

Board of Selectmen Minutes

03/04/2013

**MINUTES
SELECTMEN'S MEETING
GRIFFIN ROOM, TOWN HALL
MONDAY, MARCH 4, 2013
6:00 P.M.**

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

OTHERS PRESENT: Town Administrator James Merriam, David Ryan, Dana DeCosta, Rich Larios, Pam Groswald, Jack Brown, Skip Patterson, Supt. Cragin, Brian Widegren, Kathleen Isernio, John Wheeler, Robert Sanborn, Erin Orcott, Lee Culver, and others.

MEETING CALLED TO ORDER at 6:00 p.m. by Chairwoman Linda Cebula.

CONSENT AGENDA

- Approve Minutes – February 25, 2013 Executive Session
- B. Vote to approve Caleb Chase Fund request
- C. Vote to approve CVEC request to submit documents to the Department of Public Utilities for approval regarding transfer of net metering capacity

Mr. Hughes moved approval of the Consent Agenda. Mr. Ballantine seconded the motion and the motion carried by a unanimous vote.

PUBLIC HEARINGS/PRESENTATIONS *(Not earlier than 6:00 P.M.)*

- A. Joint Meeting with Finance Committee:
 - 1. Monomoy Regional School District Budget presentation

Superintendent Carolyn Cragin, Business Manager Kathleen Isernio and School Committee Chairman Brian Widegren presented the Monomoy Regional School District budget and took questions and comments from the Board of Selectmen and the Finance Committee.

- 2. Cape Cod Regional Tech Budget presentation

Superintendent Robert Sanborn, Business Administrator Erin Orcott, and School Board member Lee Culver presented the Cape Cod Regional Tech budget and took questions and comments from the Board of Selectmen and the Finance Committee.

B. Search Firm Interviews:

1. Groux and Associates

The Board interviewed Tom Groux of Groux and Associates.

2. Collins Center for Public Management

The Board interviewed Richard Kobayashi of Collins Center for Public Management.

3. MMA Consulting Group

The Board interviewed Mark Morse of MMA Consulting Group.

Mr. Hughes moved to retain the MMA Consulting Group to do the search for the Town Administrator. Mr. Ballantine seconded the motion. Mr. McManus commented that he preferred the Collins Center for Public Management. The motion carried by a 4-1-0 vote with Mr. McManus in opposition.

NEW BUSINESS

- Request by Cape Cod Commission for appointment of a town representative –
discussion and possible vote

Chairwoman Cebula noted that Jacqueline Etsten has applied and she requested that Mr. McManus and Mr. Ballantine interview Ms. Etsten.

TOWN ADMINISTRATOR'S REPORT

Allen Harbor

59 loads removed as of 2/26. CLE Engineering performed the post dredge survey on 2/26. I will see what I can do.~ I hope to be able to reduce the data by the end of the day tomorrow.~ I will have a draft bat map available.~ Volumes will not be available until the end of the week.

The purpose of this email is to memorialize the Department's approval (401 and Chapter

91) in granting your request to complete the dredging beyond the authorized TOY incursion which will be ended on February 28, 2013.~ The Department understands it will take approximately 4 to 5~ hours to dredge the remaining sediment.~ Please confirm that the silt curtain will remain in place until the dredging is 100 % completed.

Regards,~Ken Chin

We have all we need.~ Work needs to be completed by March 3rd.~ The way the ACOE permit is written the dredging activity must be completed on March 2nd.

Don Munroe

Cranberry Valley

We are planning to open greens and carts on or about March 18th FYI.

Dennis

Chief Clarke update on Fire Station Generator

As we speak South Shore Generator is at the Fire Station doing an evaluation of our present generator issues, specifically failure five times during the last storm.~ It should be a priority for replacement.

Norm

Monomoy Regional School District

Superintendent Carolyn Cragin provided me with a copy of the Unit A Teacher contract for FY 13-15, which was approved on February 27th. (A copy is in office)

Blizzard (Feb. 8-9)

The public damage report submitted to MEMA totaled \$159.6k,

Queen Anne landfill parcel split

We just received the following notice from the Cape Cod Commission:

"Enclosed please find a copy of the Development of Regional Impact Exemption Decision for the Harwich Landfill Approval Not Required (ANR) Division Plan project that was approved by the Cape Cod Commission on February 14, 2013."

David Spitz

Sale of Alcohol Licenses

As per your request, please find an opinion from Town Counsel Brian Riley re: legality

of selling an interest in a license proposed for transfer.

Time of Year Grant proposal Truro/
Harwich

Pam Neubert has prepared a grant proposal to amend the time of year restrictions from a calendar base to a science based program. She is submitting the application with a local match requirement.

FEMA Mapping from Dave Spitz

Interesting meeting in Chatham this morning.~ I went with Bob C and Paul S and met with reps from FEMA, DCR and the project engineering firm.~ They gave us one paper set of new floodplain maps for Harwich.~ These are only for staff review and not for the general public.~ A complete set of maps in both paper and electronic formats will be available in late April.

Several points came out of this meeting:

- 1)~ The boundaries of both velocity zones and 100-year flood plain area will expand.
- 2)~ There may be more restrictive provisions on grandfathering provisions for flood plain insurance.
- 3)~ One such provision will specifically impact anyone who is less than a full-year resident of Harwich.

As an outcome of this meeting, we recommend a well-advertised public meeting to be held in July (or possibly August).~ FEMA will send representatives from its engineering and insurance sectors, and DCR also will attend.~ They prefer that such meetings involve more than one town.~ I think our issues are similar to Chatham (flood plain boundary changes in Dennis will likely be much greater), and I will

contact Paul Lagg to see if they are interested in joining us.

Department of Unemployment Assistance training

The webinar on Seasonal Employment will be broadcast in the Griffin Room at Town Hall on Thursday February 28th at 9 a.m.

Harwich landfill parcel split

We received Cape Cod Commission decision on February 14th, granting a DRI Exemption. This application is part of a previous TM vote to sell a small portion of the landfill property.

We have to finish up with Dept of Health de-site assignment first - scheduled for March 12th.

Dear Representative Peake:

Thank you for the opportunity to meet with you after yesterday's Harwich Board of Selectmen's meeting. ~Attached please find the text of the letter (signed and mailed on letterhead) sent to the Department of Public Health regarding policies controlling the implementation of the medical marijuana law. ~I hope you will have some time to review its contents. ~Properly implemented, this will create additional responsibilities for law enforcement services in all of our communities including a clear increase in crime; replicating the mistakes of other states in regulating the provisions of this law will have a sever impact on public safety and quality of life~with no provision for additional assistance. ~If you have any questions or need further information, feel free to contact me at your earliest convenience.

William A. Mason, Chief

Paula Aschettino letter to AG

Hi Members,

I am asking you to print out the letter below to the Attorney General linked to this message and please sign and send to the AG Office ASAP. The Attorney General needs to know there are thousands who wish for this investigation. Please call your coastal legislator and ask them to also request the AG's investigation. I need your help to show Legislators and the AG's office we are not accepting these excessive rates for the Cape and Islands and we demand protection by the MA DOI and action by the MA Legislature to mandate said protection.

Letter to Attorney General Martha Coakley

Sincerely,

Paula Aschettino

Chair- Citizens for Homeowners Insurance Reform

Personnel

Paula Champagne and I have hired Meggan Tierney as Health Inspector, starting March 25th.

Solar for Monomoy H.S.

We cannot add the high school to Round II, it would have to be included in a Round III.~ That being said we have learned a lot from Nauset High School and what you should and should not do regarding putting PV on a new school roof.~ Ron is copied on this email and he should meet with the Building Committee to discuss this issue sooner rather than later.

Maggie

Public Access Board grant info from John Bologna

Below is the contact Info for Doug Cameron, Asst Director of the Public Access Board and a link to their web site. He will entertain a funding partnership with the town of Harwich for improvement to the Allen Harbor Boat Ramp, bulkhead and parking lot. Let me know if I can help facilitate in any way.

Bike Signage FYI update

When this item went to the BoS last month, there was some concern about the proposed signs on Route 39. As a result, the Bike Committee has removed those signs and substituted several other routes (see below).

Please let me know if you need anything further.

Hi Julie,

Our Harwich Bike Committee has revised its request (see attachment). The biggest changes are:

- * Eliminating Route 39
- * Adding new routes through Harwich Port and connecting to Red River Beach
- * Extending Queen Anne Road so that it completes a complete loop with Oak Street
- * Delaying (but not eliminating) signs on Routes 137 and in the Harwich Center Historic District.

I believe these changes result in a few additional signs which you may or may not be able to accommodate. I would be glad to discuss any of this information in more detail on the phone or in person.

David Spitz

Route 137 Project

Link Hooper reports that Chris Lynch plans to restart the final phase of construction next week. Lynch is waiting for NSTAR/Verizon to move about a dozen poles in the sidewalk

layout. Link will report within a week whether Board assistance will be requested on the poles.

CWMP update from Dave Young

The Draft CWMP and Expanded ENF have been officially filed with MEPA and the Cape Cod Commission (CCC). The CCC has come back with a proposed Public Meeting date of 6pm on Wednesday April 3rd and a back-up date being April 2nd. Can you check on those dates and see if the Community Center or Town Hall would be available for the meeting. Also MEPA normally schedules their site review and scoping session for the afternoon of the public meeting date.

~

At this meeting which is conducted by the assigned CCC reviewers normally the towns consultant does an overview of the recommended program presentation and then the CCC technical staff present their findings and issues recommended for further study. Public comment is also accepted.

~

If you could review and discuss and then let us know if April 3rd (or 2nd) works over the next day or two that would be great so we can convey the date back to the agency reviewers. Call if you have questions. Dave

ADJOURNMENT

Mr. McManus moved to adjourn at 9:20 p.m. Mr. Ballantine seconded the motion and the motion carried by a unanimous vote.

Respectfully submitted,

Ann Steidel
Recording Secretary