

# **Board of Selectmen Minutes**

## **09/10/2012**

**MINUTES  
SELECTMEN'S MEETING  
GRIFFIN ROOM, TOWN HALL  
MONDAY, SEPTEMBER 10, 2012  
7:00 P.M.**

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

**OTHERS PRESENT:** Town Administrator James Merriam, David Ryan, Mary McIsaac, David Scannell, William Hendricks, Alan Hall, Sheila House, and others.

**MEETING CALLED TO ORDER** at 7:05 p.m. by Chairwoman Linda Cebula

### **PUBLIC COMMENT/ANNOUNCEMENTS**

Alan Hall said he was concerned about the August 20<sup>th</sup> presentation by BSC Group and Conservation as his family owns 20 acres that abuts the parcel and they have specific deeded vehicle traffic rights over that property to his family's property. He read the deed as such. He noted that he has brought this up to the Conservation Agent. He encouraged the Board to keep the cranberry bogs going to keep the integrity of the Town up. Mr. Merriam stated that any kind of deeded rights would trump any management plan.

William Hendricks of 16 Pine Needle Lane urged the Board to have another public hearing on Beach 22.

- National Suicide Prevention Month Proclamation – *read & vote to authorize*  
*Chair to sign*

Chairwoman Cebula read the National Suicide Prevention Month proclamation. Sheila House outlined the services the Town and School provide in this regard. Mr. Hughes moved to authorize the proclamation declaring September 2012 National Suicide Prevention Month in the Town of Harwich and authorize the Chair to sign. Mr. Ballantine seconded the motion. Mr. Hughes asked to remove the date from the proclamation as they are designating the month and not the day. The motion carried by a unanimous vote.

### **CONSENT AGENDA**

- Minutes
  - July 23, 2012 Regular Session
  - August 20, 2012 Regular Session
  - August 28, 2012 Regular Session
- B. Vote to accept resignation of Geoff Wiegman from Zoning Board of Appeals effective September 1, 2012
- C. Vote to sign 2012 United Nations Day Proclamation

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

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

- Presentation of Five Year Plan – *Town Administrator & Finance Director*
- Mr. Merriam and Mr. Ryan presented the proposed Five Year Plan and took questions and comments from the Board. The plan is on file in the Selectmen's Office. No action was taken.

### **NEW BUSINESS**

- A. Harwich Representative to Town Representative Council of the Barnstable County Human Rights Commission – *discussion*

Chairwoman Cebula asked to put this on Channel 18 and Mr. McManus said he has some people he could ask as well. Mr. McManus encouraged the Board to ask those who might be interested in serving to widen the pool of interviewees. Mr. LaMantia requested to run a vacancy ad in the newspaper.

- Release of 2005 Executive Session minutes as recommended – *vote*
- Mr. McManus moved to release the Executive Session minutes as outlined in the master list of 2005 and retain the ones that are recommended not to be released. Mr. Ballantine seconded the motion and the motion carried by a unanimous vote.

### **TOWN ADMINISTRATOR'S REPORT**

Mr. Merriam delivered the following report to the Board:

#### Allen Harbor volume update

We were contacted today by Roy Okurowski of Coastal Engineering Company, Inc.

relative to that their most recent survey data. According to this information it appears the current template/configuration of the dredge prism includes a quantity of some 60,000 cubic yards in order to achieve a depth of 6 feet with 1 foot over depth. As you are aware both our Contract and the Towns associated permits are based on a quantity of approximately 40,000 cubic yards to achieve the 6 foot plus one. Therefore the 20,000 cubic yards represents material that we are not contracted to dredge nor dispose of at the Mass Bay Disposal~ Site.

As we are planning to mobilize within the next few days we would like to agree on a reasonable resolve to this issue in advance. Would appreciate working with the Town and its engineer on the development of a new dredge prism/template that would allow us to move forward with the removal of the 40,000 yards of material in order to both contract/permit compliance. Please feel free to contact me at your earliest convenience.

Craig Burnham President

A Conference call with Coastal President John Bologna and Craig Burnham was held on Sept. 6<sup>th</sup>. Present were Selectman LaMantia, Harbormaster Rendon, Engineer Cafarelli, ConCom Agent Usowski and TA Merriam. Mr. Bologna was requested to provide a plan how best to proceed. We will meet on Wednesday, Sept. 12<sup>th</sup> to discuss the plan.

I did request Congressman Keating to assist us with ACOE permission to dispose at the Cape Cod Bay Disposal site.

#### Route 124 RFP – need Ch.90 commitment

Attached is the RFP for Route 124 engineering services.~ Please contact me with any questions or suggestions you have and email me back the completed advertisement once you have filled in the dates.~ Thank you,  
Link

#### Harwich Mariners

The Harwich Mariners have presented their gift check of \$11,923 to our office for their contribution to the Whitehouse infield reconstruction project.

#### Lighthouse Charter School Request (recommend referral to Public Safety Committee)

Joanne Amaru from the Charter School has requested school zone signs installed on Route 137.~ I have two questions: 1. Is the School responsible for paying for them or is the Town?~ 2.~ What is the process to approve installation?~ I am assuming that the PD and Public Safety group would need to weigh in if not the Board.~ Thank you.  
Link

Dear Officials,

I am writing to ask if school zone signs could be put up at our new location at 195 Route 137 in East Harwich. As a public school, we have many cars and a few buses entering into and exiting from the facility in the morning and the afternoon. This is an important public safety issue.

Thanks you for your cooperation.

Paul Niles

Executive Director

Cape Cod Lighthouse Charter School

Hi All, We can take the lead on this unless the Town or Dan or Cleon has already started the process.

Sarah

Rep. Sarah Peake

Cost estimate for Charter School signage

Dave quoted me the following:

~~~~~ Construction Costs: Say \$18 - \$20K

o~~ Signal post: \$6K per post; two posts per setup: Total \$12K

o~~ Conduit: \$3K per post; two posts per setup: Total \$6K ( includes power source connections)

~~~~~ VHB Design: \$5K

~~~~~ Schedule: Design can be completed and delivered to the Town within two (2) week.

**Joseph D.~Magni**

Principal

**VHB | Vanasse Hangen Brustlin, Inc.**

Island Pond Flooding

As per our conversation Tuesday September 4<sup>th</sup> in regards to Island Pond Cemetery; flooding at the bottom of Tupelo and Juniper Avenue's we will have the drainage installing and you will find the funding.~

Robbin Kelley Cemetery Administrator

I put it in your box today in a memo; it is from Chris Nickerson from Highway Department.~ I talked to Link and he says it needs to be done ASAP.

~

Tupelo Ave 4,290.00, Juniper Ave 4,290.00, Harwich Ave 4,440.00, South Ave N

4,440.00 and Pine Ave N 4,440.00 if we do all five total \$21,900.00.

~

James Marceline came into the Highway Department the last time it rained and was very upset about the water on his family lot.~ He wants something done about the problem.~ If it rains today I will take pictures.~ I am sure if we have a down pour, he will be in our office or the Town Hall.

Here are our final numbers for summer daily pass sales and parking violations written:~ (I am awaiting final sticker sale information from Kim at Highway)

~

#### **Daily Passes Sold**

Red River~~~~~ 2195 (423 more than last year or a 24% increase)

Long Pond~~~~~ 433 (51 more than last year or a 13% increase)

Pleasant Rd.~~~~ 268 (we did not sell daily passes there last year)

Earle Rd~~~~~ 260 (109 less than last year or a 29% decrease/this was due to the fact that we started selling at Pleasant)

~

***Total~~~~~ 3156 for \$47,340 (this works out to be 633 more passes than last year for an increase of \$9495 or 25%)***

~

#### **Parking Violations Written**

Bank St~~~~~ 207

Red River~~~~~ 106

Cahoons~~~~~ 35

Pleasant Rd~~~~ 14

Grey Neck~~~~~ 5

Earle Rd~~~~~ 3

Long Pond~~~~~ 3

Brooks Rd~ ~~~~~ 2

Neel Rd~~~~~ 1

Handicap Tix~~~~ 2 (\$200 per)

~

***Total- ~~~~~ 376 for \$19,100 (this works out to be 81 more than last year for an increase of \$4350 or 28%)***

~

#### **TOTAL DAILY BEACH REVENUE 2012 (NOT INCLUDING STICKER SALES)**

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**\$66,440 (\$13,845 MORE THAN LAST YEAR OR A 26% INCREASE IN TOTAL DAILY REVENUE)**

Just got the final beach sticker numbers from Kim at Highway: (these numbers *do not* include the revenue of daily passes or parking violations written)

~

### Summer 2012

Resident Season----- 8096 @ \$25 = \$202,400  
1 Week----- 538 @ \$65 = \$34,970  
2 Week----- 64 @ \$125 = \$8,000  
Non-Res Season----- 35 @ \$140 = \$4,900  
Duplicate Stickers----- 91 @ \$1 = \$ 91  
**Total----- \$250,306**

\*\*Here are last year's sticker numbers to compare them to:

~

### Summer 2011

Resident Season----- 7984 @ \$25 = \$199,600  
1 Week----- 529 @ \$65 = \$34,385  
2 Week----- 78 @ \$125 = \$9,750  
Non-Res Season----- 31 @ \$140 = \$4,340  
Duplicate Sticker----- 83 @ \$1 = \$83  
**Total----- \$248,138**

~

### Regional Dispatch

I met with the Barnstable County Dispatch steering Committee and prepared a forum for the Cape Codder to Sept 24<sup>th</sup> at 9am to hear of our progress in developing a single dispatch proposal and hearing a presentation of Onondaga County's Regional dispatch.

~

### SELECTMEN'S REPORT

Mr. McManus moved to adjourn at 9:15 p.m. Mr. Ballantine seconded the motion and the motion carried by a unanimous vote.

### ADJOURNMENT

Respectfully submitted,

Ann Steidel  
Recording Secretary