board voted 3-0-1, with White abstaining (he had not attended the meeting), to approve the minutes of 8/15/97 as submitted.

The Board discussed removal of the mail folders from the Selectman's Office by the Board Clerk to prepare his report of Board correspondence. It was suggested that the Clerk prepare his report in Town Hall or that copies be made of Board correspondence.

**Correspondence:**

a) 8/14 letter from MEMA re: LEPC Certification - there was consensus that the letter be forwarded to Chief Rosenthal currently serving as Assistant Civil Defense Director. On a motion duly made and seconded, the Board voted unanimously to appoint Jamie Bell as

Assistant Civil Defense Director. It was requested that Civil Defense Director Lt. Valli be notified of this appointment and be requested to schedule a meeting.

b) letter from MMA re: "Gov. Cellucci Cable TV Power Grab" - on a motion duly made and seconded, the Board voted unanimously to send its objection to Beacon Hill.

c) letter of resignation from Anne Freyss - Selectman Gallagher read the letter and requested that the Administrative Assistant determine the date of resignation.

d) letter from Finance Committee re: school finances - Selectman White read the letter. On a motion by Gallagher, seconded by White, the Board voted unanimously to ask the Finance Committee to meet with the Board to discuss this topic.

e) request for proclamation establishing October 24, 1997 as United Nations Day - on a motion duly made and seconded, the Board voted unanimously to issue the proclamation

The Board met with Charles Amsler to discuss his request for a special town meeting article for an easement across Town property to the property of Cliff Webb. Selectman White recused himself noting a potential conflict of interest. Discussion included Town Counsel's August 8, 1997 opinion re: Charles Amsler. On a motion duly made and seconded, the Board voted unanimously 3-0 to grant a license for accessing Lot 1 in order to install a septic system valid until 11/30/97.

Correspondence continued:

- 8/5/97 letter from Senator Kerry regarding Albert Norgeot's marine habitat restoration project - Selectman Gallagher read the letter.

The Board discussed its Reserve Fund transfer request of \$3,000 to pay for expenses incurred by Fire Chief and Town Administrator interviewees. There was consensus that this decision be made after receipt of any requests for reimbursement.

On a motion by Gallagher, seconded by White, the Board voted unanimously to approve the extension agreement with the Cape Cod Commission for a one year extension of the application for Development of Regional Impact Review for the Wellfleet/Truro Septage/Wastewater Treatment Facility and to authorize Chairman Ernst to sign the agreement.

The Board discussed procedure for when the Town Administrator position is vacant. On a motion by Kiggins, seconded by Gallagher, the Board voted unanimously to authorize the Administrative Assistant to serve as procurement officer for purchase orders up to \$5,000 and to handle personnel issues on a temporary basis.

On a motion duly made and seconded, the Board voted unanimously to approve the absence report of Linda Smulligan dated 8/20/97 and to authorize the Chairman to sign the form.

On a motion by Kiggins, seconded by Gallagher, the Board voted 3-1, with White voting against, to authorize the Administrative Assistant to sign departmental payrolls and bills payable schedules.

The Board discussed the Police Chief's recommendation for the hiring of a full-time police officer due to Lt. Valli's intent to retire sometime around September, 1998. On a motion duly made and seconded to authorize the Chief to go ahead with the recruitment process, the Board voted 2-2, with Ernst and White voting against. The motion failed. On a motion duly made and seconded, the Board voted 3-1, with White voting against, to impart to the Police Chief a sense of approval to begin the recruitment process without taking definitive action.

After discussion, there was consensus that the Board continue its every other week meeting schedule.

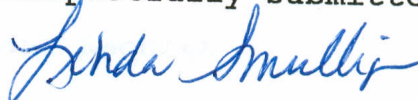
The Board discussed the application to use town property submitted by the Grace Assembly of God for use of Bakers Field for a church picnic for approximately 40 people on September 6th with a rain date of September 13th. On a motion duly made and seconded, the Board voted unanimously to approve the application subject to Town Counsel's advice regarding any potential church/state conflict.

On a motion duly made and seconded the Board voted unanimously to approve the business license of Wellfleet Collection I.

On a motion by White, seconded by Kiggins, the Board voted unanimously to approve the business license of West Arrow Sport Fishing.

The meeting adjourned at 9:29 p.m.

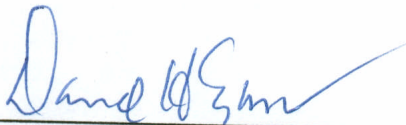
Respectfully submitted,



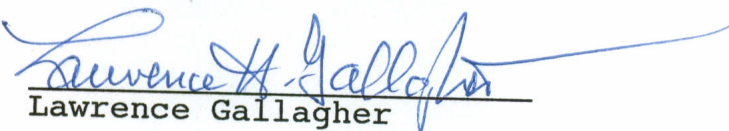
Linda Smulligan  
Administrative Assistant



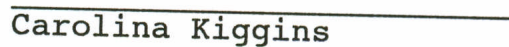
Jeffrey White



David Ernst, Chairman



Lawrence Gallagher



Carolina Kiggins