

# **Board of Selectmen Minutes**

## **07/16/2012**

**MINUTES  
SELECTMEN'S MEETING  
GRIFFIN ROOM, TOWN HALL  
MONDAY, JULY 16, 2012  
7:00 P.M.**

**SELECTMEN PRESENT:** Cebula, Hughes, Ballantine, McManus, La Mantia

**OTHERS PRESENT:** Town Administrator James Merriam, Superintendent Cragin, MRSD School Committee members, Matt Hart, Chairman of the Waterways Committee, John Rendon, Harbormaster and others.

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

### **OLD BUSINESS**

- American Dream I final town-based funding – *discussion*  
Chair, Linda Cebula presented a final accounting for town funding for American Dream I project. The Board carried on a short discussion.

### **NEW BUSINESS**

A. Re-open/close Special Town Meeting Warrant pending anticipated vote on articles by Monomoy Regional School Committee - *vote*

Mr. Ballantine asked if there would be one or two school articles. Mr. Merriam advised that the Monomoy Regional School Committee voted only one school article. Ed McManus moved to re-open the Special Town Meeting Warrant to accept the one school building project article. Mr. Ballantine seconded the motion and the motion carried by a unanimous vote.

Ed McManus moved to accept the new school article to replace the old version. Mr. Merriam explained that Superintendent Cragin submitted the new article to the MSBA and they accepted it. The new number is \$64,701,185. At their meeting on Monday night the MRSD School Committee voted to incur the debt.

Mr. Merriam also explained two language changes to the article, one of which was to add debt exclusion language.

Mr. Hughes inquired as to how the new number for the school article was reached. Mr. McManus explained that they removed the bleachers, the press box and the concession from the athletic field. Mr. Ballantine asked Mr. Merriam about Harwich's percent. A brief discussion followed relative to the percentage that each would pay. Mr. Dykens clarified the breakdown:

Chatham would be responsible for \$9,807,688  
Harwich would be responsible for \$25,219,770  
MSBA would be responsible for \$29,673,727  
Totaling \$64,701,185

Mr. McManus moved to amend the main motion to close the warrant with the new added language to Article 1. Mr. La Mantia stated that it would be helpful to add, in the form of an "explanation", the maximum amount that Harwich would be paying for the project. Mr. La Mantia seconded the motion, and the motion carried by a unanimous vote.

Superintendent Cragin announced that there would be a meeting on August 1<sup>st</sup> at 4:00 P.M. to discuss the building project. The meeting would be held at the Chatham Town Hall Annex with the School Building Committee hosting. The MSBA would be in attendance.

- Special Town Meeting Warrant – *Review and vote to include articles*

Chair Cebula continued the article discussion.  
Article 2 – *Replenish Police and Fire Trust Fund.* Ms. Cebula asked Mr. Ryan about the funding source. He advised that the funding source was the tax levy. Mr. McManus moved to accept and adopt Article 2. Mr. Hughes seconded the motion and the motion carried by a unanimous vote.

Article 3 - *Increase Council on Aging Revolving Account.* Mr. Merriam explained the need for the additional funds. Mr. McManus moved to accept and adopt Article 3, to increase the Council on Aging Revolving Account by \$38,000. Mr. Hughes seconded the motion and the motion carried by a unanimous vote.

Article 4 – *Surviving Spouse Insurance.* Mr. McManus moved to accept and adopt Article 4. Mr. Hughes seconded the motion and added that an explanation should be added to inform voters that past practice was to pay 75% of the premium for surviving spouses of town employees. Because voters did not understand the language of the

article, he felt that an explanation was needed. There followed a brief discussion on whether both an article and ballot question was needed. Mr. Hughes voted to second the motion and the motion carried by a unanimous vote.

Article 5 - *Fund Centralized Medical Emergency Dispatch Contract for FY 201*. Mr. McManus moved to accept and adopt this article. Chair Cebula asked about the funding source. Mr. Ryan replied that it was from taxation. Mr. Hughes voted to second the motion to accept article 5 and the motion carried by a unanimous vote.

Article 6 - *Fund Building Inspection/Clerical FY 2013 Supplemental Wages for the High School Project*. Mr. McManus moved to accept and adopt Article 6. Ms. Cebula asked the funding source which was local receipts. Mr. Hughes voted to second the motion and the motion carried by a unanimous vote.

Article 7 - *Amend Article 26 of the 1989 Annual Town Meeting*. Mr. McManus moved to accept and adopt Article 7. Chair Cebula asked if there was any discussion. Hearing none, Mr. Hughes voted to second the motion and the motion carried by a unanimous vote.

- Special Town Meeting Warrant – *Vote to sign the Warrant*  
Mr. McManus moved to sign the Special Town Meeting Warrant. Mr. Hughes voted to second the motion and the motion carried by a unanimous vote.

D. Additional floats in Wychmere Harbor at the request of the Waterways Committee

Matt Hart, Chairman of the Waterways Committee spoke in favor of allowing the Stone Horse Yacht Club to place an additional float at Wychmere outer harbor. Mr. Hart added that there was currently nothing addressed in the Harbor Management Plan regarding the placement of floats. In the interest of safety in the channel and the piloting of small sailboats, Mr. Hart asked the Selectmen to temporarily approve of the placement of this new float in the outer harbor. Mr. McManus stated that if this matter was to be an addition to the Harbor Management Plan, then it must wait to be addressed at a public hearing. It was noted that there was to be a continuation of a public hearing for Harbor Management Plan amendments on July 23<sup>rd</sup>. Mr. Hughes added that if the change was necessary for safety reasons, then the board should vote to provide temporary approval for the float. John Rendon, Harwich's Harbormaster provided that he felt that this matter fell under his area of authority and responsibility as harbormaster. Mr. La Mantia moved that Mr. Rendon should handle this safety matter. Ms. Cebula added that the Selectmen would take up the matter of addressing a policy on floats at the public hearing on July 23<sup>rd</sup>. Mr. Hughes voted to second the motion and the motion carried by a unanimous

vote.

## **TOWN ADMINISTRATOR'S REPORT**

Mr. Merriam delivered the following report to the Board:

### Monomoy Regional High School

Attached please find my memo dated July 9, 2012 supporting the High School project and the MRSC authorization to incur debt.

### Capital Outlay Committee

COC met to review status of current projects. I sent to Dept. Heads the letter seeking updated requests for FY 14 -20 due August 10<sup>th</sup>.

### Allen Harbor dredging update

I received a letter from Coastal Engineering President John Bologna informing me that Roy Okurowski is leaving firm, but Don Munroe has been assigned to continue to provide support. Roy will still take pre and post dredge measurements. AGM will be issued CO #1 to meet ADA compliance with floating dock. County Dredge will measure channel and dredge late August. We still need to relocate sand from channel.

### Harbormaster authority

Attached is John Rendon's letter to me describing the Harbormaster's statutory authority. Please be advised of this authority prior to considering any amendment to the Harbor Management Plan which may conflict with this authority.

### E-permitting

Paul Neidwiecki has asked Town to sign MOA with Commissioners for pilot community. (see attached) Price proposals are expected to be opened next week.

### Disability Rights Committee

FYI: At yesterday's Disability Rights Committee meeting the members elected the following officers:

~

Paul D. Erickson: Chair/Treasurer

Jean Ann McLaughlin: Vice Chair

Carla Burke: Secretary

#### Water Treatment Plant

Skip,

I would like to inform you and the Finance Committee that the Harwich Board of Water Commissioners has decided to request a postponement without prejudice for one year. It is unfortunate that we have to forego the 20% principal forgiveness which is equivalent to approximately \$600,000. It will just get used by someone else in the state. These are Federal dollars awarded to the State so someone else will gladly use that money. It is unfortunate that the citizens of Harwich will not be able to receive money back, for that which they have already paid into.

Respectfully,

Craig

#### Monomoy Building Committee

Jim

Last night the building committee dropped the concession stand, press box and stands from the project.~ The school committee is meeting Monday night to incur debt as one warrant article.~ Ed is working on the language.

Carolyn

#### Cost of Surviving Spouse petition from Mary McIsaac

The monthly cost you have asked for:

25% of the monthly premiums for those identified to be "surviving spouses" is \$1,994.50. Additionally, the annualized cost is \$23,934.00.

For the record, the budget for FY13 was submitted prior to the issue of "surviving spouses" contribution rate being questioned.~ So, no we do not need a supplemental to cover.

#### Cape Managers Meeting

We discussed 1) the E-permitting with Paul Niedzwiecki and forming a Governing Board; 2) the Sandwich/ Bourne Water Districts filing Intervenor status with Federal Court re: Wastewater and retaining McGregor and Associates; 3) 911 Regional Dispatch-draft position paper.

#### Brooks Park playground

Just wanted to let you know that the new woodchips are being spread at Brooks Park Playground tomorrow.~ Eric

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

Ms. Cebula advised that there would be a meeting of the Voter Information Committee on August 23<sup>rd</sup> at 3:00 P.M. to discuss the Monomoy School building project. She stated

that Ed McManus would be at the meeting as a representative from the School Building Committee. Chair Cebula asked if one of the Board would volunteer to be on the panel. Larry Ballantine volunteered to attend.

### **ADJOURNMENT**

Mr. McManus moved to adjourn the meeting at 8:05 p.m. Mr. Hughes seconded the motion and the motion carried by a unanimous vote.

Respectfully submitted,

Sandy Robinson  
Administrative Secretary