

# **Board of Selectmen Minutes**

## **06/11/2012**

**MINUTES  
SELECTMEN'S MEETING  
GRIFFIN ROOM, TOWN HALL  
MONDAY, JUNE 11, 2012  
7:00 P.M.**

**SELECTMEN PRESENT:** Cebula, Hughes, McManus

**OTHERS PRESENT:** Town Administrator James Merriam, Jack Brown, Craig Wiegand, Carolyn Carey, Patti Smith, Gerry Loftus, Paul Erickson, Richard Gundersen, and others.

**MEETING CALLED TO ORDER** at 7:00 p.m. by Chairwoman Cebula.

### **CONSENT AGENDA**

- A. Approve Minutes – May 21, 2012 Regular Meeting
- B. Vote to accept resignation of Arthur Palleschi from Golf Committee effective immediately
- C. Vote to approve Committee Annual Re-Appointments
- D. Vote to approve Miscellaneous Appointments
- E. Vote to appoint Tom Gould as a full member to the Waterways Committee from alternate position effective July 1, 2012 through June 30, 2015
- F. Vote to approve renewal of Junk Dealer license application for Port Peddlar
- G. Vote to approve new Common Victualler license application for Perks
- H. Vote to accept gift of a beach wheelchair for Red River Beach from Smile Mass and authorize posting of sign indicating that chair was donated by Smile Mass

Mr. Hughes moved approval of the Consent Agenda Items A, B, D, F, G, and H. Mr. McManus seconded the motion and the motion carried by a unanimous vote. Mr. Hughes moved Item C with the exception of Matt McCaffery to the Planning Board based on the fact that there are only 3 Selectmen here tonight and it merits the full consideration of the Board and also that we have had a number of correspondence on this topic and requested that the Interview Committee get together with Mr. McCaffery, review the correspondence and provide a report on this topic. Mr. McManus seconded the motion and the motion carried by a unanimous vote.

Mr. Hughes moved to hold Item E, because we have correspondence on this as well, ask the Interview Committee to review that correspondence with Mr. Gould and come back with a recommendation. Mr. McManus seconded the motion and the motion carried by a unanimous vote.

## **PUBLIC HEARINGS/PRESENTATIONS (7:15 P.M.)**

- Update from Middle School Re-Purposing Committee – *Robin Wilkins*

Mr. Wilkins outlined the attached report to the Board and took questions and comments from the Board.

## **OLD BUSINESS**

- Vote to file a Home Rule Petition on Health Insurance for Elected Officials with State Representative Sarah Peake

Mr. Hughes moved to authorize the Town Administrator to sign this letter. Mr. McManus seconded the motion and the motion carried by a 2-0-1 vote with Mr. McManus abstaining from the vote.

## **NEW BUSINESS**

- Monomoy Regional School District draft lease – *discussion*

Mr. Merriam outlined comments offered by both Chatham and Harwich counsels and he commented that it is a typical standard lease agreement for 20 years. Chairwoman Cebula stressed that we should have a clear understanding of who will be paying for liability insurance to cover trips and falls, etc. Mr. Merriam responded that he has forwarded the comments to our insurance carrier. He added that Town Counsel has noted that the Little League field needs to be addressed as well and Chairwoman Cebula agreed. Mr. McManus stated that there are 3 different boundaries set and there are some issues that the project manager and architect are researching regarding easements with regard to utilities and fiber optic cables and once they get that settled they can make a recommendation on the boundaries. Mr. Hughes noted that the lease should address the Middle School being returned to the Town and that Section 4.3 doesn't make sense to him being in this lease. He said the comments should be incorporated into another draft for next week. Chairwoman Cebula asked the Board to get their comments back to Mr. Merriam. The Board requested to have Town Counsel present at their June 25 meeting for a lease discussion.

- Vote to disband Traffic & Safety Committee

Mr. McManus said that based on the Board's actions of creating the Public Safety group

to take over much of the Traffic & Safety Committee's responsibilities, the Interview Committee found that the Traffic & Safety Committee was formed by the Board of Selectmen and not by by-law or Charter, and as there are currently no standing members of the Committee, they recommend that it be terminated and that its responsibilities be transferred to the Public Safety group. He noted that Paul Erickson has provided a document of all of the Committee's unfinished business and this should be given to the Public Safety group as their initial work plan. Mr. McManus moved the recommendation and Mr. Hughes seconded the motion. Mr. Hughes said it would be appropriate to ask the Public Safety group to come back in 3 or 4 months with a status report and the Board agreed. Mr. Erickson pointed out that not everything on the list should go to the Public Safety group as some items need to go to the Board of Selectmen or Town Administrator. The motion carried by a unanimous vote.

- Letter from Brian Murphy regarding Crowell Barn project – *discussion*  
Mr. Murphy was not present. Mr. McManus stated that currently this parcel is under Board of Selectmen jurisdiction and if they are not going to be overseeing it in the future they need to decide who to make the assignment to and ask Town Meeting to make that transfer. He said that up until that time it is nominally a Board of Selectmen project and they have the ability to ask staff to help move it along. Chairwoman Cebula said it is a good list of things to be considered in the future but she is not ready to make decisions based on it at this time.

Mr. Loftus brought to the attention of the Board Article 18 of the May 1988 Annual Town Meeting which formed the Brooks Academy Museum Commission and noted that they were charged with maintaining the building and promoting and preserving the history of the Town within and on the grounds surrounding the building through Article 26 of the May 1989 Annual Town Meeting. He recommended that the Board look into it and Chairwoman Cebula agreed.

- Letter from Winnie & Richard Gundersen regarding public meetings on Allen Harbor  
dredging project – *discussion/possible vote*

Richard Gundersen outlined his letter requesting the public to be involved in the process for the Allen Harbor dredging project and he asked that the Board schedule a public forum. He added that it would offer a great learning lab for the schools. Mr. Merriam noted that there is an upcoming public meeting and Mr. Gunderson responded that 9:00 a.m. is not convenient for everyone. Mr. Hughes said it should be addressed at the Non-Resident Taxpayers Meeting as well and the plan should be presented at that time. He also recommended a one page handout about the project which could be available in the Board of Selectmen's office as well as at the meeting. Mr. McManus noted that a hearing is not required but there is nothing preventing them from having one and he noted that

there was a public forum held for the Route 137 project. Mr. Merriam stated that advertising is fine under the law for this project. Ms. Cebula stressed that they don't want to limit public information and access and she asked Mr. Merriam to come up with a practice for the Board to consider putting in place.

## **TOWN ADMINISTRATOR'S REPORT**

Mr. Merriam delivered the following report to the Board:

DOR FY 12 Equalized Valuation (FY 10 was \$5,372,328,000)

<b>Class</b>	<b>Assessed Value</b>	<b>Assessment Ratio</b>	<b>Estimated Full Value</b>
Residential	\$4,257,186,934	0.93	\$4,577,620,400
Open Space	0	~	0
Commercial	254,536,416	0.93	273,608,400
Industrial	22,985,400	0.93	24,715,500
Personal Property	63,646,450	1.00	63,646,500
Total Real/Personal Property	\$4,598,355,200	0.93	\$4,939,590,800
Estimated Growth	~	0.86%	42,480,500
Proposed Equalized Valuation	~	~	\$4,982,071,300
Chapter 121A	~	~	~
2012 Final Equalized Valuation	~	~	~

### Community Center Walking path

Robert Our Co. is scheduled to install the walking path starting June 11<sup>th</sup>. (see attached plan in which path is shortened in order to avoid further tree cutting.

### Fire Rescue for sale

We have advertised to sell the 1980 E-One /GMC walk in rescue vehicle. Bids due July 12<sup>th</sup>.

### Regional Dispatch

As part of the Barnstable County Regional study group, we toured the new Hingham Regional Dispatch, which includes Hull and Nahant. Cohasset will be activated within the center shortly. They received \$6.5m to build the facility within a former school. The

Barnstable County Regional Dispatch group met with 911 Director on June 5<sup>th</sup> to review programs and grants.

John Robertson MMA Staff re: Statewide 911 Regional Dispatch bill

The final Senate bill has a lot of improvements and we have prepared generally supportive comments for House ways and means staff with a few suggestions for further amendment.

I'm on the road today and tomorrow but will get you a copy as soon as I can.

John

Comparison of Trucking Costs from Lincoln Hooper

Per your requests I am emailing you spreadsheets of hauling expenses associated with SeMass (MSW - Rochester) and New Bedford Waste Services (C&D - Sandwich).

Although I think the numbers in the spreadsheets speak for themselves, I feel it would be remiss if I did not elaborate on a few issues. First and foremost, I think we have one of the best, neatest, cleanest, efficiently run disposal areas around. I am extremely proud of what was accomplished during the 13 years I was on staff there and how the current staff has perpetuated the operation since then. Not only do we provide what I consider to be the best customer service for both residents and businesses alike, but we do so with less staff than our neighboring towns, while hauling all materials in-house unlike most of our surrounding communities. Two primary reasons for this are: dedicated and motivated staff that have taken ownership of the operation and the fact that every staff member can perform all needed functions at the Disposal Area. With this in mind, I would like to provide some bullets of items that separate us from other communities and make us more efficient:

- When drivers return from runs, they move on to the next task (another load, operating loader, turning compost, C&D processing, recycling, maintenance, etc.) as employees are cross trained to perform all functions.
- We utilize ejector trailers that are significantly cheaper than live floors, last longer and are much faster. However, they require the truck to carry 85 gal of hydraulic oil and a 3-line wet system. I have seen few trucks in the private sector configured in this fashion.
- We only have 3 MSW trailers and 2 C&D trailers. This is less than half the number of trailers other communities that outsource the hauling function have (MSW - Dennis ~8 trailers, Brewster ~5 trailers, Chatham - 4). We are able to have less trailers because we operate like a just-in-time inventory...I.e. as soon as they are full, they are hauled.
- Numerous companies have attempted to get our C&D business in the past. Although the ownership of the company we haul to in Sandwich has changed several times over the years, they have maintained a constant price of \$75 / ton delivered to their facility and never charge us additional fees for mixed loads or other materials. Other companies we have tried with test loads either

don't want our material (not clean enough) or charge us extra for handling.~ For reference, the County bid for hauling and disposing of C&D for Dennis is \$93 / ton.~ We do it for approximately \$80 / ton, or \$58k per year cheaper (~\$13/ton savings x 4500 tons = \$58,500).~ I am unaware of any other communities that utilize 100 yd open top trailers to haul C&D in as most use 40 yd rolloff containers.~ The combination of using 100 yd trailers and crushing the material with our old compactor allows us to get approximately 18 tons per load (extremely efficient). ~

- When hauling recycling loads in rolloff containers, we do so~two at a time (doubles).~ Although this is an industry standard now, I am unaware of any of our neighboring communities that do so (most of them haul recycling internally one at a time).~ The purchase of the pup trailer several years ago effectively cut our trips in half, reducing~labor, fuel, mileage, etc. by~about 40%.~ For the record,~my FY 13 sticker analysis used \$170,000 in recycling revenue to help offset residential sticker costs.~

It was not my intent to~write a dissertation here with regard to your request for trucking information.~ However, I am~extremely proud of the Disposal Area and pride myself on providing~its customers with a high~quality, cost efficient service.~~With the complexities of that operation, it is difficult to convey its efficiency and effectiveness in a spreadsheet or~short email.~ I'd be happy to~discuss~any of this with you at your convenience.

Link~~

#### Allen Harbor dredging~~~~

Selectman LaMantia, tom Leach, Michele Morris and I met with Craig LeBlanc, Craig Burnham, Roy Okurowski, Ed Brady and John Our to discuss logistics and scheduling. (see attached Coastal Engineering notes which are posted on web. We're sending notices to dock owners re: scheduled removals. We will meet with abutters/ public on June 28<sup>th</sup> at 9am at Town Hall. We plan to request a Board vote on preliminary assessments on June 25<sup>th</sup>.

#### Community Center space allocation

Ad hoc group met on June 5<sup>th</sup> with Strekalovsky reps to discuss the scope of work to expanding the lower level and re-use of existing space. A public input meeting is thought desirable in the beginning of process, so June 26<sup>th</sup> set at 7pm. Architect Mike Kim seeks input from Monomoy School reps and Chatham Recreation related to competitive pool meets. Input from Friends of COA re: Senior lounge is also solicited. A third meeting date was set for July 10<sup>th</sup>.

#### Golf expenses

Dave Ryan has provided you with Cranberry Valley operating expenses to date. The

budgeted indirect are \$ 293,388.

#### Duck Save from Chief Clarke

June 4<sup>th</sup>, 2012 - The Harwich Fire Department was called for an assist at the intersection of Oliver Snow Rd and Ridgeport Dr.~ Ron Tosti was on his way home when he saw a duck standing near a storm drain.~ Mr. Tosti stopped and could hear several ducklings quacking from inside the storm drain.~ Mr. Tosti called the Harwich Police Department for assistance and a volunteer from Wildcare was called to come help with the rescue. The Fire Department was called to assist with lifting the cover from the storm drain.~ After gaining access, a firefighter entered the storm drain and rescued 9 baby ducks.~ As soon as the baby ducks were put down, they ran back to their mother and soon Mama and her babies were on their way.

#### Chatham Town Counsel review of Monomoy lease

Hi all – attached are comments from Chatham Town Counsel Gilmore.

Item 1 – the Town will continue to insure the buildings, MRSD is responsible for contents

Item 2 – We will follow-up with our Director of Parks and Recreation.

Jill R. Goldsmith

#### Personnel

Mike Onnembo has resigned as Field Appraiser for the Assessors Office, effective July 5, 2012.

See Mary McIsaac Letter to Dr. Cragin re: year end transfer of payroll/ personnel to Monomoy.

#### Thompson Field dog rules hearing (see hearing notice and police report)

I just put a memo in the box for the selectmen, but wanted to email you so you know about this first.~ As you may know, a woman was bit by a dog at Thompson's Field on May 24.~ A police report was filed that I have a copy of.~ This along with other recent verbal reports of animal control issues has prompted the Conservation Commission to hold a public meeting at their business meeting on June 19th.~ The ad will be in the chronicle next week.~ The woman who was bit or her husband want to speak to the Commission, and as there may be changes to the dog control regulations for this conservation area, we have to make it a public meeting. ~The Commission wishes to still hold their meeting in the town hall library as they normally do for their business meetings, though there may be a lot of people there.~ A copy of the legal ad and my memo to the selectmen are in the selectmen's box.~ Amy Usowski, Conservation Agent

#### **SELECTMEN'S REPORT**

Mr. Hughes moved to adjourn at 8:24 p.m. Mr. McManus seconded the motion and the motion carried by a unanimous vote.

## **ADJOURNMENT**

Respectfully submitted,

Ann Steidel  
Recording Secretary