

RELEASED

APPROVED

**MINUTES
BOARD OF SELECTMEN
HARWICH COMMUNITY CENTER
100 OAK STREET, ROOM 4
REGULAR MEETING 6:15 PM
MONDAY, MAY 1, 2023**

RECEIVED
TOWN CLERK
HARWICH, MA

2023 MAY -9 A 10:59

MEMBERS PARTICIPATING: Michael MacAskill, Chairman, Mary Anderson, Vice Chair, Larry Ballantine, Don Howell and Julie Kavanagh

ALSO PARTICIPATING: Joseph Powers, Town Administrator, Meggan Eldredge, Assistant Town Administrator, John Giorgio, Town Counsel

CALL TO ORDER: Chairman MacAskill called the meeting of the Board of Selectmen to order on May 1, 2023 at 6:15 PM.

PLEDGE OF ALLEGIANCE

NEW BUSINESS

- A. Approve a Special Permit for Harwich Cultural Districts Summer Concert Series events held at Brooks Park Gazebo – Mondays from July 10, 2023, through August 28, 2023 – 6:00 p.m. to 7:30 p.m.
- B. Approve a Special Permit for a One Day Wines and Malt license for Jessica Gomes, event to be held at Beaded Wire, May 20, 2023, 4:00 p.m. to 9:00 p.m. at 554 Route 28, Unit 14 – *Pending Fire Department approval.*
- C. Approve a 2023 Junk Dealer license renewal for Windsong Antique's Inc. – 346 Route 28

Mr. Howell moved to approve New Business A, B, and C. Mr. Ballantine seconded the motion. Vote 5:0 in favor.

JOINT MEETING with the Finance Committee–

No members of the Finance Committee joined the Board of Selectmen's meeting.

Attorney Giorgio presented an update on Article 60. Moderator Ford provided the deed from twenty (20) years ago. It permits construction on part of property that is occupied now. It doesn't trigger Article 97.

Article 60 would allow an intermunicipal agreement (IMA) or long-term lease (up to twenty (20) years). The school wants more than twenty (20) years and proposed a fifty (50) year lease. An

updated motion to allow Home Rule for fifty (50) year lease would be required. A twenty five (25) year IMA would be best, but Home Rule would be needed if fifty (50) year lease were to go forward. Attorney Giorgio suggests the Tech School does the leg work if they want a Home Rule petition. Attorney Giorgio would suggest a meeting post Annual Town Meeting with school and counsel to hammer out an IMA.

Mr. Howell remembers a deed being written to allow this and asked why can't we do IMA now? Attorney Giorgio said we could. Long-term lease requires procurement, IMA does not. An IMA would require Request for Proposals

Ms. Anderson asked if the term was the only problem. Attorney Giorgio responded yes as they want more than twenty-five (25) years.

Ms. Kavanaugh asked if there was any issue with "working the bog?" Attorney Giorgio said no, agriculture was always covered. They just want to build some classrooms.

ADJOURNMENT

Mr. Howell moved to adjourn at 6:27 p.m., seconded by Mr. Ballantine. Vote 5:0 in favor.

Respectfully submitted,

Patience Smith-Cabrera
Executive Assistant