

SELECTMEN'S MEETING AGENDA*

*Donn B. Griffin Room, Town Hall
732 Main Street, Harwich, MA
Executive Session 5:00 P.M.
Regular Meeting 6:30 P.M.
Monday, August 20, 2018*

**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)(3), to discuss strategy with respect to collective bargaining if an open meeting may have a detrimental effect on the bargaining position of the Town; Police Chief Performance Evaluation; Water Union M.O.U. with job description changes. 3. Approval of Executive Session Minutes for June 4, 2018

MATTERS BEING HANDLED BY TOWN COUNSEL

1. Cuddy, Trustee v. Harwich Planning Board
2. Daks et al. v. Town of Harwich Conservation Commission and Walter Diggs, et al.
3. DeSimone and Trustees of the DeSimone Family Living Trust v. Town of Harwich and through the Harwich Board of Selectmen
4. Eldredge, et al. v. Town of Harwich, et al.
5. Fire Station Bid Protest
6. Gavin v. Harwich Board of Appeals
7. First Congregational Church of Harwich v. Eldredge, et al
8. Gavin v. Harwich Board of Appeals
9. Hershey v. Carriero, et al (Zoning Board of Appeals of the Town of Harwich)
10. Jones v. Harwich Board of Health and Town of Harwich
11. Jeffrey A. King and James M. Kelly v. Paula F. McGuire, et al. (Harwich Conservation Commission)
12. King and Kelly v. Walter Diggs et al. and the Harwich Conservation Commission,
13. Rego, et al. v. Hilliard, et al.
14. Viprino v. David J. Guillemette, Town of Harwich Chief of Police
15. Viprino v. Diggs, et al. (Harwich Conservation Commission)
16. Walsh Brothers Building Company, Inc., et al. v. Harwich Conservation Commission, and Town of Harwich
17. Watkins, et al. v. Town of Harwich, et al.
18. Bardsley, Trustee of the Herring Realty Trust v. Town of Harwich Conservation Commission, et al
19. Eveland v. Town of Harwich, Lt. John F. Sullivan, David Guillemette, Chief of Police and the Orleans District Court
20. First Congregational Church of Harwich v. Eldredge, et al.
21. Jalkut, Trustee, et al. v. Town of Harwich, et al.
22. Needham v. David J. Guillemette, as Chief of the Harwich Police Department
23. Smith v. Harwich Chief of Police

MATTER BEING HANDLED BY INSURANCE COUNSEL

1. Viprino v. Town of Harwich

III. PLEDGE OF ALLEGIANCE

IV. WEEKLY BRIEFING

- A. Solar MAssachusetts Renewable Target/SMART Program – Larry Cole

V. PUBLIC COMMENTS/ANNOUNCEMENTS

VI. CONSENT AGENDA

- A. Approve Minutes – July 9, 2018 Regular Meeting
- B. Accept the resignation of Joan Felahi as a full member of the Council on Aging

- C. Accept the resignation of Mark Koopman as a full member of the Treasure Chest Committee
- D. Approve Caleb Chase Request in the amount of \$700.00
- E. Approve Caleb Chase Request in the amount of \$700.00
- F. Approve Caleb Chase Request in the amount of \$580.79
- G. Vote to sign a proclamation in honor of Peter Cobb's 80th birthday

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

- A. Public Hearing (continued from August 6) – Building Department Fees
- B. Dennis/Harwich/Yarmouth Special Legislation with section by section summary – John Giorgio
- C. Presentation – Permanent Protection for Nantucket Sound – Audra Parker

VIII. **NEW BUSINESS**

- A. Harwich Parking Committee Charge
- B. Committee Appointments:
 - 1. Historic District/Historical Commission
 - 2. Golf Committee
- C. Liquor/Entertainment License Violation – Mad Minnow Restaurant – *recommend referring this matter to Hearing Officer/Town Administrator*
- D. Harwich Pines Association – Application for Special Purpose Mooring Permits – Attorney Brian Wall/Harbormaster John Rendon
- E. West Harwich School Building - general discussion of future plans for the site
- F. Entertainment Licenses – discussion on outside noise after 10:00 p.m.

IX. **OLD BUSINESS**

- A. Continuation of the CVEC Round 1 Adder for FY20 – Liz Argo
- B. Fraud Assessment Policy – reporting issues
- C. Overview of land use controls for wastewater purposes
- D. Sunday opening for Community Center – update

X. **CONTRACTS**

- A. Change Order #2 (C.C. Construction) for the Saquatucket Harbor Septic System project in the amount of \$86,890

XI. **TOWN ADMINISTRATOR'S REPORT**

- A. Resignation of Council on Aging Director
- B. CDM Smith Progress Report – Sewer Collection System Phase II
- C. Departmental Reports

XII. **SELECTMEN'S REPORT**

- A. K P Law contract - *discussion*

XIII. **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:

Sandra Robinson, Admin. Secretary

Posted by: _____
Town Clerk

Date: _____
August 16, 2018