



**Wellfleet Board of Selectmen
Minutes of the Meeting of May 24, 2011
Wellfleet Senior Center, 7:00 p.m.**

Present: Chair Ira Wood, Vice-Chair Berta Bruinooge, Paul Pilcher, Mark Borrelli and Town Administrator Paul Sieloff. **Absent:** Jerry Houk,

The Board of Selectmen Chair Wood called the meeting to order at 7:00 p.m.

Announcements, Open Session and Public Comment

Paul Pilcher announced that Harborfest will be taking place on June 11 and invited everyone to attend the event. Suzanne Grout Thomas, COA Director announced that there will be a bus trip to Boston on June 14, 2011. The cost for the trip is \$45 for seniors and \$47 for all others. Dennis O'Connell announced a ribbon cutting celebration at Preservation Hall will be held on May 26, 2011 at 7:00 PM. Police Chief Ronald Fisetta announced the 5th Annual Law Enforcement Torch – a Fundraiser on June 9, 2011 to support the Special Olympics.

Licenses/Appointments/Reappointments/Use of Town Property

Use of Town Property

MOTION 11-00140: Bruinooge moved to approve the application received from Harborfest to place a banner over Main Street and Route 6 and a sandwich sign on Town Hall lawn from June 1, 2011 through June 11, 2011 for the inaugural Wellfleet Community Harborfest. Pilcher seconded. The motion passed 4-0.

Reappointments

MOTION 11-00141: Bruinooge moved to approve the re-appointments of Elspeth Hay [Term expires June 30, 2013], Lydia Vivante, Cate Myers and Andrea Pluhar [Terms expire June 30, 2014] to the Wellfleet Recycling Commission. Borrelli seconded. The motion passed 4-0.

Appointments

Wood called Beth Brehmer to be interviewed by the Board for a Recycling Commission appointment and asked her why she wanted to serve on the Commission. Brehmer said she has been actively involved and attending Recycling Commission meetings. Her most recent involvement was the plastic bag ban. Her motive to serve: environmental issues. Wood said that there are two applicants and only one seat available, but he believed that both candidates should be given the opportunity to serve. John Morrissey from the public suggested that one of them may be appointed as an alternate member. Jacqui Beebe from the public recommended a charge change to create an alternate member.

Wood then called the second applicant Erin Mitchell to be interviewed. Mitchell explained that she considers herself as a self-appointed recycling person at Preservation Hall. Wood said that he likes the idea to tentatively appoint both applicants until the charge change is made.

MOTION 11-00142: Wood moved to make a motion to appoint Brehmer to the Recycling Commission [Term expires June 30, 2013]. Pilcher seconded. The motion passed 4-0.

Public Hearing

Wood read the application to consider the renewal of Lisa Dexter and Keith Rose's shellfish grant license #95-25 for a three year period. Shellfish Constable Andrew Koch recommended the extension to be granted.

MOTION 11-00143: Bruinooge moved to approve Lisa Dexter and Keith Rose's shellfish grant license #95-25 for a three year period. Pilcher seconded. The motion passed 4-0.

Wood read the application to consider the renewal of Lisbeth Berrio and Edwin Berrio, Jr's. shellfish grant licenses #95-11 and #95-12 for a ten year period. Shellfish Constable Andrew Koch recommended the extensions to be granted.

MOTION 11-00144: Bruinooge moved to approve Lisbeth Berrio and Edwin Berrio Jr's shellfish grant licenses #95-11 and #95-12 for a ten year period. Borrelli seconded. The motion passed 4-0.

Wood read the application to consider the renewal of Patrick Winslow's shellfish grant license #09-01 for a five year period. Shellfish Constable Andrew Koch recommended the extension to be granted.

MOTION 11-00145: Borrelli moved to approve Patrick Winslow's shellfish grant license #09-01 for a five year period. Pilcher seconded. The motion passed 4-0.

Wood read the application of Philip Morton and Bruce Cole to add Ethan Estey to shellfish grant licenses #95-7 and #95-8. Shellfish Constable Andrew Koch recommended the request to be granted.

MOTION 11-00146: Borrelli moved to approve to add Ethan Estey to shellfish grant licenses #95-7 and #95-8. Bruinooge seconded. The motion passed 4-0.

Wood read the application from Nancy Kunik asking her name to be removed from shellfish grant license #01-03. Shellfish Constable Andrew Koch recommended the request to be granted.

MOTION 11-00147: Pilcher moved to approve the removal of Nancy Kunik from shellfish grant license #01-03. Borrelli seconded. The motion passed 4-0.

Old Business & New Business

A. John Morrissey from the FinCom said that he attended a workshop on Pay-As-You-Throw¹ options and said he was very impressed and the FinCom recommends that a serious consideration is given to this option. Andrea Pluhar and Elspeth Hay said that they would like to serve the Pay-As-You-Throw Committee if there is one. Wood asked Lydia Vivante if she would be interested in coming up with a proposal for the Board of Selectmen to create a charge for such committee. Borrelli suggested that Wellfleet can look into other towns that have already done it. Alex Hay from the Board of Health stated that he would be interested this process to come into reality. Wood said that no vote is required until Vivante comes up with a proposal for a committee charge.

B. Town Administrator Paul Sieloff opened a discussion on using the County Gasoline Bid for the Wellfleet Marina in response to the FinCom memo² in Gasoline Pricing Policy. John Morrissey from the FinCom wanted to know why the revenue from gasoline sales fluctuates greatly from one year to another when the volume sold is almost the same and recommended that a profit goal must be set by the Town Government. Harbormaster Michael Flanagan explained that the fluctuation is due to inventory of gasoline in the end or the beginning of the year. The current supplier of the fuel is Cape Cod Oil. Flanagan said that Cape Cod Oil tries to keep their prices competitive and there is

little difference in the price, but they are more user friendly compared to the county oil bidders. Pilcher wanted to know what Flanagan's reservations are towards the county oil bidder. Flanagan said that the county oil bidders will not want to deliver for only 3,000 gallons on weekends, and this is what the current Wellfleet Marina capacity is. Sieloff wanted to know what the bid amount was, but Flanagan did not know the numbers. Sieloff said that he is concerned about the gaps between the pricing of the Cape Cod Oil and the county oil bidders and according to him every saving is significant. Morrissey again said that he is not sure if the profits should be maximized, but at least there should be a profit goal at the end of the year. Pilcher clarified to Morrissey that the gaps come from the inventory as stated by Flanagan, and asked what exactly the FinCom is looking for, because the memo does not have enough details. Bruinooge asked if Flanagan solicits at least three bids every season. Flanagan said that he solicits every 5 years. Sieloff said that it will be logical to try to figure out the FinCom suggestion and proposed that FinCom and Town Administration come up with a special policy to follow the gasoline pricing. He also said that he will look into the County bid and see if they can be flexible.

C. Alex Hay asked about a potential Town easement for 361 Main Street. Sieloff discussed that the issue dates back to the original plans of the building from 1994. Hay asked that the Town grant an easement based on the original markings and plans, so he does not have issues with future building renovations, but he is not sure about the procedure. Sieloff recommended that Hay's surveyor talks to the Town Counsel. Wood also suggested that the issue is brought to Town Counsel.

D. Dennis O'Connell explained that the Wellfleet Conservation Trust is interested in open space and recreation issues. There is a state grant for \$85,000 available and asks the Board of Selectmen to approve the conservation restriction for the Duck Creek land parcel³. Pilcher said that this is a wonderful project. Sieloff stated that Town Counsel had noted that the State had made a thorough review of this project.

MOTION 11-00148: Bruinooge moved to approve the Wellfleet Conservation Trust Restriction as requested. Borelli seconded. The motion passed 4-0.

E. Bruinooge talked about the Personnel Task Force. She said that there is a need for a discussion. According to her, there is a need for Personnel Board appointments to deal with rules and regulations. Wood clarified that there is nothing on the agenda to appoint Personnel Board members and this is just a discussion. He also wanted to know if the Board will deal with both union and non-union contracts. Pilcher asked where this Personnel Board fits with the Board of Selectmen and Town Administration. Bruinooge said that the Personnel Board has been asked to review the Groux⁴ Report. Wood said that he sees a problem that the report says that the Personnel Board should take over HR services. According to him HR is a professional field and it should not be handled by non-professionals. Bruinooge clarified that the idea is to come up with rules and regulations created by the Personnel Board and then have these approved at Town Meeting. Wood stated that he believes that the Personnel Board could undermine the present policies. Beebe from the public said that she believes it is time to do something to create and implement policies and it is time to appoint Personnel Board to review the Personnel By-Laws. Wood said that there is a list of applicants and asked anyone interested to go to the Administration Office to apply. He said that the follow up list will be reviewed during the second meeting in June.

F. Pilcher said that the Board of Selectmen goals will be discussed on June 28, 2011.

G. Sieloff reviewed the Wellfleet/Harwich Dispatch report⁵ and talked about Proposition 2 ½ issues. He said that the Town is looking into having Inter-Municipal assistance opportunities. Currently the Town of Harwich has the ability and capacity to do it. An inter-municipal agreement will make the

dispatch services more efficient and better. There have been several meetings with the Communications Union, and Sieloff said that he is looking for direction from the Board of Selectmen. Wood said that the BOS will take its time and not rush into it, and there will be a Public Hearing before a decision to adopt such plan. Sieloff outlined the benefits of inter-municipal dispatch in terms of savings. Pilcher wanted to know the number of visitors in the early morning hours. Chief Fisetta said that he will start a tally to provide the numbers. Fisetta also said there is another study going on for a County Regional Dispatch funded by the State and suggested that a decision be postponed after the second study. Sieloff disagreed, because there will be many years in the future until the second study goes into effect. Beebe suggested that it will not hurt to study more than one option. Chief Silverman said that he has been involved with the study and feels comfortable how it has been done.

H. Sieloff talked about the proposed Policy for Adoption of Executive Session Minutes⁶ and releasing them to the public after they have been adopted.

MOTION 11-00149: Pilcher moved to approve the adoption of Executive Session Policy. Borrelli seconded. The motion passed 4-0.

Future Concerns

1. For the Agenda on June 14, 2011: Public Hearing on Rental Business Licenses
2. For the Agenda on June 28, 2011: Appointments for Personnel Board and Board of Selectmen Goals.
3. Sieloff asked Board of Selectmen to recommend Board of Water Commissioners members, since there will be three members leaving the Board on June 30, 2011.

Correspondence and Minutes [April 19, 2011 and May 10, 2011]

Pilcher gave a brief report of the correspondence file. A copy of the report was available to the public. The Minutes for April 19, 2011 were postponed until the next meeting because of the lack of quorum.

MOTION 11-00150: Bruinooge moved to approve the Minutes for May 10, 2011. Pilcher seconded and the motion passed 4-0.

Adjournment

MOTION 11-0151: On a motion by Pilcher, seconded by Borrelli, the Board voted unanimously at 9:15 p.m. on a roll call vote (Pilcher, Borrelli, Wood and Bruinooge – yea) to enter executive session to discuss contract negotiations and not to reconvene in open session.

The public meeting was adjourned at 9:15 pm.

Respectfully submitted,
Michaela Miteva, Executive Assistant

Public Records Materials from the meeting of 5/24/11

- | | |
|--|--|
| 1. FinCom Pay-As-You-Throw Memo | 2. FinCom Gasoline Pricing Policy Memo |
| 3. Duck Creek Conservation Restriction | 4. Groux Report |
| 5. Wellfleet-Harwich Dispatch Report | 6. Executive Session Minutes Policy |