

**Wellfleet Board of Selectmen
Minutes of the Meeting of December 13, 2011
Wellfleet Public Library, 7:00 p.m.**

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

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

Announcements, Open Session and Public Comment: Paul Pilcher announced that the Citizen's Economic Development Committee had met to discuss ideas for the shoulder season. A small group is planning a spring festival, "Wellfleet Blossoms," the weekend of April 13, 2012. Judith Styles and Lisa Benson are involved in the effort, Pilcher said.

From the floor, Joyce Harding read a citizens' petition¹ directed to the Selectmen expressing dissatisfaction with the present Town Administrator.

Suzanne Thomas of the Wellfleet Employees Association addressed the Selectmen regarding the petition from Joyce Harding.

Fire Chief Daniel Silverman explained the "Adopt a Fire Hydrant" program to keep fire hydrants clear of snow.

Police Chief Ronald Fisette expressed his thanks for the Town's participation in the Toys for Tots campaign. He also welcomed back Police Officer Kevin LaRocco.

License

MOTION 11-00351: Houk moved to approve the request in a letter of November 18, 2011 from Joseph Wanco of the Lighthouse Restaurant to change his 2012 liquor license to the new 10:00 a.m. opening hour on Sunday. Second: Borrelli. Motion passed: 5-0.

Appointment

MOTION 11-00352: Donald Thimas came forward to explain his interest and qualifications for serving on the 250th Anniversary Committee. Pilcher moved to approve the appointment of D. Thimas to the 250th Anniversary Committee with a term ending 12/31/2013. Second: Bruinooge. Motion passed: 5-0.

Correspondence

Paul Pilcher reviewed letters in the Correspondence File, noting the items with asterisks.

Public Hearings

Ira Wood opened the public hearings at 7:15 p.m.

Change of Management

MOTION 11-00353: Pilcher moved to approve the application received November 28, 2011 from Wellfleet Harbor Actor's Theater-Route 6 for a change of manager from Jeff Zinn to Edward Vitale. Second: Borelli. Motion passed: 5-0.

Closing Times for Bombshelter Pub

MOTION 11-00354: Houk moved to grant permission for the Bombshelter Pub to remain open until 2:00 a.m. on New Year's Eve, December 31, 2011 into New Year's Day, January 1, 2012. Second: Bruinooge. Motion passed 5-0.

Discussion on Herring River Restoration Project: Health & Conservation Agent Hillary Greenberg and Gary Joseph, Wellfleet Representative to the Herring River Restoration Project, came forward to discuss four significant questions about the Herring River Restoration Project. Greenberg said that they needed answers from the Selectmen before proceeding with recommendations for the Herring River Restoration. The first question concerned ownership/operation/maintenance of the Chequessett Neck Road dyke. The Selectmen had questions regarding the costs involved. Town Administrator Paul Sieloff discussed management of the dyke. Joseph said that the project was a joint venture with the Cape Cod National Seashore and Massachusetts State Wildlife and Fisheries. The second issue dealt with options for High Toss Road. Greenberg said there are conceptual and financial plans developed for this road. Tim Smith of the Cape Cod National Seashore gave projections for the tidal influence on a portion of High Toss Rd. The third question concerned sections of Pole Dyke, Bound Brook and Old County Roads. The fourth question dealt with funding from the Town.

The Selectmen and Greenberg will develop a schedule for meetings to deal with the four main questions and other needed planning for the Herring River Restoration Project.

From the floor, John Riel of Natural Resources Advisory Board (NRAB) discussed access point to the Herring River and future shellfishing possibilities in the restored area. Superintendent of the Cape Cod National Seashore George Price expressed appreciation for Wellfleet's positive role in the project.

Pay-As-You-Throw Committee Report

John Morrissey, Chairman of the Pay-As-You-Throw Committee, introduced Kathi Mirza, who presented a PowerPoint slides² on the Pay-As-You-Throw/Single Stream approach for trash and recyclables. Morrissey completed the presentation with statistics that applied specifically to Wellfleet. Mort Inger, a dissenting member of the Pay-As-You-Throw Committee, came forward to give a minority report³ against instituting the Pay-As-You-Throw system.

The Selectmen discussed the two points of view. Paul Pilcher reported on visiting the Duxbury transfer station. Mark Borelli asked about the price of bags and the recycling agreement. Berta Bruinooge had a question on retailers who would carry the bags. She also stressed the importance of holding Amnesty Day. Mark Borelli asked about education and publicity for the program. Jerry Houk commented on SEMASS tonnage

costs. Kathi Mirza discussed the SEMASS contracts with the Board. From the floor, Dennis O'Connell asked about the sticker fee at the transfer station. Robert Kelly commented on the recycling stream. Suzanne Thomas asked about the option that now exists for seasonal visitors to pay a one day fee at the transfer station.

Ira Wood asked Richard Willecke, Chairman of the Board of Health, to comment on the Pay-As-You-Throw proposal. Mr. Willecke said the Board of Health would meet with the PAYT Committee. The Selectmen and Greenberg discussed which Board decides to approve the program.

Fire Dispatch Contract

MOTION 11-00355: Fire Chief Daniel Silverman came forward to explain the Fire/EMS Dispatch System contract with the Barnstable County Sheriff's Office Communication Center.⁴ Wood asked about Chief Silverman's expectations for the agreement. Paul Sieloff said that essentially the same contract is used for the other towns that use the County Sheriff's Dispatch. Police Chief Ronald Fisette commented favorably on the use of the system. Bruinooge moved to approve the dispatch contract with Barnstable County Sheriff's Office Communication Center. Second: Borelli. Motion passed 5-0.

BOS Goals Update - Historic Study Commission Report

Paul Pilcher introduced David Wright, who gave the Local Historic Study Commission's Report.⁵ David Wright said there were three nationally registered historic areas in Wellfleet: the Central District, the Gull Pond area and most of Paine Hollow. Wright explained a process of review by the Cape Cod Commission when historic properties are being significantly altered by over 25 per cent. The Building Inspector would determine this. Paul Pilcher said that the Town Assessors should identify the historic buildings in their records. There was no action needed by the Board of Selectmen.

Remote Participation in Committees

Selectmen discussed allowing remote participation in committees in accordance with regulation 940 CMR 2910. Wood suggested getting opinions of a number of other Town boards before making a decision on the matter.

Possible Articles for Annual Town Meeting

Paul Sieloff reviewed his December 6, 2011 memo on potential Articles for Annual Town Meeting.⁶ The possibilities included: borrowing for a Mayo Beach bathhouse, revision of Marina Advisory Committee Charge, a room occupancy tax, FEMA maps and Holbrook and Main Streets' realignment. Wood asked about the Shellfish Office at Mayo Beach.

Town Administrator's Report

Paul Sieloff reported on Budget planning for Fiscal Year 2013, reports from department heads on staffing by zero-based budget, the joint meeting on Budget with the Finance Committee in January, requests from the schools and the 10-year Capital Improvement Plan.

There was a discussion of restoring a bath house to Mayo Beach and looking at the overall Marina area.

Future Concerns

Ira Wood said that he would like to hear the Board's opinion on reconsidering the vote on Designer Rd. The vote was to dispose of the property with a conservation restriction on the lot and a minimum bid of \$50,000. Houk said he would like to reopen the decision. Berta Bruinooge was not in favor of reconsidering the vote. Paul Pilcher said that he would like reconsider the vote. Borelli did not favor reconsideration. Wood said he thought the Town would be best served by keeping the lot as Open Space; therefore he did not want to reconsider. There was no vote to reconsider the original decision of November 22, 2011.

Jerry Houk asked about lower insurance rates as a result of operational fire hydrants in Wellfleet. Fire Chief Silverman said the report had been sent to the Insurance Safety Offices (ISO), and the results will be issued soon with the lower rates.

Paul Sieloff discussed the Robert McClellan letter regarding a fee for the easement across Town property for a water connection to his building. He explained how the cost of \$5,000 had been established. The Town Administrator will discuss the issue with Town Counsel, and the topic will be an agenda item for a future issue.

Minutes of November 08, 2011 and November 22, 2011

MOTION 11-00356: Pilcher moved to approve the amended minutes of November 8, 2011 and November 22, 2011. Second: Borelli. Motion passed 5-0.

Adjournment

MOTION 11-00357: Wood said there was a need to go into executive session to consider strategy for non-union personnel and not return to the regular meeting. Bruinooge moved to go into executive session. Second: Borelli. Bruinooge, Pilcher, Wood, Borelli and Houk all said *yes*, and the regular meeting was adjourned at 10:05 p.m.

Respectfully submitted,

Mary Rogers, Committee Secretary

Public Records Documents:

- 1.) Petition from Joyce Harding
- 2.) Print-out of PowerPoint presentation of the Pay-As-You-Throw/Single Stream Committee
- 3.) Minority Opinion of the Pay As You Throw Task Force
- 4.) Fire/EMS Dispatch System contract with the Barnstable County Sheriff's Office Communication Center
- 5.) Local Historic Study Commission's Report
- 6.) December 6, 2011 memo on potential Articles for Annual Town Meeting