

SELECTMEN'S MEETING AGENDA*

Griffin Room, Town Hall
732 Main Street, Harwich, MA
Executive Session 5:00 P.M.
Regular Meeting 6:30 P.M.
Monday, July 10, 2017

As required by Open Meeting Law, you are hereby informed that the Town will be video and audio taping as well as live broadcasting this public meeting. In addition, anyone in the audience who plans to video or audio tape this meeting must notify the Chairman prior to the start of the meeting.

I. CALL TO ORDER

- II. EXECUTIVE SESSION – 1. Pursuant to M.G.L. c. 30A, §21(a)(3), review current status and strategy recommendations with Town Counsel with respect to pending litigation matters for which a discussion in open session would have a detrimental effect on the litigation position of the Town. These matters include the listing below. 2. Pursuant to M.G.L. c. 30A, § 21(a)(6), to consider purchase, exchange, lease or value of real estate if the Chair declares that an open meeting may have a detrimental effect on the negotiating position of the public body – 4 Central Avenue; and 3. Pursuant to MGL c.30A, §21(2) to conduct strategy sessions in preparation for negotiations with non-union personnel or to conduct collective bargaining sessions or contract negotiations with non-union personnel – Town Administrator's Contract

Litigation Updates:

1. Bardsley, Trustee of the Herring Realty Trust v. Town of Harwich Conservation Commission, et al
2. Cuddy, Trustee v. Harwich Planning Board
3. Daks et al. v. Town of Harwich Conservation Commission and Walter Diggs, et al.
4. DeSimone and Trustees of the DeSimone Family Living Trust v. Town of Harwich and through the Harwich Board of Selectmen
5. Eldredge, et al. v. Town of Harwich, et al.
6. Eveland v. Town of Harwich, Lt. John F. Sullivan, David Guillemette, Chief of Police and the Orleans District Court
7. First Congregational Church of Harwich v. Eldredge, et al.
8. Gavin v. Harwich Board of Appeals
9. Hershey v. Carriero, et al.
10. Jalkut, Trustee, et al. v. Town of Harwich, et al.
11. Jones v. Harwich Board of Health and Town of Harwich
12. King and Kelly v. Walter Diggs et al. and the Harwich
13. Miller v. Town of Harwich Police Department, et al.
14. Needham v. David J. Guillemette, as Chief of the Harwich Police Department
15. Smith v. Harwich Chief of Police
16. Viprino v. David J. Guillemette, Town of Harwich Chief of Police
17. Viprino v. Diggs, et al.
18. Walsh Brothers Building Company, Inc., et al. v. Harwich Conservation Commission, and Town of Harwich
19. American Capital Energy v. Town of Harwich, et al.
20. Chief of Police v. Springsteen
21. Dewey, et al. v. Harwich Planning Board
22. Friends of Harwich Beaches, Inc. and Jan H. Kalicki v. Harwich Conservation Commission and Town of Harwich
23. Harwich Harbormaster v. Sykes
24. In the Matter of Elizabeth Maher (Harwich)
25. Patrick M. Judge, Trustee of Victory Village Realty Trust v. Carriero, et al.
26. Kanin, et al. v. Harwich Conservation Commission, et al.

- 27. Klink v. Chief of Police David Guillemette
- 28. Malitas v. Town of Harwich Chief of Police
- 29. McCaffery v. Harwich Police Department
- 30. Walsh Brothers v. Harwich Conservation Commission

III. **PLEDGE OF ALLEGIANCE**

IV. **WEEKLY BRIEFING**

Chief Norman Clarke - Unit Citations for Bill Neiser and Stuart Smith for rescue efforts during the Hyannis ferry accident

V. **PUBLIC COMMENT/ANNOUNCEMENTS**

VI. **CONSENT AGENDA**

- A. Approve Annual Police appointment of Officer Ryan Fazzino
- B. Approve application for One Day Entertainment License for Cape Verdean Festival and waive \$25 application fee
- C. Approve requests for One-Day Beer & Wine License by Harwich Cranberry Festival, Inc.

VII. **PUBLIC HEARINGS/PRESENTATIONS** *(Not earlier than 6:30 P.M.)*

- A. Mid Cape main replacement project update – National Grid

VIII. **OLD BUSINESS**

- A. Joint Meeting with Harwich Housing Authority to nominate new member to fill vacancy
- B. Part-time Housing Coordinator and establishment of a Housing Trust

IX. **NEW BUSINESS**

- A. Request by Mad Minnow to amend entertainment license to include outdoor entertainment
- B. Re-visit policy on boat storage in the Harbor Management Plan
- C. Request by Harbormaster for one year extension to the License Agreement between the Town and Allen Harbor Marine Service for winter boat storage
- C. Saquatucket Municipal Marina Landside Renovations update
- D. Update on FY 17 Legal Fees
- E. Discussion on Legal fees and other issues related to legal matters

X. **TOWN ADMINISTRATOR'S REPORT**

- A. CVEC Review of Value Reductions from Proposed Revised Eversource Rate Changes
- B. Cape Light Compact Meeting
- C. Electronic Communications Policy for Elected Officials and Members of Boards and Commissions
- D. Letter from Pleasant Bay Alliance
- E. IMA Advisory Board
- F. National Grid Gas Main FAQs

XI. **SELECTMEN'S REPORT**

XII. **ADJOURNMENT**

**Per the Attorney General's Office: The Board of Selectmen may hold an open session for topics not reasonably anticipated by the Chair 48 hours in advance of the meeting following "New Business." If you are deaf or hard of hearing or a person with a disability who requires an accommodation contact the Selectmen's Office at 508-430-7513.*

Authorized Posting Officer:

Posted by: _____

Town Clerk

Date: _____

July 6, 2017

Sandra Robinson, Admin. Secretary