

APPROVED

**MINUTES  
SELECTMEN'S MEETING  
GRIFFIN ROOM, TOWN HALL  
MONDAY, DECEMBER 10, 2018  
6:30 P.M.**

**SELECTMEN PRESENT:** Ballantine, Howell, Kavanagh, MacAskill, McManus

**OTHERS PRESENT:** Town Administrator Christopher Clark, Carolyn Carey, Erica Strezpek, Amy Usowski, Ray Chesley, Matt Hart, Rich Larios, Jack Brown, Joe McParland, Angelo LaMantia, Leo Cakounes, Peg Rose, Kathy Green, and others.

Mr. Howell recognized the recent passing of lifelong resident Emulous "Buddy" Hall at the age of 95 noting that he was a pilot during World War II, he chaired the Planning Board, was a Constable and was very generous to Town. Chairman Kavanagh called for a moment of silence.

**WEEKLY BRIEFING**

No one appeared before the Board.

**PUBLIC COMMENTS/ANNOUNCEMENTS**

Mr. Cakounes said he is President of CVEC and will be losing his appointment in January due to his loss of election as County Commissioner. He requested the Board appoint him as the Harwich representative to CVEC. This item was taken up under New Business.

**CONSENT AGENDA**

- A. Vote to approve the request by Eversource to install a new pole to provide service to 175 South Street, per the recommendation of the Town Administrator
- B. Vote to approve the use of the Caleb Chase Fund in the amount of \$431.55
- C. Vote to approve the use of the Caleb Chase Fund in the amount of \$679.23
- D. Vote to approve the use of the Caleb Chase Fund in the amount of \$700.00
- E. Approve the 2019 Annual Liquor License Renewals
- F. Approve the 2019 Annual General License Renewals
- G. Approve application for Road Race by Cape Cod Athletic Club for January 20, 2019

Mr. Howell asked that the license renewals be moved to New Business. Mr. McManus moved approval of the Consent Agenda and the recommended actions thereon excluding Items E and F. Mr. MacAskill seconded the motion and the motion carried by a unanimous vote.

**PUBLIC HEARINGS/PRESENTATIONS**

**A. Annual Meetings:**

1. Harwich Accessibility Rights Committee (HARC)

Mr. Hart, Chair, delivered the annual report of the Harwich Accessibility Rights Committee and took questions and comments from the Board.

## 2. Real Estate and Open Space Committee

Ms. Green, Chair, delivered the annual report of the Real Estate and Open Space Committee and took comments from the Board.

### B. Public Hearing – Building Department Fee Amendments

Mr. McManus read the hearing notice into record and Chairman Kavanagh opened the hearing. Mr. Chesley, Building Commissioner, and Mr. Clark discussed the detailed proposal and analysis for fee amendments which was included in the Board's packet. They recommended that the Board adopt the fee amendments. Mr. Ballantine said it makes sense and asked Mr. Chesley some process questions regarding efficiency. Mr. MacAskill stated that this is a substantial increase and is being paid for by the taxpayers. With no one present from the public to provide input or testimony, Chairman Kavanagh closed the public hearing. Mr. McManus moved that we approve the fee increases as recommended by Building Commissioner in his presentation effective February 1, 2019. Mr. Howell seconded the motion and the motion carried by a 4-1-0 vote with Mr. MacAskill in opposition.

### C. Joint meeting with the Finance Committee – Administrator and Capital Outlay Committee to submit the 7-Year Capital Outlay Plan to Finance Committee

Mr. DeCosta noted that they had a quorum of the Finance Committee. Mr. Clark presented the 7-Year Capital Outlay Plan focusing on those items that Administration and the Capital Outlay Committee have voted recommendations on that are over the \$50,000 threshold. He noted that there will be a public hearing on the Plan on January 7, 2019 and took comments from the Board. Mr. DeCosta discussed the need for the creation of the second spreadsheet which he said is simple and easier to read for the public. He noted that there is almost \$6,000,000 going out to debt. Mr. Larios, Chair of the Capital Outlay Committee, said the Committee can't vote on CPC funding but support it. He pointed out that this is a living document and will change.

## **NEW BUSINESS**

### A. Committee Appointments

1. Youth Services
2. Harwich Center Initiative
3. Board of Health

Mr. Howell moved that we appoint Meredith Henderson to a full position on the Youth Services Consultation Committee with a term to expire 6/30/21, that we appoint Patricia Stackhouse on the Harwich Center Initiative Committee to a full position to expire 12/31/19, and Ron Dowgiallo to the Board of Health for an unexpired term, full position to expire 6/30/19. Mr. MacAskill seconded the motion and the motion carried by a unanimous vote.

B. Appointment of Harwich's representative to the Cape and Vineyard Electric Cooperative

Mr. Howell moved to appoint Leo Cakounes to the unexpired term that exists within the Town for CVEC. Mr. MacAskill seconded the motion and the motion carried by a unanimous vote.

C. Provincetown Community Television (PTV) letter of support – vote to sign

Mr. MacAskill moved to approve the Provincetown Community Television PTV letter of support and vote to sign. Mr. Ballantine seconded the motion and the motion carried by a unanimous vote.

D. Approve the 2019 Annual Liquor License Renewals

Mr. Howell moved to approve the applications for the annual 2019 liquor license renewals as listed in our packet along with any restrictions noted which shall be placed on the individual licenses. Mr. Ballantine seconded the motion and the motion carried by a unanimous vote.

E. Approve the 2019 Annual General License Renewals

Mr. Howell moved to approve the applications for the annual 2019 general license renewals as listed in our packet along with any restrictions noted which shall be placed on the individual licenses. Mr. MacAskill seconded the motion and the motion carried by a unanimous vote.

## **CONTRACTS**

A. Cooperative Agreement between Barnstable County and the Town of Harwich to perform all dredge related work for Round Cove – authorize the Chair to sign

Mr. Howell asked for a written recommendation from the Town Administrator for contracts. Mr. Clark said he would have the form revised to include his signature as procurement officer. Mr. Howell moved to accept the recommendation and award the contract. Mr. Ballantine seconded the motion. Mr. Rendon took questions from the Board. The motion carried by a unanimous vote.

## **OLD BUSINESS**

A. Designation of Exclusive Use Line between Harwich Elementary School and Cultural Center

Mr. Clark provided an overview of the following draft agreement between the Town and the Monomoy Regional School District. This item was discussed in greater detail on December 3, 2018:

1. Purpose

This IMA establishes the terms under which the Town of Harwich (hereinafter "Harwich") and Monomoy Regional School District (hereinafter "Monomoy") will undertake the Exclusive Use Line (hereinafter "Line") between Harwich Elementary School in use by Monomoy Regional School District and the Town of Harwich Board of Selectmen for the purpose of finalizing the

transfer of the former Middle School now Cultural Center by establishing an Exclusive Use Line within the property of the two facilities and associated grounds.

## 2. Commitments

The participating Entities agree as follows:

- a. The Line is be used to designate use only and is not to be intended to be used as a property boundary for ownership purposes. The Line is displayed on Exhibit A attached to this agreement.
- b. Monomoy agrees to maintain and improve as necessary the Harwich Elementary side of the grounds consistent with the Regional Agreement through its Superintendent.
- c. Harwich agrees to maintain and improve as necessary the Cultural Center (former Middle School) side of the grounds consistent with other property under jurisdiction of the Board of Selectmen as administered by the Town Administrator.
- d. Nothing in this agreement shall prohibit Monomoy or Harwich from working together to allow each other use of property (Elementary School Athletic Programs) and/or improve grounds or structures (Castle in the Clouds, Playground Areas or Ball Fields) if by mutual consent both parties agree or their respective designees agree.
- e. Monomoy shall have peaceful and quiet use of the fields on the Harwich side exclusively during School Hours for student use to facilitate the education program of students. Harwich shall not schedule events on the fields during normal School Hours.
- f. Each entity understands that said funding of elements of this agreement are subject to appropriation by town meeting.

## 3. Term of Agreement

- a. This IMA shall commence upon July 1, 2019 or by whichever is earlier execution by participating Entities and shall expire on June 30, 2024.
- b. The participating Entities may mutually agree to terminate this IMA prior to the date of expiration or to extend the IMA beyond the date of expiration.

The Board took questions from Ms. Stout regarding coordination of use of fields and use of the word “quiet” in Item 2e.

Mr. Howell moved that we approve as a Board the IMA for the designated property subject to the approval of the Monomoy Regional School District. Mr. McManus seconded the motion and the motion carried by a unanimous vote.

## B. MassWorks Infrastructure Program update

Mr. Clark reported that MassWorks said that they were going to make an outreach and walk us through what we can do to improve our application but we have not yet heard from them. He said we want to work with them and try to retool and resubmit the application.

## TOWN ADMINISTRATOR’S REPORT

### A. Explanation of the Tax Rate

Mr. Clark reported the following:

The proposed tax rate is \$8.67 and the valuation went up by 6.96%.

The valuation is \$5,683,494,390.

The levy limit is \$49,275,896.37.

The levy limit less the exclusions would be \$44,210,099.

The levy limit increased by 0.35%.

The difference of valuation and levy limit is approximately 6.61% which decreased the tax rate by \$0.13.

The impact of the Levy Limit less Exclusions equals \$44,210,099.

#### B. Accessory Dwelling Units - Planning Board status

Mr. Clark reported that the draft material was presented to the Planning Board. He noted that the Planning Board asked for input on the two by-laws from Attorney Adam Costa who has gotten back to them with some comments. He said this item is progressing.

#### C. Town Hall Holiday Hours of Operation

Mr. Clark reviewed Town Hall hours for the holidays.

#### D. Advertise for Interim School Committee Member

Mr. Clark reported that we put together an advertisement and the process is to have an interim member fill the position until the election in May. He said we have received 4 applicants.

#### E. Departmental Reports

Mr. Ballantine asked why there was such a big jump in payroll and Mr. Clark said he would inquire.

### **SELECTMEN'S REPORT**

Mr. Howell said he would like to have a discussion about free cash on the agenda.

### **ADJOURNMENT**

Mr. Howell moved to adjourn at 8:18 p.m. Mr. McManus seconded the motion and the motion carried by a unanimous vote.

Respectfully submitted,

Ann Steidel  
Recording Secretary

## Related Documents - Dec. 10, 2018 BOS Meeting

- 01 Agenda.pdf
- 02 Utility Hrg - South St.pdf
- 03 Annual Liq Lic Renewals.pdf
- 04 Annual General Lic Renewals.pdf
- 05 CC Athletic Club Road Race.pdf
- 06 Annual Rpt - HARC.pdf
- 07 Annual Rpt - REOS.pdf
- 08 Public Hrg - Building Fees.pdf
- 09 Budget Warrant Timeline.pdf
- 10 Submit Cap Plan to Fincom.pdf
- 11 Vacancy Appointments.pdf
- 12 MassAccess Support Ltr.pdf
- 13 Barnstable Cty Dredge Agreement.pdf
- 14 Cultural Center Ball Fields.pdf
- 15 MassWorks Infrastructure Program.pdf
- 16 FY19 Tax Rate Info.pdf
- 17 Accessory Dwelling Units.pdf
- 18 Town Hall Hours.pdf
- 19 MRSD School Committee Vacancy.pdf
- 20 Departmental Reports.pdf