



Board of Selectmen

The Wellfleet Board of Selectmen will hold a public meeting on Tuesday, October 22, 2013 at 7 p.m. at the Wellfleet Senior Center, 715 Old Kings Highway, Wellfleet, MA 02667.

- I. **Announcements, Open Session and Public Comment [7:00]**
- II. **Public Hearing(s) [7:15]**
 - A. Tax Rate Classification Hearing
 - a) Public hearing to discuss the local public tax levy among the five classes for FY 2014
 - B. Special Event Liquor License
 - a) Application received September 26, 2013 from the Wellfleet Chamber of Commerce for a one day Beer and Wine License on Saturday, October 26, 2013 from 5:00-11:00 p.m. at the Wellfleet Council On Aging
- III. **Licenses/Appointments/Reappointments/Use of Town Property**
 - A. Appointments
 - a) Susan E. Nielsen – Citizens Economic Development Committee for a 3 year term ending 6/30/16.
- IV. **Business**
 - A. Town Exit Audit [Powers & Sullivan]
 - B. Approval of Request to DMF for Shellfish Propagation Zones [C. Felix, TA]
 - C. Review of PAYT implementation plan [BOS]
 - D. Filling DPW Operator vacancy
 - E. New Bedford Waste Services – contract amendment approval [TA]
 - F. Review of BOS goals [Pilcher]
 - G. Revisit signage on Town Hall lawn [TA]
 - H. OysterFest after event discussion [TA]
- V. **Town Administrator's Report**
- VI. **Future Concerns**
- VII. **Correspondence and Vacancy Report**
- VIII. **Minutes**
- IX. **Adjournment**
- X. **Executive Session**

The purpose for Convening Executive Session (MGL c. 30A, Sec. 21(a)):

 2. To discuss strategy with respect to collective bargaining for Wellfleet Police Officers, Permanent Firefighters, Teamsters, Dispatchers and WEA Units A & B or litigation if an open meeting may have a detrimental effect on the bargaining or litigation position of the public body and the chair so declares.

TOWN OF WELLFLEET
PUBLIC NOTICE

In accordance with Chapter 369 of the Acts of 1982, amending Chapter 797 of the Acts of 1979, the Wellfleet Board of Selectmen will conduct a public hearing on the issue of allocating the local property tax levy among the five classes for fiscal year 2014. (Chapter 40, Section 56 as amended by Chapter 369 of the Acts of 1982)

This public hearing will be conducted on Tuesday, October 22, 2013 at 7:15 p.m. at the Wellfleet Council on Aging. Options open to the Town will be provided, and any taxpayer wishing to present oral or written information on their views will be recognized by the Chair. At the hearing, the Board of Assessors will provide all information and data relevant to making a final determination on the allocation of the tax burden among the five classes of real property: residential, open space, commercial, industrial, and personal property as set forth in Chapter 40 Section 56.

WELLFLEET BOARD OF SELECTMEN

TOWN OF WELLFLEET
PUBLIC HEARING

In accordance with M.G.L. Chapter 138, notice is hereby given that a public hearing will be held on Tuesday, October 22, 2013 at 7:15 p.m. at the Wellfleet Council on Aging to consider the following:

- Application received September 26, 2013 from Wellfleet Chamber of Commerce for a one day Beer and Wine License on October 26, 2013 from 5:00 p.m. to 11:00 p.m. at the Wellfleet Council on Aging.

WELLFLEET BOARD OF SELECTMEN

TOWN OF WELLFLEET
APPLICATION FOR SPECIAL EVENT LIQUOR LICENSE

1. Applicant Wellfleet Chamber of Commerce Scholarship Fund, Inc.

Address P.O. Box 442, Wellfleet, MA 02667 Telephone 508-349-6080

2. Affiliation/Group _____ For Profit _____ Non Profit

3. Type of License All Alcohol (\$100.00/day) _____ Beer and Wine (\$50.00/day)

4. Type of Activity Being Conducted Silent Auction

5. Date Oct 26, 2013 Hours of Service 5pm - 11pm

6. Description of Premises Wellfleet Council on Aging

7. Name, Address, Telephone of Designated Manager (person responsible for activity)

Berta Bruinooce, Box 294, S. Wellfleet 508-349-6080

8. If activity involves food service, please describe fully (i.e. raw shellfish, heated casseroles, bakery goods, etc.)

Packaged snack food

Berta Bruinooce, Treasurer
Applicant's signature

SEP 26 2013
Date

Police Dept Signature [Signature]
Comments/Conditions _____

OK

Building Dept. Signature [Signature]
Comments/Conditions _____

Fire Dept. Signature [Signature]
Comments/Conditions _____

Health Dept. Signature [Signature]
Comments/Conditions _____

PACKAGED FOOD ONLY

REC'D SEP 27 2013

DPW Dept. Signature [Signature]
Comments/Conditions _____

9/27/13

Other _____
Comments/Conditions _____



SEP 26 2013

Date Received

\$50.00 paid
Fee

Date Issued

Sept.
~~October~~ 26, 2013

To the Board of Selectmen:

Since 1993, the Wellfleet Chamber of Commerce Scholarship Fund, Inc. has awarded a total of **\$241,450** to Wellfleet students for their higher educational needs. This year alone we awarded **\$22,500** to 21 Wellfleet young people: the highest numbers ever.

Our only two fundraisers are the sale of the ever-popular Wellfleet oyster stickers and our auctions.

We hope you will look favorably on our request for a one-day wine and malt liquor license.

Thank you!



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
10/09/2013

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Phone: 508-349-6311 Fax: 508-349-7894 BENSON YOUNG & DOWNS INSURANCE AGENCY INC. 15 BRIAR LANE P O BOX 717 WELLFLEET MA 02667	CONTACT NAME: Benson Young & Downs Insurance Agency Inc. PHONE (A/C, No, Ext): 508-349-6311 FAX (A/C, No): 508-349-7894 E-MAIL ADDRESS: stacydeering@byandd.com																					
INSURED WELLFLEET CHAMBER OF COMMERCE SCHOLARSHIP FUND, INC. P.O. BOX 442 WELLFLEET MA 02667	<table border="1"> <tr> <th colspan="2">INSURER(S) AFFORDING COVERAGE</th> <th>NAIC #</th> </tr> <tr> <td>INSURER A :</td> <td>USLI</td> <td>25895</td> </tr> <tr> <td>INSURER B :</td> <td></td> <td></td> </tr> <tr> <td>INSURER C :</td> <td></td> <td></td> </tr> <tr> <td>INSURER D :</td> <td></td> <td></td> </tr> <tr> <td>INSURER E :</td> <td></td> <td></td> </tr> <tr> <td>INSURER F :</td> <td></td> <td></td> </tr> </table>	INSURER(S) AFFORDING COVERAGE		NAIC #	INSURER A :	USLI	25895	INSURER B :			INSURER C :			INSURER D :			INSURER E :			INSURER F :		
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COVERAGES CERTIFICATE NUMBER: 31132 REVISION NUMBER:

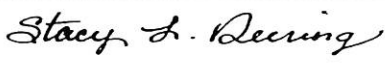
THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADD'L INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR <input checked="" type="checkbox"/> LIQUOR LIABILITY <hr/> GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC			CL1625970	10/26/13	10/28/13	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000 MED. EXP (Any one person) \$ 1,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 1,000,000 PRODUCTS - COMP/OP AGG \$ included Liquor Liability \$ 1M/1M
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> NON-OWNED AUTOS						COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (per accident) \$ \$
	UMBRELLA LIAB <input type="checkbox"/> OCCUR EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED RETENTION \$						EACH OCCURRENCE \$ AGGREGATE \$ \$ WC STATUTORY LIMITS OTH ER \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? <input type="checkbox"/> Y/N (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below		N/A				E.L. EACH ACCIDENT \$ E.L. DISEASE-EA EMPLOYEE \$ E.L. DISEASE-POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

1 Day Event- Silent auction to be held at Wellfleet Council On Aging, Old Kings Highway, Wellfleet on October 26, 2013.

CERTIFICATE HOLDER CANCELLATION

Town of Wellfleet 300 Main Street Wellfleet MA 02667 Attention: jeanne.maclauchlan@wellfleet-ma.gov	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE  Stacy L. Deering
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**TOWN OF WELLFLEET
APPLICATION FOR TOWN BOARDS & COMMITTEES MEMBERSHIP**

Wellfleet depends on its citizens to carry out many of our government's activities. Your community needs your help. *Please volunteer.*

FILL OUT THE FORM BELOW and mail it to:

Wellfleet Selectmen's Office, Town Hall, 300 Main Street, Wellfleet, MA 02667

Name SUSAN E. Nielsen Date 10/9/13

Mailing Address P.O. Box 1703
Wellfleet, MA 02667

Phone (Home) 617.650.9800 (cell) _____

E-mail SUSIE.NIELSEN@gmail.com

Please describe briefly any work experience, including volunteer service, that you feel would be useful to the Town: I have taught college level students,

I have a business in town, and enjoy working collaboratively. I also am a graphic designer and could help with that.

Please add any other information that you think may be useful, including education or other formal training, specialized courses, professional licenses or certifications, etc.:

Committees/Boards of Interest: 1) Citizen Economic Committee
2) _____
3) _____





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Suite 101
Wakefield, MA 01880
T. 781-914-1700
F. 781-914-1701
www.powersandsullivan.com

**REPORT ON INTERNAL CONTROL OVER FINANCIAL REPORTING
AND ON COMPLIANCE AND OTHER MATTERS BASED ON AN AUDIT
OF FINANCIAL STATEMENTS PERFORMED IN ACCORDANCE WITH
GOVERNMENT AUDITING STANDARDS**

To the Honorable Board of Selectmen
Town of Wellfleet, Massachusetts

We have audited, in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards* issued by the Comptroller General of the United States, the financial statements of the governmental activities, the business-type activities, each major fund, and the aggregate remaining fund information of the Town of Wellfleet, Massachusetts, as of and for the year ended June 30, 2013, and the related notes to the financial statements, which collectively comprise the Town of Wellfleet, Massachusetts' basic financial statements, and have issued our report thereon dated September 27, 2013.

Internal Control Over Financial Reporting

In planning and performing our audit of the financial statements, we considered the Town of Wellfleet, Massachusetts' internal control over financial reporting (internal control) to determine the audit procedures that are appropriate in the circumstances for the purpose of expressing our opinions on the financial statements, but not for the purpose of expressing an opinion on the effectiveness of the Town of Wellfleet, Massachusetts' internal control. Accordingly, we do not express an opinion on the effectiveness of the Town's internal control.

A *deficiency in internal control* exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct, misstatements on a timely basis. A *material weakness* is a deficiency, or combination of deficiencies, in internal control, such that there is a reasonable possibility that a material misstatement of the entity's financial statements will not be prevented, or detected and corrected on a timely basis. A *significant deficiency* is a deficiency, or a combination of deficiencies, in internal control that is less severe than a material weakness, yet important enough to merit attention by those charged with governance.

Our consideration of internal control was for the limited purpose described in the first paragraph of this section and was not designed to identify all deficiencies in internal control that might be material weaknesses or significant deficiencies. Given these limitations, during our audit we did not identify any deficiencies in internal control that we consider to be material weaknesses. However, material weaknesses may exist that have not been identified.

Compliance and Other Matters

As part of obtaining reasonable assurance about whether the Town of Wellfleet, Massachusetts' financial statements are free from material misstatement, we performed tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements, noncompliance with which could have a direct and material effect on the determination of financial statement amounts. However, providing an opinion on compliance with those provisions was not an objective of our audit, and accordingly, we do not express such an opinion. The results of our tests disclosed no instances of noncompliance or other matters that are required to be reported under *Government Auditing Standards*.

Purpose of this Report

The purpose of this report is solely to describe the scope of our testing of internal control and compliance and the results of that testing, and not to provide an opinion on the effectiveness of the entity's internal control or on compliance. This report is an integral part of an audit performed in accordance with *Government Auditing Standards* in considering the entity's internal control and compliance. Accordingly, this communication is not suitable for any other purpose.

A handwritten signature in cursive script that reads "Powers & Sullivan LLC".

September 27, 2013

Town of Wellfleet Application for DMF Approval to Establish and Manage “Oyster Propagation Zones” under its Propagation Permit to support shellfishing and other purposes.

Under section 6 of Division of Marine Fisheries Shellfish Planting Guidelines the “Construction of artificial reefs to increase shellfish habitat and resource may be conducted under the auspices of the local shellfish department in Approved waters set aside by the municipality under their shellfish management authority. Structures placed in the water column may be subject to additional permits by the U.S. ACE, MA DEP and the local conservation commission and harbormaster. A municipality may allow this activity in contaminated waters per item 2.c. under a management plan approved by *Marine Fisheries*. This activity is conditioned by *Marine Fisheries* on the municipal propagation permit. Shellfish produced are used to augment the public fishery. Reefs should not adversely affect other fisheries and shall conform to the *Marine Fisheries* Artificial Reef Policy (Rousseau 2008).”

And under the Referenced Artificial Reef Policy: “In cases where existing nursery grounds are decreasing or threatened, specifically designed habitat structures could be located in areas to increase the chances for successful recruitment of targeted marine species. These areas can be designated as prohibited zones, or areas in which limited harvesting of other targeted and non-targeted species could take place.” (P15-16 DMF Artificial Reef Policy.)

Under these policy guidelines, the Town is seeking DMF approval to establish 7 “Propagation Zones” shown on the map below. Selected zones have been approved by the Conservation Commission, for placing approved cultch. The zones are strategically located to maximize ecological services and biogeochemical benefits while also increasing the spawning biomass in areas of intense commercial harvest with careful consideration for minimizing any impact on recreational or other uses. These areas will not have any adverse impact on navigation as the cultch is placed on the bottom consistent with existing natural shellfish populations. As the map shows, selected “zones” would consist of a few acres in open areas that would be clearly identified as a “no take” zone. Based on extensive field assessments and historical records, these areas are known to be highly productive but are subject to severe commercial fishing and have experienced disease pressure creating an unsustainable or very low shellfish productivity compared to the historic record. Therefore, these areas will be bolstered with additional cultch and serve as a minimum biomass target to maintain a highly productive oyster population, improve biodiversity and support a healthier ecosystem and water quality.



This approach of small, clearly marked, “off limits propagation zones” ensures that public investment is protected and is more easily enforced than other possible schemes. The ultimate size of these areas will be the subject of on-going work based on research monitoring and positive evaluation of their impacts on commercial and recreational shellfishing. .

This request is based and expands upon the USDA CIG sponsored pilot project which has won two prestigious awards: MassRecycle: “Municipal Innovation” and American Council of Engineering Companies: “Engineering Excellence” 2013 Silver Award. Oysters are coastal and water quality engineers, a keystone species providing various important ecosystem services. The initial two acre demonstration project has achieved significantly higher oyster densities than reported in many of the Chesapeake, Long Island, Narragansett and NH studies and reduced nitrogen 20% in the study area.¹ Harbor wide application of the pilot project results could produce one of the nation’s first large scale TMDL compliance success stories; and attainment of the EPA “excellent” water quality classification by using aquaculture and salt marsh restoration in Wellfleet Harbor. Initial costs are on the order of 1/100th the cost of traditional alternatives. These two habitats (salt marsh and oyster reefs) are the main consumers and recyclers of nitrogen in the coastal environment as well as a critical link in addressing eutrophication from both anthropogenic and natural sources. At the same time, an increased population of oysters will lead to increased productivity and shellfish harvest, while increasing commercial finfish spawning habitat, increasing protection from shoreline erosion and flooding, and buffering from ocean acidification.

Decades of scientific research and field work in ecosystem restoration are being applied; state and local policies, regulations, methods and practices are being developed to institute a sustainable outcome with measureable results.

The public fisheries and environmental goals that are being met include:

1. Increasing commercial and recreational fishing, shellfish and aquaculture;
2. Demonstrating low cost nitrogen sinks for Clean Water Act (MEP/EPA TMDL) compliance
3. Developing transferrable methods and best practices for implementation elsewhere
4. Increasing oyster population and naturally disease resistant spawning stock
5. Developing best management practices that combine salt marsh and oyster restorations,
6. Establishing protected oyster population (propagation zones) along with enhanced commercial propagation practices

These goals clearly support the regulatory requirement that “the shellfish produced are being used to augment the public fishery”.

Because of the water filtration and other biogeochemical processes, restored and protected oyster habitat helps:

- 1) manage soil and silt run-off, and buffers against coastal erosion,
- 2) dramatically improves water quality,

¹ “Oyster Population Restoration in Wellfleet Harbor” Report to USDA, A. Frankic, C. Felix, June 2013

- 3) provides carbon sequestration and helps mitigate climate change and ocean acidification,
- 4) increases biodiversity and supports plant life survivability for eel grass and other species,
- 5) increases critical commercial and recreational fish populations and
- 6) significantly reduces the capital, operating and energy resources that would be associated with hard-piped nutrient solutions for land-based wastewater pumping and treatment.

Critically, oyster populations need to survive beyond the 3 year limit established for standard management closure under the shellfish planting guidelines. It is a common observation in Wellfleet that it takes more than 3 years for selection pressures to achieve disease resistance based on cyclical die-offs which are believed to occur in 7-9 year cycles.

While a little controversial, it is believed that it is essential for the population to go through these longer term cycles in order to develop local disease resistance. This is based on the literature which cites slow progress on developing disease resistance in the lab setting, which may be due in part to the complexity of water chemistry and possible benefits conferred by co-dependent species.

Species Genetics in the harbor are quite narrow among hatchery stock when compared with wild stock; therefore, preservation of wild genetics could prove critical for species and industry survival.² Wild genetics and local disease resistance may become even more important as climate change threatens increased water temperatures, new diseases and ocean acidification that would severely affect spawning and survival.

Moreover, water quality and reproduction benefits increase several orders of magnitude due to the higher filtration rates and spawn of adults.³ Undisturbed areas can double the water quality benefits, due to both structure and lack of disturbance, both of which promote increased benthic diversity often in the hundreds of additional organisms.⁴

According to a NOAA study⁵ this habitat is responsible for over 80-90% of commercial and recreational finfish that depend on estuaries for 1-2 years in order to reproduce and grow.

² "A Comparison of the Genetic Diversity at Five Microsatellite Loci in Wild and Hatchery Populations of the Eastern Oyster, *Crassostrea virginica* (Gmelin, 1791)", Jessica Smith, A Study Presented to the Faculty of Wheaton College May 2012

³ "Habitat-specific Distinctions in Estuarine Denitrification Affect Both Ecosystem Function and Services" M. F. Piehler and A. R. Smyth, The University of North Carolina at Chapel Hill, Institute of Marine Sciences January 2011

⁴ "Assessment of Oyster Reefs in Lynnhaven River as a Chesapeake Bay TMDL Best Management Practice" Mac Sisson, Lisa Kellogg, Mark Luckenbach, Rom Lipcius, Allison Colden, Jeff Cornwell, and Michael Owens Final Report to the U. S. Army Corps of Engineers, Norfolk District and The City of Virginia Beach Special Report No. 429 In Applied Marine Science and Ocean Engineering Virginia Institute of Marine Science Department of Physical Sciences Gloucester Point, Virginia 23062 December 2011

⁵ "Estuarine Fish and Shellfish Species in U.S. Commercial and Recreational Fisheries: Economic Value as an Incentive to Protect and Restore Estuarine Habitat" K. A. Lellis-Dibble, K. E. McGlynn, and T. E. Bigford

Recovery of Cape Cod fish stocks is critically dependent on the restoration of the essential coastal habitats: oyster reefs and salt marshes.

A demonstration of this approach could induce large scale implementation with proven methods and practices across Cape Cod, Massachusetts and other US coastal areas.

This project is supported by the Wellfleet Board of Selectmen, Natural Resources Advisory Board, Shellfish Advisory Board, Shellfish Department, Board of Health, Health and Conservation Department, DPW, Harbormaster, Conservation Commission, Wastewater Planning Committee, Barnstable County, USDA NCRS, SPAT, Mass Oyster Project, UMass Boston, Provincetown Center for Coastal Studies and NOAA.

Recent changes to the Mass Division of Marine Fisheries Shellfish Management Regulations have helped support this effort and we seek your approval for this proposal.

To achieve the proposal's goals, we established a comprehensive monitoring plan supported by USDA and Cape Cod Water Protection Collaborative, which includes monitoring from spring to fall, bi-weekly grab sample analysis by the Provincetown Center for Coastal Studies, real-time water quality from a YSI 6600V2-4 unit at the site (launched on 9-1-11) that measures temperature, chlorophyll a, blue-green algae, DO, salinity, pH, conductivity, redox, TDS, and turbidity (available [online](#) thanks to Barnstable County Co-operative Extension). In addition, data collection is coupled with bi-monthly biological diversity assessments carried out by UMass Boston including visual monitoring of survey plots for diversity, spat set, survival and growth.

We have also attached for your benefit, a recent project summary report which documents results from the project to date and further supports this request. We plan to continue this monitoring for the foreseeable future, as we appreciate that management practices will need to remain adaptable and respond as conditions warrant.

Town of Wellfleet

Pay-As-You-Throw (PAYT) FAQs

Why is Wellfleet concerned about its trash?

- In 2012 Wellfleet shipped 1,881 tons of trash by truck to the Covanta/SEMASS facility in Rochester. Right now, the Town pays about \$18.50/ton (the “tipping fee”) and about \$27.00/ton in transportation costs. These costs total about \$85,585 annually.
- In 2016, Wellfleet’s tipping fee will increase to \$60/ton – more than triple the current rate. If Wellfleet ships the same amount of trash to SEMASS, the Town’s cost would almost double to around \$169,300 a year.

What were Wellfleet’s options for handling increased solid waste costs?

- Increase the Town’s Transfer Station subsidy (and seek a Proposition 2 ½ override or cut Town spending somewhere else).
- Increase the price on resident’s annual Transfer Station permits to cover the increased costs. The residential transfer station sticker cost would have to be substantially increased, certainly to more than \$100 annually.
- Use Pay-As-You-Throw to manage solid waste costs.

What have Town leaders proposed?

- Several years ago the Wellfleet Board of Selectmen, Board of Health and Recycling Committee began exploring how the Town could reduce solid waste costs and increase recycling, including Pay-As-You-Throw, closure of the Transfer Station, Town-wide curbside collection and disposal and single stream recycling.
- In 2013, the Wellfleet Board of Health, with the approval of the Wellfleet Board of Selectmen, voted to launch Pay-As-You-Throw on December 1, 2013 for residents and commercial businesses disposing of their own waste and on January 1, 2014 for commercial haulers.

What is Pay-As-You-Throw (PAYT)?

PAYT is a system where users pay for each unit of trash disposed rather than paying a flat annual fee. PAYT works like electricity or water or cable – users pay only for what they use.

How does PAYT work?

- Residents, full and part-time, who use the Transfer Station, will buy PAYT bags at local grocery, convenience and hardware stores. *The PAYT bags are used only for trash – not for recycling.*
- Wellfleet will use a program that couples a reduced resident vehicle sticker (reduced from \$55 in 2012 to \$40 in 2013) with specially-colored trash bags with Town logos. These PAYT bags will be required for residents who wish to dispose of trash at the Transfer Station.

Why will PAYT be good for Wellfleet?

PAYT will help stabilize Wellfleet's solid waste costs. Residents who recycle or compost more help both the environment and the Town – and they can save money.

Can residents still use other trash bags?

No. The only exception is a single bag fee of \$5.00 for bags up to 35 gallons capacity. Only the special, Town-approved PAYT bags are permitted without additional fee starting December 1, 2013.

What size PAYT bags will be available and at what cost?

- 33 gallon: This size fits into most standard large trash cans and will cost \$1.50 each.
- 15 gallon: For smaller, kitchen-sized trash bins and will cost \$1.00 each.
- 8 gallon: Generally used by very small households and will cost \$0.50 each.

How does PAYT affect large families?

Large and small families can reduce their trash disposal costs several ways:

- Recycle: Less trash will reduce the number of PAYT bags needed.
- Precycle: Make purchases that reduce the amount of trash produced.
- Reuse: Keep products out of the trash stream by continuing to find uses for them.
- Compost: Fruit/vegetable waste can be home-composted and kept out of PAYT trash bags.

Is PAYT fair?

Yes, PAYT is more fair than a single annual fee. People who produce less household trash by recycling or composting more, spend less for disposal because they buy fewer PAYT trash bags.

How does PAYT help the environment?

PAYT provides an incentive to residents to recycle or compost more and that means less trash.

Why not wait to start PAYT until the current SEMASS contract expires in 2016? The sooner PAYT starts, the sooner benefits will be seen.**Will PAYT be easy and convenient?**

Yes. Residents will be able to buy PAYT bags at local stores where they routinely shop. Procedures for dropping trash and recycling at the Transfer Station will not change.

How can residents learn to recycle more?

Information will be available at the Town website, flyers will be distributed and educational programs will be offered – including about learning to home-compost.

Doesn't Wellfleet do a good job of recycling now?

Not really. It's complicated to determine exactly how much Wellfleet recycles but it is 30% or less of its waste. Other towns do much better. For example, Longmeadow, a PAYT community, recycles 58% of their solid waste according to state data. Hingham, another PAYT town, recycles about 52%. Sandwich achieved a 42% reduction in trash tonnage. 228 cities and towns across New England have achieved an average reduction in trash tonnage of 52%. 135 of those cities and towns are in Massachusetts.

How will disposal of big household clean-outs work?

Bulky waste can still be taken to the Transfer Station in residential vehicles. A resident with a vehicle permit can pay for bulky items as at present.

Won't PAYT lead to illegal dumping?

Other towns have found no appreciable increase in illegal dumping. Wellfleet will enforce its laws and monitor to see if a problem develops.

What can keep my trash bill from rising every year?

Better recycling, composting and reduced trash volumes are key factors that will help manage costs.

How will PAYT change recycling at the Transfer Station?

Recycling procedures will be the same. We are planning improvements to the transfer station to accommodate additional recycling.

Will I have to pay for recycling? I didn't before.

No, the transfer station will still accept recyclables without charge (but you will still need a valid vehicle sticker to enter the transfer station.)

How will we know PAYT is working?

We will evaluate the program periodically to determine if recycling has increased and costs are stabilized.

Will Wellfleet still participate in a Household Hazardous Waste Day?

Yes.

What is the Wellfleet Recycling Committee?

It is a group of residents who volunteer to help Wellfleet improve recycling. They work with Town officials and Barnstable County's Solid Waste Reduction Coordinator.

BOARD OF SELECTMEN LIST OF GOALS FOR 2013-2014

GOALS 1-3 appeared on all 5 Selectmen's priority lists;

GOALS 4-10 appeared on multiple lists but not all;

GOALS 11-14 appeared on zero or one list only

1. Create plan with Marina Adv Committee for harbor dredging
2. Create plan for harbormaster & shellfish shacks
3. Explore funding of universal pre-school and extended child care for working parents
4. Keep 2015 budget within Prop 2 ½ guidelines
5. Create plan for renovation of police station
6. Maintain current level of service without funding new FT positions
7. Address vibrio issue with oysters/virus issue with clams
8. Work with Buildings Needs & Study Committee to create/refine comprehensive priority list of building needs and dollar estimates
9. Continue to explore new sources of revenue including raising fees
10. Work with DPW Director & Water Commissioners to create plan whereby Town can install water mains – evaluate and reconsider long-range DPW staffing plans
11. Explore alternatives for new phone service to leverage Open Cape
12. Investigate possible public water fountain in front of Town Hall
13. Consider Oysterfest fee
14. Update Rec Dept goals/vision per Local Comp Plan



TOWN OF WELFLEET

300 MAIN STREET WELLFLEET MASSACHUSETTS 02667

Tel (508) 349-0300 Fax (508) 349-0305

www.wellfleetma.org

To: Board of Selectmen
From: Harry Terkanian, Town Administrator
Subject: Temporary Signs
Date: October 16, 2013

Wellfleet's current zoning by law, section 7.5.1, provides:

All signs shall be set back from roadways by a distance of five feet, and must be located on the owner's property in such a way as to not obstruct the view of traffic.

The 2009 Annual Town Meeting warrant included a proposal to revise the sign code portion of the zoning by-law in Articles 28 and 29. Article 28 changed the definition of signs and passed by a voice 2/3 vote. Article 29 included proposals to permit certain off-premises signs and to permit certain signs for limited periods for town bodies and charitable organizations upon payment of a \$25.00 cash deposit to secure timely removal. The proposed amendment failed to get a two-thirds vote and was defeated.

Apparently there has existed a policy in recent years to allow signs on the Town Hall lawn with the approval of the Administration Office, with the condition that the signs receive advance permission, are in place not earlier than 7 days before the event and were removed not later than one day after the event. Actual practice has diverged from policy with signs appearing and remaining for long periods of time. Permission has rarely been obtained.

Assuming that an appropriate authorizing amendment to the sign code provision of the zoning by law is approved, I would suggest that any program to allow signs include limitations which include the following:

1. A maximum number of permitted signs be established, perhaps six.
2. Signs are limited to "sandwich board" type signs of a specified maximum size (to be determined) publicizing Town run events and community events sponsored by not for profit organizations for which no admission is charged.
3. No sign to be placed without an approval sticker from the Administration Office specifying the beginning and ending dates.
4. Any sign on Town Hall lawn that has not been authorized or is in place before or after the authorized start and end dates is subject to immediate removal and may only be reclaimed upon payment of a fee, perhaps \$25.00. Signs unclaimed after 30 days may be disposed of by the Town.



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Tel (508) 349-0300 Fax (508) 349-0305

www.wellfleetma.org

To: Board of Selectmen
From: Harry Sarkis Terkanian, Town Administrator
Subject: Town Administrator's Report
Date: October 17, 2013

This report is for the period October 4, 2013 through October 17, 2013.

- 1 Pay As You Throw. FAQ posted to the Town web site. Planning meeting with DPW Dir., Health Agent and Recycling chair.
- 2 Water Dept. Signed a contract for required annual water tank inspection.
- 3 Comcast service expansion. No action.
- 4 OpenCape. No action.
- 5 208 Water Quality. We continue to participate in the Cape Cod Commission's watershed working groups. Next meeting is October 30th at 1:00 PM at the COA (I will be unable to attend.)
- 6 Herring River Restoration – MOU III Working Group. October meeting cancelled due to Federal shutdown.
- 7 Town web site – redesign in progress.
- 8 Public Works Projects:
 - a. Elementary School Roof. Contracts for the schematic design phase have been executed with the architects and the owner's project manager.
 - b. Water System Expansions. Due to the Federal shutdown we are still awaiting USDA approval to finalize award and execute contract. Note: We will use this bid for some other drainage and road repairs and cannot proceed with those projects until the contract is awarded and executed.
 - c. Route 6 & Mains Street intersection. Setting up meetings with the Commission transportation staff.
 - d. Tennis Courts Reconstruction. Engineering complete. Project is now with the recreation director for CPA and grant applications. Engineer's preliminary construction cost estimate is \$347,476.
 - e. Hamblin Park. Work is underway.
 - f. COA Garden Project. Site work contract awarded to Corey Brundage. Concrete walks and plantings will have to wait until spring.
 - g. Baker Field restrooms. One response was received by the due date and will be evaluated by the designer selection committee. Next BNA meeting is October 23rd.
 - h. Alarm System for town hall. No action this period.
 - i. Key card entry system for COA. Purchase order signed.
 - j. Police Station. In concert with Building Needs and Police Dept. ATA King is preparing a request for qualifications to assess building for possible renovation and determination of police department long term

- needs. Will need to appoint two additional members to Building Needs to act as designer selection committee. Chief Fiset and a DPW representative are obvious candidates.
- k. Shellfish Building. I've discussed the condition of this building with numerous persons. The consensus is that it cannot be saved. Consideration should be given to replacing it, which may be difficult, or finding other space for the Shellfish Dept.
 - l. Wireless communication links between town hall, harbor master and beach sticker office. This is to replace the Comcast connections which have presented some reliability issues. Purchase order issued August 22, 2013 using FY 2014 capital funding. Work to begin on October 22nd.
- 9 Personnel Matters:
- a. Administrative actions: None.
 - b. Current employment vacancies (Charter 5-3-2 (i)):
 - i. Police Department. One possible vacancy due to an expected retirement in November, 2013.
 - ii. DPW. Two vacancies: equipment operator positions. We are working on converting one of these to a working foreman position to provide some supervision at the transfer station. Two other employees are on restricted duty due to injury.
 - iii. Building – Building Inspector is part time.
 - iv. Health – Assistant health agent position is vacant. Health agent proposes to fill it on a part time basis using the funding previously appropriated which is currently being used to contract with the County one day a week.
- 10 Mass. Certified Public Purchasing Officer.
- a. Tim will attend the Public Contracting Overview course October 22 – 24th.
 - b. I am waitlisted for the Goods and Services course December 10 – 12 on Cape Cod.
- 11 Wellfleet TV – Cable TV Channel. Tim working on an equipment RFP with Tom Cole.
- 12 Signs on Town Hall lawn. This was discussed as a zoning issue by the Planning Board on July 17th. Memorandum in Board's meeting materials.



Town of Wellfleet Committee Vacancies

To: Harry Terkanian
From: Amy Voll
Re: Appointments to Town Boards

Date: October 22, 2013

The report format provides the appointing authority with a comprehensive view of vacant positions on each Town Board. Each table identifies the amount and type of positions that are vacant, the authority for making the appointment and the length of the term. Following the table contains names of individuals requesting consideration to fill a vacancy.

Barnstable Human Rights Commission (1 Wellfleet Representative)

Vacant Positions	Appointing Authority	Length of Term
1 Position	Board of Selectmen	3 years

Requesting Appointment: No applications on file.

Building Needs & Assessment Committee (5 Members)

Vacant Positions	Appointing Authority	Length of Term
1 Position	Board of Selectmen	3 years

Requesting Appointment: No applications on file.

Bylaw Committee (3 Members)

Vacant Positions	Appointing Authority	Length of Term
1 Position	Moderator	3 years

Requesting Appointment: No applications on file.

Commission on Disabilities (up to 7 Members)

Vacant Positions	Appointing Authority	Length of Term
4 Positions	Board of Selectmen	3 years

Requesting Appointment: No applications on file.

Energy Committee (7 Members, 2 Alternates)

Vacant Positions	Appointing Authority	Length of Term
1 Alternate Position	Board of Selectmen	2 years

Requesting Appointment: No applications on file.

Herring Warden (1 Warden, 1 Assistant Warden)

Vacant Positions	Appointing Authority	Length of Term
1 Position	Board of Selectmen	3 years
1 Assistant Position	Board of Selectmen	3 years

Requesting Appointment: No applications on file.

Historical Commission (7 Members)

Vacant Positions	Appointing Authority	Length of Term
1 Position	Board of Selectmen	3 years

Requesting Appointment: No applications on file.

Local Comprehensive Planning Implementation Committee (5 Members)

Vacant Positions	Appointing Authority	Length of Term
1 Position	Board of Selectmen	3 years

Requesting Appointment: No applications on file.

Recycling Committee (9 Members)

Vacant Positions	Appointing Authority	Length of Term
1 Position	Board of Selectmen	3 years

Requesting Appointment: No applications on file.

Personnel Board (4 Community Members)

Vacant Positions	Appointing Authority	Length of Term
1 Position	Board of Selectmen	6/30/2015

Requesting Appointment: No applications on file.

Shellfish Advisory Committee (7 Members, 2 Alternates)

Vacant Positions	Appointing Authority	Length of Term
1 Alternate Position	Board of Selectmen	3 years

Requesting Appointment: No applications on file.

**Wellfleet Board of Selectmen
Minutes of the Meeting of August 13, 2013
Council On Aging Building, 7:00 p.m.**

Present: Berta Bruinooge, Jerry Houk, John Morrissey, Dennis Murphy, Paul Pilcher; Town Administrator Harry Sarkis Terkanian.

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

Announcements, Open Session and Public Comment

- Pilcher thanked Suzanne for planning a wonderful 250th Anniversary and said he added the Historical Society to the Selectmen letter going into the new time capsule.
- Houk reminded the audience that the annual Alzheimer's Auction would be held on Sunday, August 18, 2013 from 3:00-7:00 p.m. at Sweet Seasons. Houk also thanked the Police Department for their traffic management after the 250th Anniversary fireworks. He would also like to see reflective gear given to kids riding their bikes to work and asked about the status of the WHAT theater parking lot. Terkanian said that the Health Dept. is dealing with failing septic under the lot and that the parking issues would be addressed when the septic is done.
- Bruinooge would like the bell made by Hugh Guilderson for the Town's 250th Anniversary to be displayed at Town Hall have the moderator ring the bell at the beginning of Town Meeting.
- Town Administrator Harry Terkanian announcements:
 - An informational meeting for the six Outer Cape communities on FEMA map changes has been rescheduled for August 15th at 3:00 p.m. at Nauset Regional High School, 100 Cable Road, Eastham. Note that the time was previously announced as 4:00 p.m.
 - Rise Engineering has completed sealing and insulating the Library attic at a total cost of \$9,600 which was paid for by Cape Light Compact.
 - The Town has received \$3,389 back on its workers compensation insurance by participating in voluntary risk management and loss prevention programs.
 - MassDOT has advised the Town that their Project Review Committee has evaluated the Route 6 & Main Street intersection project and determined that it is eligible for Federal highway aid. There are still a number of steps before construction can begin, but this is an important first step.
- Manny Smith from the Taxation Aid Committee said that they were developing an application and press release dealing with tax relief for the disabled and elderly that would be mailed in the tax bills this fall. If everyone in town gave \$50, committee would raise over \$100,000 for tax relief. The Harbor Stage Company is holding a fundraiser on Sunday, August 25, 2013 at 4:30 p.m. Tickets are \$55. Call (508) 349-9800 for more information¹.
- Jody Craven of the Cape Cod Bay Challenge donated two paddleboards to the Town Recreation Department as a thank you gift.
- Police Chief Ron Fisetto said that the Planning Board is working with the business community to promote bike safety issues.

Appointments

Motion 14-0022: Houk moved to appoint Walter Baron as a regular member of the Marina Advisory Committee for a two year term ending 6/30/15. Murphy seconded the motion and it passed 5-0.

Motion 14-0023: Pilcher moved to appoint Jake Puffer as an alternate to the Shellfish Advisory Committee for a three year term ending 6/30/16. Houk seconded the motion and it passed 5-0.

Motion 14-0024: Pilcher moved to appoint Laura Hewitt to the Natural Resources Advisory Board for a three year term ending 6/30/16. Murphy seconded the motion and it passed 5-0.

Motion 14-0025: Houk moved to appoint Jay Horowitz to the Building and Needs Assessment Committee for a three year term, ending 6/30/16. Murphy seconded the motion and it passed 5-0.

Motion 14-0026: Houk moved to appoint Todd LeBart to the Beach Parking Task Force with a term ending 12/31/13. Murphy seconded the motion and it passed 5-0.

Use of Town Property

Motion 14-0027: Morrissey moved to approve the application received from Beth Brehmer from the Recycling Committee requesting the continued use of 325 Main Street (the Penny Patch - temporary approval was granted at June 4, 2013 BOS meeting for a trial run) on Wednesdays from 8:00 a.m. to 1:00 p.m. from August 14 to September 25, 2013 (same day and hours as Farmer's Market) to set up a booth to sell artwork, reusable bags, composters, etc. and promote the work of the Recycling Committee. 25% of proceeds donated to the Town. Pilcher seconded the motion and it passed 5-0].

Motion 14-0028: Pilcher moved to approve the application received from Jonathan Schwartz and Johanna Homan to use Duck Harbor and parking lot on Saturday, September 21, 2013 from 2:00 to 3:30 p.m. for a wedding ceremony. 80-100 guests carpooling to the ceremony. Chairs will be brought in for the ceremony and any litter will be removed post-ceremony. Murphy seconded the motion and it passed 5-0. [Processing fee: \$20. Use of Town Property fee: \$100].

Motion 14-0029: Houk moved to allow Katherine Weeks to teach the remaining 2013 surf lessons at Whitecrest Beach to fulfill her contract with YMCA. The Selectmen also authorize the Beach Administrator to revoke approval under appropriate circumstances. The BOS also require proof of liability insurance. Pilcher seconded the motion and it passed 5-0. [Processing fee: \$20. Use of Town Property fee for surf lessons: \$350].

Motion 14-0030: Murphy moved to approve the application received from Becky Rosenberg and Christine Bezio from the Wellfleet Recreation Department and Committee to use the Bakers Field Tent and surrounding area on Sunday, August 25, 2013 from 2:00 p.m. to 10:00 p.m. to host 'Wellfleet Boogie.'. 'Boogie' will include live bands, craft vendors and children's activities. Food vendor approval is pending permission from the Health Agent. Admission is free. Donations accepted to support Wellfleet Recreation Department programs. Houk seconded the motion and it passed 5-0. [No processing fee or Use of Town Property fee applies].

Business

County Commissioner Sheila Lyons for a discussion on County activities including charter review and the proposed transfer of the mosquito control project to the county

County Commissioner Sheila Lyons gave an overview of the Special Commission on County Governance which has proposed a consolidation of government functions and the dissolution of the Assembly of Delegates in favor of an advisory task made up of 11 districts. "With the loss of population trending in Wellfleet, [the Town] will lose an even greater percentage of a vote and loss of a voice," argued Lyons. Lyons said that by "gathering together as a more concentrated force, we can apply greater pressure on the state for funds." Proposed district maps are available on the Barnstable County website and all proposals are up for discussion. Lyons said there will be public hearings on the special commission's draft recommendations and then the recommendations will go to legislature and a referendum vote on Cape Cod. Wellfleet Assembly of Delegates representative Ned Hitchcock gave a rebuttal of Lyon's statements, saying that the dissolution of the Assembly of Delegates would be "destructive of Town identity" and "eliminates checks and balances in government." As for the transfer of the mosquito control

project to the County, Lyons said the County is asking for funds from the Cape towns to study the best way to proceed with the issue – whether to stand alone or working with the state.

Approval of Department of Housing and Community Development Regulatory Agreement for Gull Pond Road Homes

Motion 14-0031: Houk moved to approve the Department of Housing and Community Development Regulatory Agreement for Gull Pond Road Homes². Murphy seconded the motion and it passed 5-0.

Discussion of potential property lease to the Wellfleet Sea Salts Co.

Paul Pilcher announced that the owners of the Wellfleet Sea Salts Co. are looking for approximately 5,000 sq. ft. of space to build environmentally friendly sealed evaporation beds to help expand their year round business and hire more people in Wellfleet. There is no special permit needed for the evaporation beds, which look like greenhouses. Pilcher asked Administration to investigate leasing Town own land to Wellfleet Sea Salts or asked the public if they new of any private land that would be viable for the operation. The Citizen's Economic Development Committee submitted a letter of support for the project³.

Jack's Boat Rental review of environmental violations at Gull Pond

Jack Ferriera came before the Selectmen to address conservation violations by Jack's Boat Rental for denuding protected vegetation at Gull Pond. Ferriera said he would not renew his current boat rental lease with the Town when it expires September 30, 2013, calling the decision an "emotional experience" because he loves Gull Pond. Debbie Ebersold, Ferriera's business partner, thanked the Town for the opportunity to operate Jack's Boat Rental for the past 40 years but in a written statement⁴ said, "The Conservation Commission obviously feels that Jack's is a detriment to Gull Pond and has systematically found what they consider to be environmental violations of one kind or another" and "due to the continued difficulties that seem to be more the norm lately, Jacks Boat Rental will opt not to renew the remaining two years on the lease at Gull Pond." Murphy said that Jacks Boat Rental was one of many causes of environmental degradation at Gull Pond and suggested waiving the fines of \$200 per day and allowing Ferriera to finish out the season before proceeding with the Gull Pond restoration. Houk agreed with Murphy. Bruinooge said that the issue of the fines should be referred back to the Conservation Commission. Pilcher would like to vote to recommend waiving the fines and pass the Selectmen recommendation to the Conservation Commission.

Motion 14-0032: Pilcher moved to recommend that conservation fines imposed on Jacks Boat Rental be waived and the issue be referred back to the Conservation Commission for final consideration. Houk seconded the motion and it passed 4-1 (Morrissety).

Recess called from 8:47 – 8:55 p.m.

Approval of Barnstable County Health Services agreement

Motion 14-0033: Morrissety moved to approve and execute the Barnstable County Health Services agreement⁵. Houk seconded the motion and it passed 5-0

Principal Clerk use of BOS name stamps on Social and Human Services Committee contracts

Motion 14-0034: Pilcher moved to allow Principal Clerk to use Board of Selectmen name stamps on contracts to be issued by Social and Human Services Committee. Morrissety seconded the motion and it passed 5-0.

Review of the draft Herring River MOU III

Terkanian reviewed a preliminary draft of the Herring River MOU III⁶. The Working Group is recommending the adoption of 'Alternative D' which is the most expansive option. The Board agrees that EIS/ENF alternative D is the preferred alternative, which includes provisions on the following:

A legislatively chartered "Restoration Authority" that will assume liability and financial responsibility. Indemnification of the Towns and National Park Service (NPS) by the Restoration Authority should be considered. Regarding the issue of financial responsibility, Terkanian would like clear wording for section 8.c. and suggested, "not . . . binding the Towns to expend in any one fiscal year any sums in excess of those appropriated by town meeting and made administratively available for the purpose of this Agreement for the fiscal year..." There was also agreement that Wellfleet have a greater stake in the project than Truro and representation on the Restoration Authority's governing board should reflect this. High Toss Road continues to be a point of discussion. The Board's understanding that it is a Town road is at odds with the Seashore's understanding. The Board is interested in settling the issue of ownership, but, while important, is secondary to insuring that the road remains available as an alternate means of access even if flooded by high tides. The Board envisions a result comparable to the present condition Lieutenant's Island Road which is flooded a high water.

Approval of Budget and Financial Management Policy

Motion 14-0035: Bruinooge moved to adopt the Budget and Financial Management Policy⁷. Murphy seconded the motion and it passed 5-0

Signs on Town Hall Lawn

Terkanian has received a "steady stream of complaints" regarding the congestion of signs on the Town Hall front lawn. Although a useful communications tool, some vendors do not seek permission to place signs and abuse the opportunity for free advertising. It is also extra work for the DPW when they mow the lawn. Terkanian suggested installing a locked bulletin board under the control of Town Hall and permanently removing the signs after Labor Day. Bruinooge thinks that the signs detract from the beauty of Town Hall and supports permanent removal. She does not support the installation of a public bulletin board. Pilcher agreed that the sign congestion has "gotten out of hand" but thinks there is value in signage that supports Town functions, community meetings and non-profit events. No final decision was reached on the issue by the Selectmen, although they agreed that all of the signs on Town Hall front lawn should be removed after Labor Day and the issue should be revisited at a future BOS meeting.

Discuss possible amendment of Charter section 8-10-5

Terkanian asked the Selectmen to review possible amendment of Charter section 8-10-5 which deals with dismissal from committees/boards if a member misses four consecutive meetings. The Town Charter would require a charter amendment to add a waiver provision. The Selectmen agreed that the Charter provision should be added and Bruinooge asked Terkanian to add to the Town Meeting agenda in April.

Discuss status of Comcast side letter build out agreement

Terkanian discussed a side letter to the Comcast agreement with the Town that gave a construction timetable to extend service to unserved areas. Comcast is currently behind schedule but there is no violation except for their 'leisurely pace.' Terkanian contacted Wellfleet's Comcast representative for a more thorough update but has struggled to get information⁸. Several unserved residents were present at the meeting and spoke out about their frustration with Comcast's lack of progress, adding that the absence of access to high speed internet service is affecting their ability to attract renters. Terkanian said that the Town has recourse if there is a breach in the agreement but is concerned that the license is not up for renewal for 7 years and Comcast might draw out the construction timeline outlined in the side letter. Houk said we should "light a fire under [Comcast's] feet" to begin the build out. Bruinooge agreed that the issue was serious and said the Selectmen would do everything in their power to secure action on the unserved residents' behalf. Assistant Town Administrator Tim King suggested writing letters to the Comcast chair, governor and newspapers, as well as schedule a public hearing and invite Comcast to attend. Bruinooge asked Terkanian to draft a letter to Comcast and bring it to the next BOS meeting for approval. Houk suggested combining efforts with Truro as they are experiencing similar issues with Comcast.

208 Wastewater Planning Cooperation Agreement with Truro

Motion 14-0036: Pilcher moved to authorize the 208 Wastewater Planning Cooperation Agreement⁹ with Truro. Morrissey seconded the motion and it passed 5-0.

Police Chief and Police Lieutenant personal service contracts

Motion 14-0037: Houk moved to approve the personal service contract extensions for Police Chief Ron Fisette and Police Lieutenant Michael Hurley. Murphy seconded the motion and it passed 5-0.

Town Administrator's Report

Town Administrator Harry Terkanian reviewed the Town Administrator's report¹¹, which contained supplementary information on the following issues:

- There has been a complaint registered that Dunkin Donuts' hours of operation extend beyond the hours specified in its business license.
- Private roads. The DPW with the assistance of the Police Department and Fire Department have done site inspections of all paved private roads in Town, there are about 120 of them. 90 fail some aspect of the private road standards, most commonly signage or pruning. 50 roads have either height or shoulder pruning deficiencies, in most cases both. Another 10 have road surface problems and 9 have inadequate emergency access. Signage is also a significant public safety issue because the Fire Department cannot always locate a road. We will be posting the list with specific deficiencies on the Town web site and will publish notice. We are also considering a tax bill stuffer. These conditions create immediate public safety problems. These conditions will not affect this winter's plowing list but, if not remedied, roads will be removed from the 2014 -2015 eligibility list.

Future Concerns

- Bruinooge requested a special BOS meeting to address Town parking issues.
- Pilcher would like a presentation on the OysterFest safety report at the Aug 27, 2013 meeting.
- Murphy asked why the DPW provided Town sand to the Chequessett Yacht and Country Club.
- Houk confirmed that the donated paddleboards would be used by the Recreation Department.

Correspondence and Vacancy Report

John Morrissey had prepared the Correspondence Report¹². A copy was made available for review.

Minutes

Motion 14-0038: Pilcher moved to approve the minutes of July 17, 2013¹³ as printed. Morrissey seconded the motion and it passed 5-0.

Adjournment

Executive Session

Motion 14-0039: Bruinooge moved to go into Executive Session and not come back into public session. Bruinooge read aloud the purpose for Executive Session:

2. To discuss strategy with respect to collective bargaining for Wellfleet Police Officers, Permanent Firefighters and Teamsters or litigation if an open meeting may have a detrimental effect on the bargaining or litigation position of the public body and the chair so declares.

Also vote to disclose to the public 2012 and select 2013 executive session minutes.

Pilcher seconded the motion. Bruinooge, Houk, Morrissey, Murphy and Pilcher each said yes, each said yes, and the regular meeting was adjourned at 10:11 p.m.

Respectfully submitted,

Amy Voll, Executive Assistant

¹ Press release for Harbor Stage Company fundraiser

² 2013-08-13 Department of Housing and Community Development Regulatory Agreement for Gull Pond Road Homes

³ 2013-08-13 Citizens Economic Development Committee letter of support for Wellfleet Seas Salts

⁴ 2013-08-13 Jacks Boat Rental written statement

⁵ 2013-08-13 Barnstable County Health Services agreement with Wellfleet

⁶ 2013-07-22 Herring River MOU III working Group preliminary draft memo

⁷ 2013-08-13 Budget and Financial Management Policy

⁸ Various email and written correspondence between the Town of Wellfleet and Comcast

⁹ MOU Clean Water Compliance between the Towns of Wellfleet and Truro

¹¹ 2013-08-13 Harry Terkanian Town Administrator's Report

¹² 2013-08-13 Correspondence Report

¹³ 2013-07-13 Minutes