



**Wellfleet Board of Selectmen
Minutes of the Meeting of November 8, 2011
Wellfleet Public Library, 7:00 p.m.**

Present: Chair Ira Wood, Berta Bruinooge, Jerry Houk, Mark Borrelli, Paul Pilcher and Town Administrator Paul Sieloff

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

Announcements, Open Session and Public Comment

Pilcher announced that the Housing Authority would hold an informational session regarding the rental assistance and loan program on Tuesday, November 15, 2011 at 7:00 p.m. at the Public Library and Saturday, November 19, 2011 at 10:00 a.m. at the Council On Aging.

Wood congratulated the Planning Board on the recent news that the Attorney General reviewed and upheld the new bylaw relating to formula restaurants in Wellfleet.

Lydia Vivante of the Recycling Committee announced a free shredding and recycling day on November 12, 2011 from 9:00 a.m. to 12:00 p.m. at the Town Hall parking lot.

Jan Morrissey from the Community Forum announced an informational presentation on December 5, 2011 at 7:00 p.m. at the COA entitled, "Are Wellfleet's Human Services Being Met?" Speakers will discuss the realities of poverty, hunger, homelessness, affordable homes, and substance abuse in today's challenging economy and highlight some of the assistance programs available to Wellfleet residents in need.

Fire Chief Dan Silverman announced the "Change Your Clock, Change Your Battery" campaign. Free batteries from Energizer will be available to residents at the COA and Fire Department.

Janet Reinhart of the Planning Board and Community Preservation Committee requested permission for the Wellfleet Community Forum to assist the Selectmen by organizing a quarterly meeting of the regulatory boards to review the Comprehensive Plan in February 2012. The Board approved the request and Wood agreed to act as the Selectmen representative. Reinhart also announced the Community Preservation Committee's Annual Public Meeting to be held on Thursday, November 10, 2011 at 7:30 p.m. at Preservation Hall. There is also a Potluck Supper preceding the meeting at 6:30 p.m.

Police Chief Ron Fisette announced that the Federal Government will perform a national test of the emergency broadcast system at 2:00 p.m. on Wednesday, November 9, 2011. He wanted to remind residents that this was only a test.

Wellfleet resident Barbara Austin mentioned that NSTAR fences were blocking Old King's Highway.

Appointments

Angela Nason, Appointment as a Wellfleet Fire Department Call Member: In accordance with Charter Section 3-5-3, Fire Chief Dan Silverman requested the Selectmen appoint Angela Nason as a Wellfleet Fire Department call member¹.

MOTION 11-00326: Houk moved to appoint A. Nason as a Wellfleet Fire Department call member. Second: Bruinooge. Motion passed: 5-0.

Personnel Board: The Selectmen interviewed Lois Rustia to fill one of two vacancies for the Wellfleet Personnel Board. Rustia spoke of her background as an attorney and experience revising personnel bylaws for the Wellfleet Harbor Actors Theater (WHAT). Bruinooge worked with Rustia on Chamber Scholarships and said she would be a wonderful addition to the Personnel Board, especially since she has bylaw revision experience. The Selectmen then interviewed Elisabeth Smith to fill one of two vacancies for the Wellfleet Personnel Board. Smith spoke of her extensive human resources background with the Federal Government and as a private consultant. While at the National Education Association, Smith specialized in writing personnel documents and job descriptions. She also worked with Rustia on personnel issues at WHAT. Houk voiced his preference for Arthur Parker, who interviewed for the Personnel Board opening at the October 11, 2011 Selectmen meeting. Pilcher agreed that Parker was a good fit for the Board but Rustia and Smith possessed superior qualifications suited for work on the Personnel Board.

MOTION 11-00327: Bruinooge moved to appoint L. Rustia and E. Smith to the Personnel Board. Second: Pilcher. Motion passed: 5-0.

Zoning Board of Appeals: The Selectmen interviewed Sharon Inger about her interest in joining the Zoning Board of Appeals.

MOTION 11-00328: Pilcher moved to appoint S. Inger to the Zoning Board of Appeals. Second: Borrelli. Motion passed: 5-0.

Planning Board: The Selectmen interviewed Janet Morrissey and Robert DuBeau about their qualifications and interest in joining the Planning Board. As the vacancy on the Planning Board is new, Pilcher recommended delaying the vote until the November 22, 2011 Selectmen meeting to see if any additional applications for the Committee come in to Town Hall.

Bike and Walkways Committee: The Selectmen interviewed Donna Szeker about joining the Bike and Walkways Committee. Wood stated that Szeker was the first to let him know about the proposed extension and thought she would be an excellent addition to the Committee.

MOTION 11-00329: Bruinooge moved to appoint D. Szeker to the Bike and Walkways Committee. Second: Houk. Motion passed: 5-0.

Cape Light Compact Governing Board: The Selectmen interviewed Kathryn Hubby about her interest in becoming the Wellfleet Representative to the Cape Light Compact (CLC) Governing Board. Pilcher mentioned the investigation surrounding CLC/Cape & Vineyard Electric Cooperative (CVEC) financing and asked Hubby to present a report of her findings to the Selectmen. Hubby agreed.

MOTION 11-00330: Borrelli moved to appoint K. Hubby as the CLC representative. Second: Houk. Motion passed: 5-0.

Cape Light Compact Governing Board: The Selectmen vouched for the appointment of Richard Elkin, a long-time Energy Committee member, as the Wellfleet Alternate to the Cape Light Compact Governing Board. Elkin was unable to attend the meeting.

MOTION 11-00331: Pilcher moved to appoint R. Elkin as the CLC alternate. Second: Bruinooge. Motion passed: 5-0.

Old Business and New Business

OysterFest 2011 review: Wood stated that this was not a public hearing but rather a review of OysterFest per Houk's request. Houk read several emails² that were sent to him, unsolicited, from residents complaining about the level of drinking and disorderly conduct caused by individuals at OysterFest. Next, Police Chief Ron Fisette reviewed a critique of OysterFest³, a summary of a post-event meeting with Police, Fire and SPAT. The excellent weather prompted record crowds at this event. Four arrests were made, two

from intoxicated individuals. Fisette stated that alcohol control was the biggest issue although overall the event went very well. Mac Hay from SPAT welcomed the review and asked for more help from the Town to create an event that the Town can be proud of. He thanked the SPAT Board and the collaboration with the Police, Fire and DPW for the overall success of OysterFest. Nancy Civetta, who handles the communications efforts for SPAT, gave an overview of their organization's financial dispersion to the community, including various scholarships and grants to promote the shellfish industry.

Wood then opened the discussion to public comment. Houk again spoke of the problems on Commercial Street and mentioned that his split-rail fence was damaged. Fisette and several other Selectmen requested assistance from the bars, restaurants and liquor stores in Town to serve customers more responsibly. Pilcher suggested looking into the idea of limiting or eliminating alcohol from the event. Wood suggested moving part or the entire event to Wellfleet Harbor.

Several residents, business owners and exhibitors, including Lezli Rowell, Tracey Hunt from Winslow's Tavern, Nathan Nickerson from Arnold's, William "Chopper" Young, and Jesse Mechling from the Center for Coastal Studies spoke about the success of OysterFest as a whole and the outstanding accomplishments of SPAT organizing and monitoring the event. Most expressed the sentiment that the event was a huge success; extending the tourist season, increasing tax revenue to the Town and greatly promoting/supporting the business community and the shellfish industry. All agreed that an event the size of OysterFest will spark issues like alcohol control – which should be addressed collaboratively by SPAT, the Town, and business owners – but that a few complaints should not ruin the overall positive experience that the majority of attendees and businesses had at OysterFest. Civetta concluded the discussion by reading a letter⁴ submitted by SPAT scholarship winner Jacob Puffer, calling OysterFest a "lifeline" to Wellfleet Harbor and the shellfish industry.

Recess: 8:43 p.m. to 8:53 p.m. Call to Order: 8:53 p.m.

Proposed Resolution in support of H1972: Clerk/Treasurer Dawn Rickman presented the Selectmen with a memo⁵ requesting a proposed Resolution in support of H1972 "An Act Regulating Election Primaries" now pending before the General Court at the State House. Pilcher asked if the political parties had been notified about the proposed change. Rickman did not have a final answer but spoke of the financial benefits of H1972's adoption.

MOTION 11-00332: Bruinooge moved to support H1972. Second: Borrelli. Motion passed: 5-0.

Joint Board of Selectmen/FinCom meeting: Sieloff proposed Wednesday, December 28, 2011 as a date for the joint Board of Selectmen/FinCom meeting to review the five largest Department budgets. The majority of the Selectmen were unavailable for that date and suggested Tuesday, January 10, 2012 during the regular Selectmen meeting.

BOS Goals Update: Pilcher reported that he made contact with the head of the outer cape regional committee regarding the OpenCape infrastructure expansion. The committee head said he would put the issue on their December 13, 2011 meeting agenda. Progress reports are forthcoming from the Historic District Study Committee, Recreation Committee (long-term goals), Energy Committee on Cities for Climate Protection, and the COA/Nauset Neighbors and Housing Authority on affordable housing for seniors/low income residents. Wood asked that if people were serious about a resolution to tax rental properties, someone needs to contact Eastham and/or Provincetown to obtain and review a copy of their resolutions. Pilcher will take responsibility for researching this issue. **Commercial Street Sidewalks and Curbing:** Sieloff said that residents, visitors and businesses were happy with the Main Street curbing. He suggested continuing the improvement work on Commercial Street by going to Town Meeting in April 2012 to request borrowing \$250,000 (cost estimate from engineers) to complete a pavement overlay and add new sidewalks and curbing. Bruinooge commented that other streets besides Commercial Street need repair. Catch basins

on Old Wharf Road are clogged and need replacement. Sieloff noted that the DPW has a list of flooding problems caused by clogged catch basins and that they are being systematically replaced, but that he would look into the issue on Old Wharf Road. He also mentioned that Commercial Street was being looked at because it is easier to add to current construction and repairs are needed because of aging infrastructure. The Board generally consented to add the Commercial Street construction project to the April 2012 Town Warrant.

Town Administrator's Recommendations for the Assistant Town Administrator Position: Sieloff updated the Selectmen on the three finalists. All had a strong municipal background but Tim King's experience and professionalism stood out. Sieloff recommended that the Board appoint King to the position. King spoke briefly. Houk said that King had the rounded experience and was a good fit for the Town. He supported his appointment wholeheartedly.

MOTION 11-00333: Houk moved to appoint T. King to the Assistant Town Administrator position with a start date of December 5, 2011. Second: Borrelli. Motion passed: 5-0.

Town Administrator's Report: Herring River: Senator Wolf, state officials and members of the Park Service asked for a Selectmen liaison to their committee. Borrelli was asked to be the liaison. Borrelli and the other Selectmen agreed to his appointment. Sieloff noted that Amnesty Day is tentatively scheduled for April 14, 2012. Tree on Main Street: Tree removal was requested by a resident because it is hanging over a garage and may cause damage. The Selectmen agreed to the removal if the tree was replaced and the wood shared for firewood. Landing Strip: Sieloff met with George Price, National Seashore Park Superintendent, about a parcel of land known as the "landing strip." Sieloff suggested a land swap. Wood said he would discuss the matter with the Planning Board.

Correspondence

Pilcher gave a brief report of the correspondence file, including recognition from the Conservation Committee and the 8th Annual NOA Telethon on December 19, 2011 from 4:00-9:00 p.m. He was glad to note that restaurant closings were staggered. Wood mentioned that he had an informal inquiry from the Truro Board of Selectmen to discuss inter-municipal fire department issues. Wood said the door was open to talk. Houk asked Police Chief Ron Fisette to comment on OysterFest ticketing on Old Chequesset Road. Fisette said the Department was working on getting the worst problem parking areas under control and local residents had thanked him for Police efforts in that instance.

Vacancy Report

Sieloff reported that the Administration Office is doing a good job of actively filling committee positions.

Future Concerns

There was a general consensus that an effort to replace clogged catch basins should be continued.

Minutes for October 11, 2011 and October 25, 2011

MOTION 11-00334: Houk moved to approve the Minutes for October 11, 2011 and October 25, 2011 with corrections from Pilcher. Borrelli: Second. Motion passed 5-0.

Adjournment: The Meeting adjourned at 9:10 p.m.

MOTION 11-00335: Bruinooge moved to adjourn. Second: Pilcher. Motion passed: 5-0.

Respectfully submitted,

Amy Voll, Executive Assistant

Public Records Documents:

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- ¹ Memo from Fire Chief Dan Silverman re: Appointment of Call Department member
 - ² Three emails sent to Jerry Houk re: OysterFest
 - ³ OysterFest event critique from Police Chief Ron Fisette
 - ⁴ Letter from SPAT scholarship recipient Jacob Puffer
 - ⁵ Memo from Clerk Dawn Rickman re: Resolution in support of H1972