Board of Selectmen



The Wellfleet Board of Selectmen will hold a public meeting on Tuesday, September 24, 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. Appointments
 - A. Appointments
 - a) Jane Sharp Recycling Committee [term ends 6/30/16]
- III. Business
 - A. Taxation Aid Committee presentation
 - B. Update on Wellfleet Public Library addition [McIlroy]
 - C. BOS approval of SAB letter to MA Division of Marine Fisheries
 - D. Discussion of parking charge at the Marina and Mayo Beach during OysterFest

1

- E. Request of Laura Kelly for statement in opposition to NSTAR right of way spraying
- F. Continued discussion of possible license of Town property to Wellfleet Sea Salt [Pilcher]
- G. Set date to submit comprehensive FY2015 budget to BOS and Finance Committee (on budget schedule: 12/10/13)
- IV. Town Administrator's Report
- V. Future Concerns
- VI. Correspondence and Vacancy Report
- VII. Minutes [September 10, 2013 and September 17, 2013]
- VIII. Adjournment



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.

	BELOW and mail it to: office, Town Hall, 300 Main Street,	Wellfleet MA 02667
2		Date 9 - 16 - 2013
Mailing Address	P.O. BOX 155	
		02667
		ne (Business) <u>Cell</u> 568 737 4878
	ocharpaal.com	
□ Please describe brief useful to the Town:	ly any work experience, including v	volunteer service, that you feel would be
- Am a	Call Menaper of	en Nantet Neighbors
		useful, including education or other r certifications, etc.:
□ Committees/Boards	2)	7 Commission
	3)	

T	OWN OF WELLFLEET BOARI	OS & COMMITTEES
35 Main St. Committee Beach Study Committee Cable Advisory Committee	Alternative Energy Cmte. Building & Needs Assessment Charter Review Cmte.	Board of Assessors *Bylaw Committee Citizens Economic Committee

Historical Commission

*Social/Human Services Cmte.

Local Comprehensive Planning Committee Natural Resources Advisory Brd. Open Space Committee Planning Board Recreation Committee

Shellfish Advisory Committee Wastewater Planning Committee

Herring River Restoration Project

Zoning Board of Appeal * Appointed by Moderator

Local Comprehensive Plan Implementation Committee

Health Care Campus Committee

Historical Review Board

Local Housing Partnership

Marina Advisory Committee

Personnel Board

Recycling Commission Board of Water Commissioners

6/08

September 24, 2013

FOR IMMEDIATE RELEASE

Town of Wellfleet Tax Assistance Program

Contact: Lisa Benson, Chair Wellfleet Tax Assistance Committee scout2000@comcast.net 508-214-0272

Aid to the Elderly or Disabled Tax Assistance Fund

Helping our fellow Wellfleet residents is the goal of the Tax Assistance Fund. At the April 2013 Annual Town Meeting, Wellfleet voters approved the establishment of the fund to assist our elderly and disabled low income residents with their property tax bills. The funding for this assistance fund will come exclusively from voluntary contributions from property owners and anyone else who would like to help.

Just think, if half of Wellfleet's taxpayers contribute \$25 each, the fund would contain \$45,000 to help our fellow Wellfleet residents! But remember, no contribution is too small to make a difference.

An insert in the October 2013 tax bill will request contributions to the fund: We would greatly appreciate it if you would add to your tax payment a voluntary contribution to the new "Aid to the Elderly or Disabled Tax Assistance Fund", voted at Wellfleet Town Meeting on April 22, 2013. This fund is designed to help defray the property tax burden for eligible elderly or disabled Wellfleet resident taxpayers with low income. We thank you for the kindness and generosity of your contribution."

The committee, comprised of: Lisa Benson, Chair, Manny Smith, Vice Chair, Susan Messina, Secretary, Diane Galvin and Dawn Rickman, has created an application packet for potential recipients of this assistance. The requirements include income parameters, e.g., total yearly household income, including Social Security, must be less than \$32,000 if single, or less than \$44,000 if married, and other considerations in the areas of residency, age and disability. Applications are available in several locations in Wellfleet: Town Hall, Senior Center, Public Library, and on the Town of Wellfleet Web Site (www.wefleet-ma.gov). Applications for assistance for the 2015 fiscal year must be submitted by 4:00pm on Monday, April 17, 2014 by mail or in person to: Town Treasurer, Wellfleet Town Hall, 300 Main Street, Wellfleet MA 02667.

Thank you to everyone who donates to this important fund.

No amount is too small.

Contributions are welcome at any time from anyone.

Approved by TAC Committee:	9-4-13
Approved by Board of Selectmen:	

WELLFLEET TAXATION AID FUND

We would greatly appreciate it if you would add to your tax payment a voluntary contribution to the new "Aid to the Elderly or Disabled Tax Assistance Fund", voted at Wellfleet Town Meeting on April 22, 2013. This fund is designed to help defray the property tax burden for eligible elderly or disabled Wellfleet resident taxpayers with low income.

All donations are fully tax deductible, and are held in complete anonymity. You may add a contribution to your tax bill payment or by separate check payable to "Wellfleet Taxation Aid Fund".

Please return this form and donation	on with your tax payment. N	No amount is too small to make a difference.
Your Name:	Contr	ribution Amount Enclosed: \$
We thank you for the kindness and ger	nerosity of your contribution.	Sincerely, Wellfleet Taxation Aid Committee
	-	
Insert for October 2	013 Tax Bills	
Approved by TAC Committe:	9/4/12	
Approved by Board of Selectme	en:	x .

TO:

Wellfleet Board of Selectmen

FROM:

Reatha Ciotti, Chairman, Board of Library Trustees

RE:

Nerber Room Addition to the Library

DATE:

September 18, 2013

The purpose of this project is to construct a 500 square foot wood frame addition on the west side of the library to serve as a reading room which will also house the local history collection. Funding for the project will be the \$200,000 bequest from Martin Nerber. The Trustees are committed to fundraising for any additional funds that may be needed for this project.

The project was developed out of four meetings of the library staff and trustees with a library building consultant from the Massachusetts Library System and architect Stephen Hale, who designed the original renovation of the building for the library. In two surveys over the past several years, the most recent done in 2012, having more quiet space to read and study was at the top of the list

Since the new library was built in 1986, the advances in technology have added physical requirements to the library that were not part of the original design. Also, use of the library has increased 100% since the new facility opened in 1986. We have reconfigured interior areas to accommodate public computer workstations and people using laptop computers, but this has eliminated areas for people to sit and read or work quietly and areas to shelve part of the book collection. After consultations with library planners and an architect, we have determined that a new reading room can address this situation effectively.

The Nerber Room will be a 500 square foot, wood frame addition to the west end of the building off the current adult stack area. This is a new quiet reading area with 60 linear feet of stacks to hold the library's collection of Cape Cod books. The entire addition has a high ceiling like the rest of the library and continues with indirect lighting. Along with the book shelves, there will be wall space for displaying some of the library's collection of art by local artists.

A certified plot plan has been prepared by Slade Associates. An RFQ for design services will be issued for the project. We would request assistance from the Town in preparing the RFQ. The selected designer would handle the permitting process and prepare the RFP for construction.

Estimated cost: \$197,000

Construction: \$165,000 Furnishings 15,000 Design fee 17,000 TOTAL \$197,000

We have prepared a list of points to be addressed in the RFQ as follows:

Design a quiet reading room addition of up to 500 sq. ft on the west side of the building. The addition should please the eye and harmonize with the rest of the building and the neighborhood.

The new room should retain the welcoming ambience of the current library, while providing a quiet, comfortable place for reading and relaxing. It should provide a quiet zone from the busy, noisy library.

The room needs to comfortably accommodate:

Shelving for up to 1,000 volumes (Cape Cod Collection)

Lounge seating for up to 8-10 readers

Wi-Fi should be available

The room must be in compliance with all provisions of the Americans with Disabilities Act (ADA) and state and local code.

There should be separately controlled air-conditioning and heating zones, programmable for automatic operations, from a secure, central location The HVAC system serving the room will be quiet and efficient.

The building should be planned so that it utilizes natural light and heat wherever possible. Energy-efficient lighting should be used whenever this can be done without reducing the warm, friendly ambience. The room should not block natural light from coming into the stack area near the room.

Interior layout and the furnishings should welcome the user into a shared community space that offers comfort and quiet.

Furnishings should be in keeping with the design of the building. "Green" upholstery and carpeting that doesn't emit toxic gases into the library's enclosed environment should be specified where possible.

The design of the room should consider the security of users and staff. The design should create a sense of privacy for users, but there should be no hidden areas; the room should be easily supervised by staff walking by.

All construction materials that pose a health hazard should be avoided.

The designer will handle the permitting process and prepare the RFP for construction.

Detail from certified plot plan 14 - 3114 - 30PUBLIC MAIN STREET
VARIABLE WIDTH PA VED PARKING 10K WATER TANK CASING SEPTIC TANK COVER WELLFLEET LIBRARY 1 STORY WD. FR. BLDG. A.C. 40.81 CATCH BASIN PA VED **PARKING** PAVED **PARKING** PROPOSED 74 ADDITION CATCH BASIN SHED DECK -78.28'-81.39 14 - 135



TOWN OF WELLFLEET

300 MAIN STREET

WELLFLEET

MASSACHUSETTS 02667

Tel (508) 349-0300 Fax (508) 349-0305 www.wellfleetma.org

September 24, 2013

Paul J. Diodati, Director MA Division of Marine Fisheries 251 Causeway Street, Suite 400 Boston, MA 02114

Dear Director Diodati,

We thank you for your clear and concise response in your July 1, 2013 letter regarding our April, 2012 petition to close Wellfleet Harbor to the commercial harvest of horseshoe crabs. Your letter indicated your commitment to keep a strong working relationship with Wellfleet and the desire to improve data collection.

We therefore would like to begin the process of working together to achieve these goals as soon as possible. We are writing to request that a small working group meet with you in Boston. It would be attended by representatives from the Shellfish Advisory Board and the Town of Wellfleet (the petitioners), Massachusetts Audubon Society (an organization which has been collecting data, tagging horseshoe crabs and conducting spawning surveys in Wellfleet) and some members of the DMF Horseshoe Crab Science Committee. We hope that this will be a reasonable next step towards a future collaboration.

Sincerely,

The Wellfleet Shellfish Advisory Board

Barbara Austin, Chair Barbara Brennessel John Duane Joel Fox

Jim O'Connell Becca Taylor Helen Miranda Wilson

cc:

Daniel J. McKiernan Vincent Malkoski

RESOLUTION

The Wellfleet Board of Selectmen once again requests that NSTAR abandon its current plan to use herbicides along rights-of-way on Cape Cod and commit to a NO-SPRAY, PESTICIDE-FREE Policy of vegetation management on Cape Cod and the Islands.

It is our understanding that between 2004 and 2007, NSTAR began spraying pesticides on Cape Cod along rights-of-way. Residents on Cape Cod learned of these pesticide plans when NSTAR filed a new Vegetation Management Plan in 2008. Following months of public outcry and delay, NSTAR agreed to a moratorium on herbicide spraying through the end of 2010. It did so again, through 2012.

It is our understanding that in 2013 NSTAR intend to begin spraying once again. These herbicides threaten public health, the environment and precious drinking water resources on Cape Cod. We, the undersigned town, oppose pesticide use along rights-of-way on Cape Cod, and ask that NSTAR commit to a no-spray, herbicide-free policy on Cape Cod rights-of-way (ROW) for the following reasons:

- In general, herbicides are harmful to living organisms;
- The herbicides NSTAR proposes for use on Cape Cod can migrate off rights-of-way, seeping into groundwater and surface water, killing vegetation outside of the intended control areas and exposing humans and aquatic organisms to toxic chemicals;
- Much of Wellfleet, including almost all properties abutting NSTAR's right of way, obtain drinking water from on premises wells. The potential for groundwater contamination along the right of way and migration onto abutting residential properties directly threatens the water quality of many Wellfleet residents and visitors.
- State policy lags far behind current science in the regulation of herbicides.

 We urge state policy makers to review current herbicide regulations in light of latest scientific information.

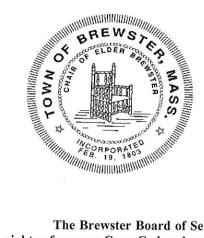
We recognize that herbicide treatment can be less expensive in the short-term; however, the use of herbicides to control vegetation growth along rights-of-way on Cape Cod is an unnecessary risk for public health and the environment. The short-term financial benefits are far outweighed by the long-term liability for risks posed to precious drinking water, the health of Cape Cod communities, and the safety of workers.

We request, by virtue of this RESOLUTION, that NSTAR abandon its current plan to use herbicides along rights-of-way on Cape Cod and commit to a no-spray, pesticide-free policy of vegetation management on Cape Cod and the Islands.

Thank you for your consideration of this Resolution and for your interest in the concerns of the citizens of Wellfleet and Cape Cod.

WELLFLEET BOARD OF SELECTMEN

Berta Bruinooge, Chair	Paul Pilcher, Vice-Chair
John Morrissey, Clerk	Dennis Murphy
Gerald Houk	



Board of Selectmen Town Administrator

2198 Main Street Brewster, Massachusetts 02631-1898 (508) 896-3701 FAX (508) 896-8089



RESOLUTION

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 We urge state policy makers to review current herbicide regulations in light of latest scientific information.

We recognize that herbicide treatment can be less expensive in the short-term; however, the use of herbicides to control vegetation growth along rights-of-way on Cape Cod is an unnecessary risk for public health and the environment. The short-term financial benefits are far outweighed by the long-term liability for risks posed to precious drinking water, the health of Cape Cod communities, and the safety of workers.

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Thank you for your consideration of this Resolution and for your interest in the concerns of the citizens of Brewster and Cape Cod.

BREWSTER BOARD OF SELECTMEN

John T. Dickson, Chair Patricia E. Hughes, Clerk Peter. G. Norton Benjamin deRuyter Colette Williams, Town Clerk



Town of Dennis P.O. Box 2060, South Dennis, MA 02660 / Telephone: 508-394-8300 Fax: 508-394-8309

Michael McClean, Dir. of Rights of Way Program Mass Dept. of Agricultural Resources 251 Causeway St. Suite 500 Boston, MA 02114

William Hayes, Senior Arborist NSTAR Electric & Gas One NSTAR Way Westwood, MA 02090

Mr. Jerry McDermott One NSTAR Way Westwood, MA 02090

Honorable State Representative, Cleon Turner State House, Room 540 Boston, MA 02133

Dear Mr. Michael McClean;

I write at the request of the Dennis Board of Selectmen to request that you permanently eliminate the broad-scale use of herbicides as an acceptable vegetative management practice in the management of your right of ways. The Board believes it is important for NSTAR to step back and take a hard look at its Rights-of-Way Management.

The top few inches of soil on Cape Cod is living, breathing and life-sustaining. Living soil is responsible for filtering our entire water supply on Cape Cod. Living soil retains carbon, thus reducing the effects of global warming. Native small trees and shrubs provide cover for living soil. The trees and shrubs release clean oxygen into our atmosphere. In the past, NSTAR has demonstrated responsible and sustainable management practices regarding power line easements with selective cutting and mowing. These practices protect the soils capability to filter our water supply rather than kill it by the application of pesticides and herbicides which leach toxins into our finite water supply, toxins that harm the health of residents along with native plants and wildlife species.



Town of Dennis P.O. Box 2060, South Dennis, MA 02660 / Telephone: 508-394-8300 Fax: 508-394-8309

Switching to short-term, short-sighted methods of applying pesticides (a combination of chemical cocktails which have not been tested when mixed together) kills off the beneficial and living micro-organisms, mycillium, etc. which nourish and maintain the living soil that constantly filters our water and retain carbon is not responsible land management.

NSTAR has always been responsible in its past efforts to work with the citizens of Cape Cod. We would appreciate it greatly if NSTAR will take a year to explore possibilities so that it can make the responsible and sustainable rights of way management decision to benefit us all.

Sincerely,

Richard J. White

Town Administrator



Board of Selectmen Town Administrator

2198 Main Street Brewster, Massachusetts 02631-1898 (508) 896-3701 FAX (508) 896-8089



Michael McClean Director of Rights of Way Program Mass. Dept. of Agricultural Resources 251 Causeway St, Suite 500 Boston, MA 02114

William Hayes, Senior Arborist NSTAR Electric & Gas One NSTAR Way Westwood, MA 02090

September 9, 2013

Dear Sirs;

The Brewster Board of Selectmen met Tuesday, September 3rd and voted to issue the enclosed resolution expressing their strong opposition to the State's allowance of the routine management practice of applying chemical herbicides to control vegetative growth with the Rights of Way (ROWs) of electrical transmission lines across the state. Public utility transmission Rights of Ways constitute hundreds of thousands of acres of land across the State. The cumulative impact of repeated chemical spraying of these lands has not been examined.

Here, on the Cape, our citizens value our environment and our ground water as precious. We have taken great measures to protect and preserve our water and land resources. Much of this protection has been based on State guidance and backed by strong State support. Many of the Cape's land acquisitions for preservation have been funded using millions of dollars of public funds and many of our efforts have been matched with millions of dollars of State grants and funds. The continued allowance of spraying of chemical herbicides across and near public lands is in direct contradiction to the intent of reams of state and local policies, regulations and rules, including those of the DAR, for the protection of surface and ground waters, and rare species of plants and animals.

In 2009, Brewster incorporated two very large portions of watersheds within our town's boundaries as Districts of Critical Planning Concern for protection of water quality. We worked with the Cape Cod Commission and have implemented special land use controls within these areas. In 2010 Brewster collaborated with other Cape Towns and our local, regional and state legislators to implement herbicide spray moratoriums across the Cape. The fact that we must repeatedly argue the merits of

protection of the public's health, safety and welfare in this case against NSTAR's private convenience is baffling and appalling.

NSATR has many other practical options for vegetative management, without repeatedly poisoning the ground and water. For many years property owners and residents in Brewster have actively maintained vegetation adjacent to the homes and gardens, to levels consistent with NSTAR's needs and desires, without the use of pesticides. We have had citizens approach us requesting permission from us to raise crops and graze livestock within NSTAR's ROWs. It breaks aour hearts that we can not authorize these uses. These agricultural uses if properly managed to restrict pesticides and compost manure could be hugely productive and have positive economic impacts. The idea of bringing hundreds of thousands of acres across the State and possibly the nation into active production for agriculture or energy should excite DAR and DOER. The thought of laying these potentially productive lands to waste for years, and possibly permanently, should not just alarm our citizens, but also our government. Now that awareness has been raised, and debated for four years, we feel it is incumbent on out legislators and policy makers to stop this waste and destruction. Please do everything in your power to permanently eliminate the broad-scale use of herbicides as an acceptable vegetative management practice. Please make efforts to encourage policies and programs to create cooperative partnerships for the safe productive use of lands within public utility rights of way.

Thank you very much for your consideration.

Sincerely,

John T. Dickson, Chairman Brewster Board of Selectmen

Cc: Gregory Watson, Commissioner
Department of Food & Agriculture
251 Causeway St., Suite 500
Boston, MA 02114

Paul Sellers Senior Arborist NSTAR Electric & Gas One NSTAR Way Westwood, MA 02090

William Hayes, Senior Arborist NSTAR Electric & Gas One NSTAR Way Westwood, MA 02090

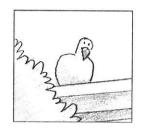
Dennis Galvam, Manager, Community Relations Northeast Utilities NSTAR Electric & Gas One NSTAR Way Westwood, MA 02090 Paul Neidsweiki, Executive Director Cape Cod Commission 3225 Main St. P.O. Box 226 Barnstable, MA 02630-0226

Rep. Cleon Turner's Office First Barnstable District House of Representatives State House, Room 540 Boston, MA 02133

Rep. Sarah Peake's Office Fourth Barnstable District House of Representatives State House, Room 195 Boston, MA 02133

Sen. Daniel Wolf's Office Cape & Islands District State Senate, Room 511-B Boston, MA 02133

Congressman William Keating's Office Tenth District 315 Cannon HOB Washington, DC 20515



Chez Sven

Bed & Breakfast

http://chezsven.com

September 18, 2013

Dear Wellfleet Board of Selectmen,

Please take a stand against the spraying of herbicides under the power lines. Last Wednesday I wrote Mr. Houk and Mr. Murphy, since they were attending the Cape Cod Selectmen and Councilors Association meeting that Friday. I enclose a copy of the statement submitted by the Brewster Selectmen. Now our Cape delegation has obtained 45 additional days of reprieve.

The EPA New England Web site urges citizens to protect the sole source aquifer from which we draw our water. Emerging science shows that even traces of toxic chemicals can harm health. They will filter down through the Cape's sandy soil into our drinking water. NStar is basing its decision to spray on antiquated science.

Since the town of Wellfleet has already voted on this matter, please submit a similar resolution and protect our drinking water.

Thank you.

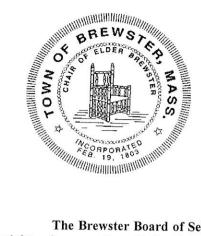
Sincerely,

)

Alexandra Grabbe

SEP 1 8 2013

2118 Old King's Highway, Wellfleet MA 02667 (508) 349 6823; chezsven@comcast.net



Board of Selectmen Town Administrator

2198 Main Street Brewster, Massachusetts 02631-1898 (508) 896-3701 FAX (508) 896-8089



RESOLUTION

The Brewster Board of Selectmen once again requests that NSTAR abandon its current plan to use herbicides along rights-of-way on Cape Cod and commit to a NO-SPRAY, PESTICIDE-FREE Policy of vegetation management on Cape Cod and the Islands.

It is our understanding that between 2004 and 2007, NSTAR began spraying pesticides on Cape Cod along rights-of-way. Residents on Cape Cod learned of these pesticide plans when NSTAR filed a new Vegetation Management Plan in 2008. Following months of public outcry and delay, NSTAR agreed to a moratorium on herbicide spraying through the end of 2010. It did so again, through 2012.

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 and surface water, killing vegetation outside of the intended control areas and exposing humans and aquatic
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- State policy lags far behind current science in the regulation of herbicides.

 We urge state policy makers to review current herbicide regulations in light of latest scientific information.

We recognize that herbicide treatment can be less expensive in the short-term; however, the use of herbicides to control vegetation growth along rights-of-way on Cape Cod is an unnecessary risk for public health and the environment. The short-term financial benefits are far outweighed by the long-term liability for risks posed to precious drinking water, the health of Cape Cod communities, and the safety of workers.

We request, by virtue of this RESOLUTION, that NSTAR abandon its current plan to use herbicides along rights-of-way on Cape Cod and commit to a no-spray, pesticide-free policy of vegetation management on Cape Cod and the Islands.

Thank you for your consideration of this Resolution and for your interest in the concerns of the citizens of Brewster and Cape Cod.

BREWSTER BOARD OF SELECTMEN

John T. Dickson, Chair Patricia E. Hughes, Clerk Peter. G. Norton Benjamin deRuyter Colette Williams, Town Clerk

Draft Proposal

NStar's plan to spray herbicides under the power lines to control vegetation is not acceptable. We are working with our citizens to educate our public and facilitate sustainable landscaping practices, but we must start by maintaining a public example and urging NStar to abandon its plan, which has negative health implications.



TOWN OF WELLFLEET

300 MAIN STREET WELLFLEET MASSACHUSETTS 02667 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:

September 19, 2013

This report is for the period September 6, 2013 through September 18, 2013.

- 1 Hurricane Sandy. We will be receiving another \$6,028.25 in disaster relief from this storm.
- 2 MMA/Suffolk University Graduate Certificate Program. Classes began on Friday, September 13th and will be almost every Friday until Spring.
- Comcast service expansion. I have discussed the issue with Representative Peake's staff. They requested a response for Comcast's legislative affairs office on September 17th. No response yet.
- 4 FY 2015 Budget. Work is in progress on the budget documents for FY 15.
- 5 208 Water Quality.
 - We continue to participate in the Cape Cod Commission's watershed working groups. Next meeting is 1:00 PM September 25th at the COA.
- Herring River Restoration. Comments by the Board have been discussed with the working group. Next meeting is September 19th.
- 7 Town web site redesign in progress.
- 8 Public Works Projects:
 - a. Invitation for Bids has been advertised and are due on September 30th...
 - b. Tennis Courts Reconstruction. Engineering complete. Project is now with recreation for CPA and grant applications.
 - c. Hamblin Park. Work to begin in the fall.
 - d. COA Garden Project. Outer Cape Finishers awarded contract for concrete work. They have not executed a contract despite several requests. We will have to rebid this part of the project. Bids received for the landscape portion, award pending.
 - e. Baker Field restrooms. The RFQ for designer services has been published. Responses are due on October 15th by 2:00 PM.
 - f. Alarm System for town hall. No action this period.
 - g. Key card entry system for COA. DPW instructed to proceed, with funding from COA gift account.
 - h. 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 Fisette and a DPW representative are obvious candidates.

- i. 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.
- Wireless communication links between town hall, harbormaster 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.
- 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. One vacancy: equipment operator position. We are working on converting this to a working foreman position to provide some supervision at the transfer station.
 - 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 wit the County one day a week.
- 10 Mass. Certified Public Purchasing Officer.
 - a. Goods and Services course waitlisted for December 10 12 on Cape Cod.
 - b. I have joined the Mass. Association of Public Purchasing Officials as an associate member to gain access to the Association's mailing lists.
- Wellfleet TV Cable TV Chanel. Tim has begun work on RFP for recording 11 and broadcast equipment.
- OvsterFest Planning. MOU with SPAT executed. 12
- 13 Plowing of paved private ways. The Town has completed an inventory of paved private roads that do not meet the Town's requirements for snow plowing. Private roads with inadequate or missing signage have also been identified as these present difficulties for first responders. The list of roads, identifying the needed improvements, will be posted on the Town's web site and legal notice will be published. The intent is to give as many people as possible notice of the need to make repairs before the winter of 2014-15 when deficient roads will no longer be plowed.
- 14 Municipal Solid Waste.



Town of Wellfleet Committee Vacancies

To:

Harry Terkanian

Date: September 24, 2013

From: Amy Voll

Re:

Appointments to Town Boards

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

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
2 Positions	Board of Selectmen	3 years

Requesting Appointment: One application 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

Wellfleet Board of Selectmen Minutes of the Meeting of September 10, 2013 Council On Aging Building, 7:00 p.m.

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

Regrets: Berta Bruinooge

Acting Chair Paul Pilcher called the meeting to order at 7:00 p.m.

Announcements, Open Session and Public Comment

- Town Administrator Harry Terkanian announcements:
 - The Massachusetts School Building Authority has assigned an Owner's Project Manager and Designer for the Wellfleet Elementary School Roof project. They must be under contract in four weeks.
 - Nauset Regional School District Superintendent Richard Hoffman informed Terkanian that there will be a new special needs student in Wellfleet. The estimated affect on Chapter 70 funding is approximately \$60,000. It is unclear at this point what amounts will be covered by the district and Wellfleet.
- Police Chief Ron Fisette announced that the Wellfleet Fire and Police Departments will hold a 9-11 ceremony of remembrance on Wednesday, September 11, 2013 at 10:00 a.m. Also, several bike helmets were donated to Wellfleet Elementary School to promote bike safety. Anyone in need of a bicycle helmet for their child should contact the school or Police Department.

Appointments

Motion 14-0046: Houk moved to appoint Judith Rogers to the Beach Parking Task Force with a term ending 12/31/13. Murphy seconded the motion and it passed 4-0.

<u>Motion 14-0047</u>: Houk moved to appoint John A. Wolf to the Marina Advisory Committee as an alternate with a term ending 6/30/15. Murphy seconded the motion and it passed 4-0.

Use of Town Property

<u>Motion 14-0048</u>: Houk moved to approve the application received from Chief Ron Fisette on behalf of the Wounded Warrior Project, a non-profit organization, to use the Lecount Hollow Beach parking lot and restrooms on Thursday, September 19, 2013 from approximately 10:00 a.m. to 1:00 p.m. Murphy seconded the motion and it passed 4-0. [No processing or Use of Town Property fee applies].

<u>Motion 14-0049</u>: Houk moved to approve the application received from Karie Sullivan and Seth Tripp to use Newcomb Hollow Beach on Saturday, September 21, 2013 from 4:00 to 5:00 p.m. for a wedding ceremony. Morrissey seconded the motion and it passed 4-0. [Processing fee: \$20.00. Use of Town Property fee: \$100.00]

<u>Motion 14-0050</u>: Houk moved to approve the application received from Walter Baron to use Mayo Beach on Saturday, October 5, 2013 from 10:00 a.m. to 2:00 p.m. for a 'Rowing Rendezvous' demonstration and use of various rowing boats. Morrissey seconded the motion and it passed 4-0. [No processing or Use of Town Property fee applies].

Public Hearing 7:15 p.m.

Shellfish

Pilcher reviewed the rules of the public hearing and asked that a copy of Frawley's commercial shellfish permit¹ be entered into the record. Shellfish Constable Andrew Koch reviewed his incident report² which stated that Frawley had illegally harvested approximately 127 bags of oysters, worth about \$5,000-\$6,000 by

Morrissey's calculations, over the winter months and stored them in deep water on Randy and Chad Williams' grant so he would not be discovered. Koch recommended a one year suspension per sec. 11.7 of the Shellfish Regulations as he considers the nature of this offense 'egregious.' Frawley had experienced some medical issues and fell behind on propagation efforts, and he "panicked" when he realized he would not make a sufficient income to support his family. Frawley admitted wrongdoing and absolved Randy and Chad Williams from responsibility saying that they had no knowledge of his illegal activities on their grant. William "Chopper" Young spoke on behalf of Frawley's character, saying that "I think he's an honorable kid" after relaying a story about Frawley helping to recover and return a cage of fully-grown oysters that had drifted off of Young's grant. The Selectmen commended Frawley for his honesty but concurred with Koch that the nature of the infraction was egregious and recommended upholding his recommendation. Houk thought that a year might be too long for a first-time offender and suggested a reduced suspension. Murphy recommended an eight month suspension and the Selectmen concurred.

<u>Motion 14-0051</u>: Murphy moved to enforce an eight month suspension of the commercial shellfish permit held by Sebastian Frawley. Pilcher seconded the motion and it passed 4-0.

Business

FY 2015 draft budget policy statement and schedule

The Selectmen reviewed the proposed Budget Schedule and Policy for Fiscal Year 2015³. A discussion ensued about presenting a 5-year versus 10-year Capital Improvement Plan (CIP) and both Pilcher and Morrissey thought a 10-year plan would be more comprehensive and give the Selectmen and Finance Committee a better snapshot of future expenditures for planning purposes. Terkanian mentioned that Administration has received a CIP from Wellfleet Elementary School and a building assessment report for the Nauset Regional School District. Morrissey requested a change in a sentence from the 'Non-Property Tax Revenue Sources' paragraph to read, 'The Town of Wellfleet shall continue supporting the concept that user fees, reasonable sponsorships and other non-property tax revenues be utilized to help offset the property tax and, to the fullest extent *possible*...' to 'the fullest extent *practical*...' The Selectmen unanimously concurred with the edit to the policy.

Discussion of pedestrian and bicycle safety

Terkanian thought it would be helpful if the Bike and Walkways Committee investigate the issue of pedestrian and bicycle safety in Wellfleet and present a report on solutions to the BOS at a future Selectmen meeting.

Discuss possible disposition of surplus Town owned real property

Terkanian asked the Selectmen if they would like him to investigate the potential sale of available Town-owned tax-title properties. Pilcher suggested that the Town should look to dispose of those properties or find alternate uses for the available properties, and suggested that Terkanian bring a list for review to a future BOS meeting.

Possible license of Town Property to Wellfleet Sea Salts

Pilcher read a proposed motion⁴ and a support letter⁵ to lease approximately 6,000 square feet of land at DPW's sandpit or other Town-owned property to Wellfleet Sea Salts based on aquaculture lease rates. Pilcher does not see this as a permanent arrangement but rather as an 'incubator' project to help Wellfleet Sea Salts gain a foothold in Wellfleet so they can eventually expand their business in Town. Although Morrissey agreed with the concept of nurturing appropriate new business in Wellfleet, he said he would not vote to approve a lease with Wellfleet Sea Salts until he has time to get opinions from Wellfleet citizens on the issue and review their business plan and financials. Morrissey also suggested looking into various lease payments to the Town, including profit-sharing. Murphy suggested that all parties consider looking into a more environmentally-friendly location that the sandpit, siting the close proximity of air-born dust, exhaust, metals and asbestos from DPW truck brakes at the site. Zachary Fagiano and Hope Schwartz-Leeper, owners of Wellfleet Sea Salts, said they would not enter the sealed evaporation beds when trucks were being operated. Houk asked Terkanian if he could research other properly zoned Town properties or private land that might be more suited to the business. No action was taken by the Selectmen but they requested that the issue be added to the September 24, 2013 agenda for further consideration.

CDP Loan Monitoring Contract

<u>Motion 14-0052</u>: Murphy moved to approve the agreement between the Town of Wellfleet and the Community Development Partnership (CDP) to monitor Wellfleet's housing rehabilitation loans to assist the Town in the timely achievement of the MA CDBG Program income objectives. Morrissey seconded the motion and it passed 4-0.

Approval of Waste Zero PAYT Bag contract

Motion 14-0053: Morrissey moved to approve the WasteZero supplies and Services Agreement⁶ to supply garbage bags for Wellfleet's Pay As You Throw initiative. Pilcher seconded the motion and it passed 4-0.

Town Administrator's Report

Town Administrator Harry Terkanian reviewed the Town Administrator's report⁷.

Future Concerns

- Houk said that the FlexBus had discontinued its 7:00 a.m. pickup at Wellfleet Town Center. If his efforts to restore service fail after initial attempts, Houk would like to ask the Selectmen to write a letter to the RTA in support of restoring service.
- Morrissey asked the BOS to draft a response to Harriett Korim's request for guidance on global
 warming and sea rise issues and present it at a future BOS meeting. Also, Richard Handman wrote a
 letter to request a waiver for a \$50 kayak fine. The Selectmen elected to refer the request to the
 Conservation Commission.

Correspondence and Vacancy Report

John Morrissey had prepared the Correspondence Report⁸. A copy was made available for review.

Minutes

<u>Motion 14-0054:</u> Murphy moved to approve the minutes of August 27, 2013⁹ as printed. Morrissey seconded the motion and it passed 4-0.

Adjournment

Motion 14-0055: Murphy moved to adjourn the meeting. Houk seconded the motion and it passed 4-0. The meeting was adjourned at 9:05 p.m.

¹ Sebastian Frawley commercial shellfish permit purchased Jan 9, 2013

² Andrew Koch incident report for Sebastian Frawley

³ FY2015 Budget Policy Statement and Schedule

⁴ 2013-09-10 Proposed Pilcher motion on Wellfleet Sea Salts

⁵ 2013-09-10 Pilcher letter of support for Wellfleet Sea Salts

⁶ WasteZero Supplies and Services Agreement

⁷ 2013-09-10 Harry Terkanian Town Administrator's Report

⁸ 2013-09-10 Correspondence Report

⁹ 2013-08-27 Minutes



Town of Wellfleet Committee Vacancies

To: Harry Terkanian

Date: September 24, 2013

From: Amy Voll

Re: Appointments to Town Boards

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

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Energy Committee (7 Members, 2 Alternates)

Vacant Positions	Appointing Authority	Length of Term
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Herring Warden (1 Warden, 1 Assistant Warden)

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Recycling Committee (9 Members)

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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
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Town of Wellfleet Committee Vacancies

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Harry Terkanian

Date: September 24, 2013

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Re:

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Shellfish Advisory Committee (7 Members, 2 Alternates)

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

Wellfleet Board of Selectmen Minutes of the Meeting of September 17, 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

- Houk announced that the FlexBus has restored the 7:00 a.m. pick up at Wellfleet Town center.
- Fire Chief Rich Pauley said that Fire Prevention Week was October 6-12, 2013 and the Fire Department had various activities planned including an open house on Sunday, October 6, 2013 from 10:00 a.m. to 3:00 p.m. with lessons on how to prevent kitchen fires.
- Police Chief Ron Fisette reminded the audience that the Wounded Warriors bike ride would be ending around 11:15 a.m. on Thursday, September 19, 2013at LeCount Hollow and encouraged residents to come out and cheer for the soldiers.

Business

Review of summer parking issues for non beach parking lots

Bruinooge opened the discussion by saying that the parking situation this summer seemed particularly 'egregious' so she had requested a special meeting to discuss solutions to the problem. Terkanian, who drafted a memo¹ addressing concerns raised on the meeting agenda, said that the problem was seasonal. The parking lot behind Town Hall is manageable before 8:00 a.m. and after 6:00 p.m. and parking at the Marina is only a problem on weekend. Terkanian suggested enforcing the two hour parking limit in the lot behind Town Hall and working with the Congregational and Methodist churches to utilize their parking lots for employee parking to free up more space for visitors, noting that Hatch's Market was already successfully leasing space at the Methodist Church for employee parking. Frederico Carbona, United First Methodist pastor, said he would be open to such an arrangement with the Town and other businesses. Many business owners, including Robb McClellan from Hatch's and Joe Wanco from the Lighthouse agreed that a two hour parking limit would be fair in the Town Hall lot and along Main Street. Houk suggested taking an inventory of spaces provided by businesses to their employees, and from the audience John Cumbler said that the Town must look into providing some space for long-term parking so visitors have time to "spend the day" to explore, shop and eat downtown.

Parking in South Wellfleet is also an issue, with Bruinooge remarking that she could not find a parking space to pick up her mail at the South Wellfleet Post Office on many occasions this summer. There was a general consensus between the Selectmen and business owners that the lot needs to be repaved and restriped. From the audience, Don Thimas suggested putting in grooved payment down the off-ramp from Rt. 6 for safety reasons, as it is not usual for cars to come into the lot at 40+ mph. Steve Curley suggested working with South Wellfleet General Store owner Todd LeBart for employees to utilize the 20 new parking spaces created behind the store for employee parking. Another suggestion by the Selectmen was to contact the state to provide more parking for visitors utilizing the bike trail, which is adjacent to the parking lot.

Pilcher thinks parking at the Marina poses different challenges. He has heard that condominium owners encourage renters to park extra vehicles at the pier. Harbormaster Mike Flanagan would like to charge for parking at the Marina, saying that anyone without a beach, transfer station or Marina sticker pay a \$10 daily fee. Fred Young from the Holden Inn read a statement that, in summary, said that charging for parking at the Marian would hurt local business owners. Jan Plaue, chair of the school committee, suggested that the Town could use the Wellfleet Elementary School parking lot as a long-term parking solution.

1

Pilcher suggested that moving forward, the Town needs to enforce regulations, clarify parking rules and regulations, look to reconfigure and modestly expand the lots and explore the possibility of employee parking at the local churches on Main Street.

Discussion of signs on Town Hall lawn

Terkanian said that the front lawn of Town Hall became the 'wild west' in terms of signage. Opinions of the signs were split, with some of the Selectmen and audience members calling them "clutter" while others like John Cumbler and Moe Barocas, saying that the signs give the sense that we have a "vibrant" town with many recreational and cultural options for visitors and residents alike. Terkanian said that the rules only permit signage in front of businesses and Morrissey added that we need to follow our own rules. "We can have different opinions on this but if it's against the law, then change the law or enforce it," Morrissey said. Pilcher thinks signs that advertise community events serve a useful purpose and Houk proposed limiting the number of approved signs on the lawn to two or three a week.

Discussion of pedestrian and bicyclist safety

Police Chief Ron Fisette said that he was working with Barnstable County to find funding for a Cape wide educational campaign on bike safety. Terkanian has spoke with the Wellfleet Chamber of Commerce about increasing bike educational efforts through businesses, especially those who have employees who bike to work. John Cumbler from the Bike and Walkways Committee said that the committee is working on a bike and pedestrian safety report that they will present to the Selectmen at a future meeting. Moe Barocas suggested putting an extra crosswalk in front of Wellfleet Marketplace and grooved pavement on Main Street as you enter Town to slow traffic. Assistant Town Administrator Tim King gave an update on the Main Street/Rt. 6 intersection improvements through the state. King and the Selectmen encouraged Gary Joseph, who asked what citizens could do to encourage progress in speeding up safety improvements, to gather signatures and letters and send them to local and state representatives.

Review of operations during 2013 Summer

Terkanian said this topic was a "catch all" for lessons learned and not learned during the summer. The Selectmen agreed that parking was the main issue. For future concern is beach parking, which Terkanian said would be discussed at an upcoming meeting of the Beach Parking Task Force.

Adjournment

Motion 14-0056: Murphy moved to adjourn the meeting. Pilcher seconded the motion and it passed 5-0. The meeting was adjourned at 8:55 p.m.

¹ 2013-09-10 Terkanian memo: 'Some thoughts about parking issues'