

## SELECTMEN'S MEETING AGENDA\*

Donn B. Griffin Room, Town Hall

732 Main Street, Harwich, MA

Executive Session 5:00 P.M.

Regular Meeting 6:00 P.M.

Monday, July 12, 2021

***\*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

- A. Pursuant to MGL,c.30A section 21 (a) paragraph 3 to discuss with respect to collective bargaining for all town unions if an open session would have a detrimental effect on the town's bargaining position and the chair so declares;
- B. Executive Session pursuant to G.L. c. 30A, sec. 21(a)(2) to conduct strategy sessions in preparation for negotiations with non-union personnel and to conduct contract negotiations with non-union personnel – Water/Wastewater Superintendent.
- C. Executive Session pursuant to G.L. c. 30A, sec. 21(a)(2)and (3) to conduct strategy sessions in preparation for negotiations with union personnel and to conduct contract negotiations with union personnel – SEIU

### III. PLEDGE OF ALLEGIANCE

### IV. WEEKLY BRIEFING

### V. PUBLIC COMMENTS/ANNOUNCEMENTS

- A. Presentation from Mark Kelleher, Kelpheher Farms, regarding sugar kelp production and bay scallops

### VI. CONSENT AGENDA

- A. Discussion and possible vote to approve the National Multiple Sclerosis (MS) Society walk to be held on September 10, 2021 from 9:30 a.m. to 2:30 p.m.
- B. Discussion and possible vote to approve resignation of Karin Larson from the Harwich Accessibility Rights Committee
- C. Discussion and possible vote to approve Board of Selectmen Public Hearing Minutes for April 26, 2021
- D. Discussion and possible vote to authorize the Chair to enter into a Memorandum of Understanding between the Town of Harwich and the Cape Light Compact to assist with preparation and planning efforts for the Regional Energy Planning Assistance Grant for 2022-2023

### VII. NEW BUSINESS

- A. Discussion and possible vote to approve the change of manager application for Portside Liquors III, Inc. – 1421 Orleans Road
- B. Discussion – Treasure Chest
- C. Update by Town Administrator on the Chloe's Path project and next steps
- D. Update by Town Administrator - 5 Bells Neck Road Request for Proposal (2021 Annual Town Meeting - Articles 17 & 40)
- E. Update from Finance Director - The Cape and Islands Water Protection Fund Management
- F. Discussion and possible vote to appoint a member from the list of Democratic Town Committee to the Board of Registrars– Ray Gottwald, Susan Weinstein, Mary Eagan
- G. Discussion and possible vote to approve the Weekday and Sunday Entertainment License – Lucky Labrador, Inc. DBA Perks – 545 Route 28 – Weekday and Sunday 11: 00 A.M. to 1:00 A.M. Ambient background music and/or television outside and Sunday 6:00 P.M. to 9:00 P.M. Live and/or recorded music with amplification outside *\*Sunday license is a modification to what was previously approved*
- H. Discussion and possible vote to approve a new 2021 Weekday and Sunday Entertainment License – Chase Escape Cape Cod LLC DBA Summer House Café – 126 Route 28 – Weekday 10:00 A.M. to 12:00 A.M. and Sunday 3:00 P.M. to 12:00 A.M. Recorded or live music with amplification and dancing inside.
- I. Discussion and possible vote to approve renewal of a 2021 weekday and Sunday entertainment for trampolines – Trampoline Center – 296 Route 28 – Weekday 9:00 a.m. to 9:00 p.m. and Sunday 9:00 a.m. to 9:00 p.m. - *Pending Building Department Approval*
- J. Discussion and possible vote to approve a new 2021 Common Victuallers license – Seagulls LLC DBA Seagulls Ice Cream and Soda Fountain – 537 Route 28, Unit 1 C – *Pending Building Department Approval*
- K. Discussion and possible vote to approve a One Day Entertainment license for two private events to be held on August 21, 2021– 5 P.M. to 11 P.M. and August 28, 2021 4:00 P.M. to 11 P.M. – Live music with amplification outside –44 Chatham Road
- L. Discussion and possible vote to approve a One Day Entertainment license for a private fundraising event to be held on July 17, 2021 – 10 A.M. to 6 P.M. – Live music with amplification outside – 16 Route 28, Townline Plaza – *Pending Fire Department Approval*

- M. Discussion and possible vote to hold a Public Hearing for the alleged violations on June 26, 2021 at Seal Pub –730 Main Street
- N. Discussion and possible vote to authorize the Town Administrator to be the Hearing Officer for the Public Hearing for alleged violations on June 26, 2021 at Seal Pub – 730 Main Street
- O. Discussion and possible vote to amend Section 1.17 – Disciplinary Guidelines of the Harwich Board of Selectmen liquor license regulations to include a language change from “third offense” to “third and subsequent offenses”
- P. Discussion and possible vote to amend the Personnel By-Law to delete references to Water/Wastewater Superintendent within classification plan

VIII. **OLD BUSINESS**

- A. Discussion – Comprehensive Wastewater Management Plan (CWMP)

IX. **CONTRACTS**

- A. Discussion and possible vote to approve a contract with Mettler-Toledo, LLC for the replacement of the scale deck at the transfer station in the amount of \$69,188.24
- B. Discussion and possible vote to approve a three year contract with KP Valuations for the Fiscal Years 2022, 2023 & 2024 Revaluation and Inspection services in the amount of \$132,000.00
- C. Discussion and possible vote to approve a Consent to Collateral Assignment for the Rooftop Photovoltaic Energy Facility Lease at the Cranberry Valley Golf Course Cart Barn
- D. Discussion and possible vote to approve a Consent to Collateral Assignment for the Ground Mount Photovoltaic Energy Facility Lease at Cranberry Valley Golf Course

X. **TOWN ADMINISTRATOR’S REPORT**

XI. **CORRESPONDENCE**

- A. Bob Cohn Letter for June 28 BOS Noise Meeting
- B. Mary Albis Letter for June 28 BOS Noise Meeting
- C. Frances Rich Letter for June 28 BOS Noise Meeting
- D. Memo - December 21, 2011 – Town Firing Range Report and Recommendations (Revised)
- E. Memo - Sands Pond indirect costs
- F. Memo - Harwich Fire Department – Massachusetts Governmental Ambulance Certified Public Expenditure
- G. Harwich Housing Committee Letter

XII. **SELECTMEN’S REPORT**

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:**

\_\_\_\_\_  
Ellen Powell, Executive Assistant

**Posted by:** \_\_\_\_\_  
Town Clerk

**Date:** \_\_\_\_\_  
July 8, 2021