

**Wellfleet Board of Selectmen  
Minutes of the Meeting of June 26 2012  
Council On Aging Building, 7:00 p.m.**

**Present:** Chair Berta Bruinooge, Jerry Houk, Dennis Murphy, Paul Pilcher; Town Administrator Paul Sieloff  
**Regrets:** John Morrissey

Chair Berta Bruinooge called the meeting to order at 7:00 p.m.

**Announcements, Open Session and Public Comment:**

- Paul Pilcher extended sympathy on behalf of the Board of Selectmen to the absent John Morrissey for the recent loss of his mother.
- Dennis Murphy said that the Building & Needs Committee has openings that need to be filled.
- Preston Ribnick commented on his frustration over attempts to obtain public information from Cape and Vineyard Electric Cooperative (CVEC) and Cape Light Compact (CLC). He quoted from an email from Mr. Doherty of CLC to Kathy Hubby, formerly of the Wellfleet Energy Committee, and disputed its content. Paul Pilcher said that Ms. Hubby would be present at a future BOS meeting to discuss the issue.
- Jerry Houk clarified statements he had made at a previous meeting.

**Motion 12-0242:** Jerry Houk made a motion to send a letter to all department heads in support of Paul Sieloff. Pilcher seconded, and the motion carried 4-0.

**APPOINTMENTS**

**Motion 12-0243:** Pilcher moved to approve the appointment of Timothy King as Parking Clerk with a term ending June 30, 2013. Houk seconded, and the motion carried 4-0.

**Motion 12-0244:** Houk moved to appoint Steven Gazzano as Hearings Officer with a term ending June 30, 2013. Murphy seconded, and the motion carried 4-0.

The Board interviewed Preston Ribnick for a vacancy on the Zoning Board of Appeals for a term ending June 30, 2015. Sibel Asantugrul, a former ZBA member, is also an applicant for the opening.

**Motion 12-0245:** Pilcher moved to approve the appointment of Sibel Asantugrul to the Zoning Board of Appeals with a term ending June 30, 2015. Bruinooge seconded, and the motion carried 4-0.

**Motion 12-0246:** Houk moved to appoint B. Cole Morton and Charles P. Cole to the Energy Committee with terms ending June 30, 2015 and appoint Teresa Parker and Edmund Doyle as alternate members of the Energy Committee with terms ending June 30, 2014.

Murphy seconded, and the motion carried 4-0.

**Motion 12-0247:** Pilcher moved to approve the appointment of John Cumbler to the Bike and Walkways Committee for a term ending June 30, 2013. Bruinooge seconded, and the motion carried 4-0.

**Motion 12-0248:** Houk moved to approve the appointment of Betsy Williams to fill a vacancy on the Cultural Council for a term ending June 30, 2015. Murphy seconded, and the motion carried 4-0.

**PUBLIC HEARING**

Shellfish Constable Andrew Koch came forward to give his recommendations for the public hearings for Shellfish Grant Licenses.

**Motion 12-0249:** Houk moved to approve the transfer of shellfish grant license # 2002-1 and 2002-1 ext from R. Andrew Cummings and Brad Kaplan to Brad Kaplan. Murphy seconded, and the motion carried 4-0.

**Motion 12-0250:** Pilcher moved to approve the transfer of shellfish grant license # 01-01 and 01-01ext from James Falcone to James Falcone, Mary Falcone, Michael Falcone and Courtney Falcone. Houk seconded, and the motion carried 4-0.

**Motion 12-0251:** Houk moved to approve the transfer of shellfish grant licenses # 89-5 and 89-5ext from David S. Pike to David S. Pike and Caroline Lloyd and to renew shellfish grant licenses # 89-5 and 89-5ext for a ten year period. Murphy seconded, and the motion carried 4-0.

**Motion 12-0252:** Houk moved to renew shellfish grant licenses # 95-19, 95-20 and 20-05 for a ten year period. Murphy seconded, and the motion carried 4-0.

**Motion 12-0253:** Houk moved to approve the renewal of shellfish grant license # 01-03 for a ten year period. Murphy seconded, and the motion carried 4-0.

Shellfish Constable Andrew Koch commented on the hearing for the forfeiture of Matthew Parent's shellfish grant license # 04-03 for failure to submit annual reports; and to show cause why shellfish grant license # 04-03 should be forfeited for failure to renew and pay for said grant. Matthew Parent gave an explanation of his five year plan. Koch said that the hearing was about Parent's failure to do the required paper work. Koch recommended that Parent be allowed to keep his grant license with the provision that he do the necessary paper work.

**Motion 12-0254:** Pilcher moved to allow the reinstatement of shellfish grant license # 04-03 to Matthew Parent. Bruinooge seconded. Houk suggested an amendment that the Shellfish Constable report back to the BOS in one year. Pilcher accepted the amendment to his motion, and the motion as amended carried 4-0.

For the hearing to show cause why shellfish grant license # 733, belonging to Philip Allain and Matthew Parent, should be forfeited for failure to submit annual reports, Shellfish Constable Koch said that Philip Allain no longer lives in Wellfleet and his name should be removed from the grant license #733. Parent has had communications problems with Mr. Allain and the annual reports have not been submitted, he said. Matthew Parent explained how the partnership had not worked and confirmed that Mr. Allain had left town without submitting any of the required reports. Parent said he had not been informed of this until the notice of the public hearing. Koch said that the grant license could be transferred to Parent alone.

Pilcher suggested that no action be taken at this meeting because 1.) the request before the Board was not a transfer of grant ownership to Mr. Parent alone, and 2.) Mr. Allain's address needed to be ascertained. Bruinooge said the issue before Selectmen at this meeting for a vote was forfeiture.

**Motion 12-0255:** Pilcher moved to table the motion until an updated motion is before the Board. Houk seconded. The motion carried 4-0. Mr. Parent will come back in two weeks for the Board's decision on the matter of transfer of grant ownership.

**New Fee Schedule for Fire Department:** Fire Chief Daniel Silverman came forward and explained the proposed fee schedule for the Fire Department.

**Motion 12-0256:** Murphy moved to approve the new fee schedule for permits issued by the Fire Department. Pilcher seconded and the motion carried 4-0.

The fee schedule is available in the Administration office at Town Hall.

## **REAPPOINTMENTS**

**Motion 12-0257:** Pilcher moved to approve the following Wellfleet Town Committee appointments. Houk seconded the motion and it carried 4-0.

- Edward Simpson to the Conservation Commission with a term ending June 30, 2015
- Lisa Benson to the Citizen's Economic Development Committee with a term ending June 30, 2013
- Alexandra Grabbe to the Citizen's Economic Development Committee with a term ending June 30, 2013

- Stephen Durkee to the Local Housing Partnership with a term ending June 30, 2013
- Bruce Hurter to the Local Housing Partnership with a term ending June 30, 2013

## **USE OFF TOWN PROPERTY**

**Motion 12-0258:** Houk moved to grant to the Recycling Committee the use of the front lawn of Town Hall on Sunday, August 12, 2012 from 9:00 a.m. to 2:00 p.m. (rain date request for Sunday, August 19, 2012 from 9:00 a.m. to 2:00 p.m.) for a bake sale to raise money for the Recycling Committee. Pilcher seconded, and the motion carried 4-0.

## **BUSINESS**

**Staffing for the Municipal Water System:** Paul Sieloff introduced William Carlson, who read a letter from the Board of Water Commissioners regarding staffing for the Municipal Water System. From the floor, Sylvia Smith of the Finance Committee and Suzanne Thomas, Co-president of the WEA asked questions about payment and benefits. Jerry Houk asked if the Personnel Board had been consulted. From the floor, Hugh Guilderson also commented on the ability of the Water Enterprise Fund to pay the salary. Paul Sieloff discussed the creation of the position.

**Preservation Hall Lease:** *Berta Bruinooge recused herself and turned the meeting over to Paul Pilcher.* Assistant Town Administrator Tim King reviewed a Preservation Hall lease<sup>1</sup> issue that USDA Rural Development had raised. The use of the hall is to be as a cultural/community center, Pilcher said.

**Motion 12-0259:** Houk moved to continue the lease with Preservation Hall, Inc. in its present form. Murphy seconded, and the motion carried 3-0.

*Bruinooge resumed chairmanship of the Board.*

**Use of iPads:** Paul Sieloff said the topic of iPads was back on the agenda because of the change in membership of the Board. Selectmen discussed the possible use of iPads by the BOS, but they were not interested in pursuing the option.

**Proposed Residential Tax Exemption:** Although John Morrissey was not present to explain his findings on residential tax exemptions<sup>2</sup>, Paul Pilcher said that the Board needed to consider the idea before September. The plan would potentially decrease taxes for principal residences. Manny Smith, who had prepared charts on residential tax exemption analysis, came forward to explain his findings. He explained that the plan would generate a slight change in tax rate. Paul Pilcher recommended involvement by the Town Assessor and Finance Committee to implement a plan for a residential tax exemption. From the floor, Steve Curley expressed his favorable opinion of a plan for reduction of taxes for residents. Suzanne Thomas asked about criteria for residency, and Pilcher said there was a clear State definition. Town Accountant Marilyn Crary asked that information from similar sized towns be provided.

**BOS Goals:** Paul Pilcher introduced the eighteen goals proposed by the Selectmen at a previous meeting. He asked that members of the Board number their top ten priorities and return their choices to him. The top picks will become the priorities for the BOS, he said. Pilcher asked about a goal for improved record keeping practices by the Recreation Department, and Assistant Town Administrator Timothy King said that it had been addressed.

**Fire Chief and Town Administrator Positions:** Paul Pilcher discussed solicitation of comments via letter and email from residents, non-resident taxpayers and Town employees relative to qualities desired in new Fire Chief and Town Administrator<sup>3</sup>. He said anonymous comments would not be considered, but the Selectmen would like to hear from all interested citizens. Bruinooge said responses should be received in the next two weeks. Fire Chief Daniel Silverman suggested posting a notice to that effect on the Town website.

**Screening Committee:** Paul Pilcher invited interested citizens to apply for the Town Administrator Citizens Screening Committee. The hiring decision, however, is up to the Selectmen, he said.

**RFP's for Fire Chief and Town Administrator Positions:** Tim King said the scope of services<sup>4</sup> for the Fire Chief and Town Administrator's positions were similar. Pilcher said he would like to have all resumes for the positions available for his review. Paul Sieloff said that confidentiality might be broken if Selectmen read all the resumes. Selectmen discussed the RFP process for Fire Chief and Town Administrator and Open Meeting Law compliance. On the back of Tim King's memo on Municipal Recruitment Services there was a list of professional consultants that Selectmen were interested in contacting. Pilcher stressed the importance of fast paced timing on the part of the Screening Committee for getting their recommendations to the Board of Selectmen.

**Historical Commission & Historical Review Board:** The Board of Selectmen discussed the Historical Commission and Historical Review Board. Steve Curley had submitted a letter of concern to the Selectmen regarding the two bodies. The Historical Review Board is composed of only three members. Bruinooge asked if the Selectmen would consider changes in size for the Historical Review Board and a possible merger with the Historical Commission. Tim King has been working on bylaw revision with the historic groups. Steve Curley commented on bylaws revisions that he thinks should be made.

### **TOWN ADMINISTRATOR'S REPORT**

Town Administrator Paul Sieloff gave his report which included information on the Barnstable County IT services, new microphones, and a small crosswalk at Railroad Avenue. Paul Pilcher thanked Paul Sieloff for his letter to the BOS stating the date of his last day of service as Wellfleet Town Administrator.

### **FUTURE CONCERNS**

Berta Bruinooge said she had concerns about traffic and parking in the area of the South Wellfleet General Store, PB Boulangerie & Bistro, LeCount Hollow Road and the bike trail parking lot. Sylvia Smith and Daniel Silverman raised concerns about traffic patterns at other intersections, particularly the pharmacy on Rte. 6 at the lights.

### **CORRESPONDENCE AND VACANCY REPORTS**

Dennis Murphy had prepared the Correspondence Report. The Vacancy Report needed to be brought up to date.

### **MINUTES**

**Motion 12-0260:** Pilcher moved to approve the amended minutes of June 12, 2012. Houk seconded, and the motion carried 4-0.

### **ADJOURNMENT**

**Motion 12-0261:** Bruinooge moved to adjourn the meeting and go into Executive Session is under #3 in MGL c. 30A, Sec. 21(a) for strategy with respect to collective bargaining negotiations. Houk seconded. Bruinooge, Houk, Murphy and Pilcher each said *yes*, and the motion carried 4-0. The regular meeting was adjourned at 9:10 p.m., and the Selectmen went into Executive Session.

Respectfully submitted,

---

Mary Rogers, Committee Secretary

<sup>1</sup> Tim King memo 6/4/12 and Preservation Hall Lease

<sup>2</sup> John Morrissey email and spreadsheet regarding resident tax information

<sup>3</sup> Tim King memo 6/22/12 re: Fire Chief Survey questions

<sup>4</sup> Tim King Memos RFP Scope of Service 6/22/12 and Executive Recruitment Services 6/20/12