

**MINUTES
SELECTMEN'S MEETING
GRIFFIN ROOM, TOWN HALL
MONDAY, JUNE 9, 2014
7:00 P.M.**

APPROVED

SELECTMEN PRESENT: Ballantine, Cebula, Hughes, LaMantia, McManus

OTHERS PRESENT: Town Administrator Christopher Clark, Assistant Town Administrator Julie Quintero-Schulz, Jack Ferris, Allin Thompson, Barry Worth, Brooke Williams, John Mahan, and others.

MEETING CALLED TO ORDER at 7:00 p.m. by Chairman Ballantine.

CONSENT AGENDA

- A. Approve renewal of Taxi/Limo permit for Jay's Equipment Repair d/b/a Cape Destinations
- B. Approve the Town Administrator's recommendation for a Dog Order relative to a hearing for a vicious dog held on May 27, 2014
- C. Approve beach access signage for Davis Lane
- D. Approve Selectmen's summer meeting schedule
- E. Approve resignation of Joe McParland from the Middle School Re-Purpose Committee
- F. Approve the recommendation of the Recreation and Youth Commission to award the contract for the Red River Beach Mobile Food Concessions to FoodRunner, LLC in the amount of \$2,500 for one year

Mr. McManus moved approval of the Consent Agenda and the recommended actions thereon. Mr. Hughes seconded the motion. Mr. Clark reported that we had received some correspondence from an abutter who wanted us to include in the sign notice that it is a pathway to water, it is per order of the Selectmen and also to indicate that it is a six foot wide path. Mr. Ballantine stated that we need to stick with the legal agreement and we need to enforce what we can. Mr. Ferris of 11 Davis Lane described activities at his beach including large parties by people staying at 6 Bay View Road. He stated that the sign at the top of the path is very important and noted that the current sign already states that it is the order of the Board of Selectmen and what is being requested is only factual. Mr. Clark said he doesn't have an issue with any of it but Mr. Ford did say to try to stick to the agreed upon language. Mr. LaMantia said it needs to be clear and Chairman Ballantine agreed. Mr. McManus said we should stick to the agreed upon language. Mr. Hughes agreed that the sign should say that this way provides a six foot wide passage to the water. Ms. Cebula stressed that the Board needs to stand behind enforcement of private property rights. Mr. Clark suggested "Town of Harwich, Board of Selectmen, The way provides for 6 foot wide passage to the water but does not provide access to the beach on either side." Mr. McManus said that if this is going to be changed to this extent it should be referred to Mr. Ford for this advice. Mr. LaMantia disagreed and said we have pulled off items from the Consent Agenda before and changed them. The Board agreed to pull this item from the Consent Agenda.

Regarding Item F, Mr. Ballantine noted to Mr. Mahan that a Cape Cod Times article reported that the owner of FoodRunner had dissolved the business and sold it. Mr. Mahan stated that he was trying to sell his trailer but he has not. Ms. Cebula moved to pull Item C out of the previously named Consent Agenda for separate review. Mr. LaMantia seconded the motion and the motion carried by a unanimous vote. Mr. Ballantine called for a vote on the balance of the Consent Agenda and the motion carried by a unanimous vote. Ms. Cebula moved to approve the beach signage as we just previously discussed, move Board of Selectmen up and include the six foot wide path notation. Mr. Clark clarified it would include "Town of Harwich, Board of Selectmen, The way provides six foot wide foot passage to the water but does not provide foot passage to the water on either side of the way." The motion carried by a 4-1-0 vote with Mr. McManus in opposition.

PUBLIC HEARINGS/PRESENTATIONS *(Not earlier than 7:00 P.M.)*

A. Presentation of the Cape Light Compact Operating Budget – Barry Worth

Mr. Worth presented a Power Point presentation of the operating budget of the Cape Light Compact for the coming year. He took questions and comments from the Board. He noted that the budget currently has tentative approval of the Board of the Cape Light Compact and will be before the Board again this week for final approval.

NEW BUSINESS

A. Traffic Safety Committee new charge – *first reading*

Ms. Cebula outlined the draft policy. Mr. Clark said he would like to have someone from DPW and the Police Department on the Committee for professional guidance. He stated that having the Town Engineer on the Committee would be helpful as well for site plan review. Mr. McManus indicated that language under "Dissolution" should be more open-ended as most of the work is ongoing. Ms. Cebula provided suggested changes to this section. As a result of comments made by Mr. Hughes, the Board agreed to add "upon advice of the Town Administrator" to the first paragraph. Mr. Williams stated that there should be an odd number of citizens on the Committee and submitted written comments to the Board (see attached). The Board agreed to bring the policy back.

B. Home Rule Charter Amendment Ch. 3, Sec. 7 Special Legislation – *discussion & possible vote to sponsor*

Mr. Clark noted that he drafted letters to Senator Wolf and Representative Peake to commence the process to start to get the special legislation in the works. Mr. Hughes requested minor editorial changes to the letter be made and moved to approve the letters to Representative Peake and Senator Wolf. Ms. Cebula seconded the motion and requested that this be followed up monthly. The motion carried by a unanimous vote.

C. FY 15 Town Administrator Goals and Objectives – *discussion & possible vote*

Mr. Clark outlined the FY 15 Town Administrator Goals and Objectives. Mr. LaMantia said we are behind in technology and he would like to have an online permitting program in place for next year. He added that our technology for people remotely participating in meetings is not very good and should be consistent with surrounding towns. Ms. Cebula stated that we need to determine how the Albro House is going to be used and what it is going to cost to bring it up to speed. Chairman Ballantine agreed with Mr. LaMantia regarding technology but said the broader objective is to get an action plan or policy for technology. Mr. Hughes said he expects a comprehensive plan for all buildings for next year. Mr. McManus said the Facilities Manager needs to present them with a report of ongoing capital needs projects that come up on a 5, 10 or 20 year basis as well as the annual needs. He stated that we need to know what the steps are to attain a AAA bond rating so that we can develop a plan to move forward on that. He added that with regard to the Middle School repurposing, we need to be clear on what our Town space needs are now and what we expect them to be in the future. Mr. LaMantia agreed and said we need to look at all our buildings with regard to our needs, and in particular we need to look at the Bank Street Harbormaster Building. Chairman Ballantine stated that we need to incorporate the Downey property into the goals and Ms. Cebula stressed that we should add an analysis of its financial impact on the Town.

SELECTMEN'S REPORT

Mr. Clark noted that we recently had an abatement request on Allen Harbor for a dredging project which officially comes to the Board. He said the Board could designate the Town Administrator to be the hearing officer; he would conduct the hearing and provide all information, or they could hold the hearing themselves. The consensus of the Board was that Mr. Clark would be the hearing officer. No vote was taken.

ADJOURNMENT

Mr. LaMantia moved to adjourn at 8:31 p.m. Ms. Cebula seconded the motion and the motion carried by a unanimous vote.

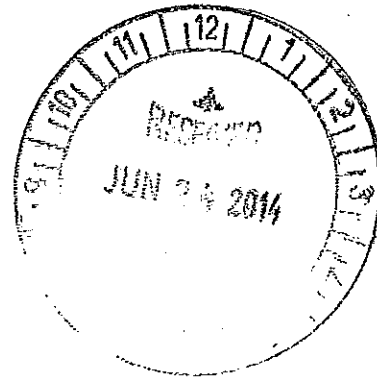
Respectfully submitted,

Ann Steidel
Recording Secretary

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June 9, 2014

Larry G. Ballantine,
Chair,
Board of Selectmen,
Harwich Town Hall
732 Main Street
Harwich Center, Massachusetts 02645



By Hand

RE: Traffic Safety Committee New Charge

Dear Mr. Ballantine:

I am writing as an individual to comment on the new charge for the Traffic Safety Committee on the agenda for the Selectmen's meeting of June 9, 2014. It is nice to see progress on this important issue in response to the action of the annual town meeting. I think at least two points require more attention in the proposal. First, there is mention of two citizen members for the Committee. In looking at other traffic safety committees on and off the Cape, most have an odd number of citizens to provide the potential for a majority citizen opinion regardless of the number of staff members or liaisons. This would suggest three members or five members as in Dennis and Chatham. A second issue is the process for reestablishing the Committee and working with the Public Safety Committee. This would include developing a work plan to address issues previously under study by the old Traffic Safety Committee, issues in the Comprehensive Plan designated for the Traffic Safety Committee review, and devising a means by which traffic issues may be raised by citizens and reviewed by the Committee. I appreciate your assistance with the above and thank you for your efforts on behalf of the town.

Sincerely,

A handwritten signature in cursive script, appearing to read "Brooke N. Williams".

Brooke N. Williams

cc: Town Administrator

Enc: Dennis, Chatham Committee descriptions, and Sudbury Ma. information