



Town of Wellfleet - Board of Selectmen

Wellfleet Public Library
November 25, 2008
Regular Meeting - Minutes

The meeting was called to order at 7:00 p.m. by Chairwoman Jacqui Beebe. Selectmen present included Jerry Houk, Michael May, Ira Wood and Dale Donovan. Town Administrator Paul Sieloff also attended.

I. Public Hearing

A. Proposed DPW Fees

	Current Fee	Suggested Fee
Road Cut Permit	\$0	\$35.00
Curb Cut Permit	\$0	\$25.00

Memo from DPW Director Mark Vincent defining the permits and reasoning of permit fees was read.

MOTION 08-0326: *To move that the Board of Selectmen vote to approve the Curb Cut Permit & Road Cut Permit fees.*

Motion by: Ira Wood **Seconded by:** Dale Donovan. Yea 5 Nay 0

B. Shellfish Grants

- ◆ Clinton D. Austin for a 1.5 acre shellfish grant at the mouth of Blackfish Creek in South Wellfleet.
- ◆ Robert LaPointe for a 1 acre extension to shellfish grant license #2006-01
- ◆ Keith Rose to transfer shellfish grant licenses #95-25 and 95-26 from Keith Rose to Keith Rose and Lisa Dexter
- ◆ Robert Hussey to renew shellfish grant licenses #854, 854-A and 854-B for a ten year period.

Represented by Shellfish Constable Andy Koch. Andy mentioned that there was some question as to if Lisa Dexter was a resident of Wellfleet or not.

MOTION 08-0327: *To move that the Board of Selectmen vote to approve the renewal of #854, 854-A and 854-B.*

Motion by: Ira Wood **Seconded by:** Michael May. Yea 5 Nay 0

Jerry Houk suggested that new applicants submit an application along with the application of a transfer.

MOTION 08-0328: *To move that the Board of Selectmen vote to approve the transfer of #95-25 and #95-26.*

Motion by: Ira Wood **Seconded by:** Dale Donovan. Yea 5 Nay 0

MOTION 08-0329: *To move that the Board of Selectmen vote to approve the extension of #2006-1*

Motion by: Ira Wood **Seconded by:** Dale Donovan. Yea 5 Nay 0

MOTION 08-0330: *To move that the Board of Selectmen vote to approve the new 1.5 acre shellfish grant.*

Motion by: Dale Donovan **Seconded by:** Ira Wood. Yea 5 Nay 0

B. Early Closure - Annual All Alcohol Restaurants

- ◆ Ken Kozak representing *The Wicked Oyster* requesting closure from Monday December 1, 2008 through Thursday January 15, 2009
- ◆ John Pontius representing *Finely J.P.'s Restaurant* requesting closure from Sunday December 7, 2008 through Thursday January 15, 2009.
- ◆ Joseph Wanco representing *The Lighthouse* requesting closure from ~~December 1, 2008~~ December 6th through January 15, 2009 and to close in March until early April.

Jerry Houk asked if the Christmas Stroll would help generate business in the December month. Joseph Wanco agreed that recreating the Christmas Stroll would help out.

MOTION 08-0331: *To move that the Board of Selectmen vote to approve the requests of closure of The Wicked Oyster, Finely J.P.'s Restaurant and The Lighthouse.*

Motion by: Dale Donovan

Seconded by: Ira Wood.

Yea 5 Nay 0

II. Open Session & Announcements

- ◆ Michael May would like to announce that Liz Hartsgrove and Chief Rosenthal put together a slideshow about the Marina. It is posted on the Town's website

III. New Business

Ira Wood would like to reclude himself from voting on The Wellfleet Marketplace and the W.H.A.T. Theater.

- A. 2009 Renewal of Annual Liquor Licenses – Bookstore & Restaurant, The Lighthouse Restaurant, Seaside Liquors, Wellfleet Marketplace, Wellfleet Spirits Shoppe, Finely J.P.'s, Farrell Market, Wellfleet Village Center, Irving, The Wicked Oyster, Wellfleet Harbor Actors Theater – Route 6, D'Italia's.

MOTION 08-0332: *To move that the Board of Selectmen vote to approve the renewal of all liquor licenses except the Wellfleet Marketplace and the Wellfleet Harbor Actors Theater.*

Motion by: Ira Wood

Seconded by: Dale Donovan.

Yea 5 Nay 0

MOTION 08-0333: *To move that the Board of Selectmen vote to approve the renewal of the Wellfleet Marketplace and the Wellfleet Harbor actors Theater.*

Motion by: Dale Donovan

Seconded by: Michael May.

Yea 4 Nay 0

B. Board of Health Issues relating to Transfer Station and Recycling [Richard Willecke]
Moved to December 9th meeting.

C. Proposed Oyster Lane Maintenance Agreement [Housing Authority]
Represented by Paul Pilcher and Elaine McIlroy. They are requesting that Oyster Lane become a Town Road. Paul Sieloff recommends that the Board of Selectmen not recommend anything yet until Town employees have a chance to review the proposal. Jerry Houk would like to have other roads looked at to become from private to public. Also there are current Public roads that need maintenance as well.

D. Beach Rules and Regulations [Suzanne Grout Thomas]
Represented by Suzanne Thomas. Ms. Thomas reviewed proposed changes regarding the definition of "Summer Season". She suggested ending the season as of September 1st. Paul Sieloff suggested perhaps re-staffing for Labor Day weekend. She is recommending that #7 return to the previous wording prior to last summer's experiment of allowing surfing at all town beaches during 9-5. A member of the public asked why it was not a success. Ms. Thomas stated that all user groups did not see eye to eye on the matter. Owner of Sick Day Surf Shop mentioned that there was no clarity regarding the rules of this experiment. He suggested having the trial for another season with more information given to all groups of users so they can work cooperatively. Helen Miranda Wilson suggested having markers of where Town property ends and Seashore property begins. A member of the public stated that there is a necessity for a properly trained lifeguard to man the beach and surf to control the activities of the beach. Suzanne Thomas would like to come back to the Board with #7 after the budget has been approved yet before the Annual Town Meeting. Helen Miranda Wilson gave the board a brief history of the cooperation between the Shellfish Advisory Board and the Beach Department regarding the Dog/Animal waste regulations within the Beach Rules and Regulations.

E. Homeless Prevention Council Food Gift Card Program [Suzanne Grout Thomas]

Suzanne Thomas updated the Board on the Gift Card Program. She is requesting to promote the program at the COA starting on December 1st.

MOTION 08-0334: *To move that the Board of Selectmen vote to allow sales of the cards at the COA.*

Motion by: Ira Wood **Seconded by:** Dale Donovan. Yea 5 Nay 0

F. Discussion on proposed advertising & processing fee
Moved to a future meeting.

IV. Old Business

A. Proposed Cell Phone Policy

Michael May reclused himself.

Dale Donovan suggested putting in language addressing the Fire Chief's concerns.

MOTION 08-0335: *To move that the Board of Selectmen vote to approve the cell phone policy as written.*

Motion by: Dale Donovan **Seconded by:** Jacqui Beebe. Yea 4 Nay 0

V. Correspondence

Dale Donovan mentioned a few items.

- ◆ Wes Chapman wrote about concerns with Room Tax.
- ◆ Gull Pond Association gave the board an update on the health of Gull Pond.
- ◆ Decision was upheld by the District Court regarding the banishment of a dog.

VI. Minutes - November 18th 2008

MOTION 08-0336: *To move that the Board of Selectmen vote to approve the minutes as written.*

Motion by: Ira Wood **Seconded by:** Jacqui Beebe. Yea 5 Nay 0

VII. Future Meetings & Agendas [See attached Memo]

Ira Wood would like to have the planning board look into having walkways within the town, especially down around Uncle Tim's Bridge and the central district area. Dale suggested having the LCPIC come to the December 9th meeting when the BOS reviews their goals.

VIII. Executive Session

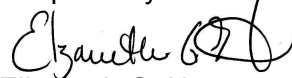
MOTION 08-0337: *To move that the Board of Selectmen enter executive session and not to reconvene in open session for personnel and non-union contract negotiation matters.*

Motion by: Dale Donovan. **Seconded by:** Ira Wood. Yea 5 Nay 0

Roll call (Houk, May, Beebe, Donovan and Wood – yea)

The regular meeting adjourned at 8:54 p.m.

Respectfully submitted,



Elizabeth G. Hartsgrove
Executive Assistant

Jacqueline Beebe, Chair

Michael May

Ira Wood

Dale Donovan

Jerry Houk