

SELECTMEN'S MEETING AGENDA*

Donn B. Griffin Room, Town Hall

732 Main Street, Harwich, MA

Executive Session 6:00 P.M.

Regular Meeting 6:30 P.M.

Monday, December 20, 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. Executive Session pursuant to G.L. c. 30A, §21(a) (3) to discuss litigation strategy with respect to the case of Ember Pizza, Inc. et al vs. Town of Harwich, et al., Suffolk County Superior Court - Civil, Docket No. 2184CV01461, if discussing the matter in open session will have a detrimental effect on the Town's litigating position and the chair so declares
- B. Pursuant to MGL,c.30A section 21 (a)(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;

III. PLEDGE OF ALLEGIANCE

IV. PUBLIC COMMENTS/ANNOUNCEMENTS

- A. Announcement – The Board of Selectmen will not meet on Monday, December 27, 2021

V. CONSENT AGENDA

- A. Vote to approve the Assistant Town Administrator's recommendation to grant permission of Verizon New England Inc. and NSTAR Electric Company D/B/A Eversource Energy for the purpose to place (1) jointly owned pole, P243/3.5, at Fourth Street in the public right of way as new pole needed to support low hanging wires currently tied to trees
- B. Vote to approve a Caleb Chase request in the amount of \$1,000
- C. Vote to approve the Board of Selectmen Meeting Minutes - 05.24.2021
- D. Vote to accept a gift to the Police Department of a Gunner Transport Kennel

VI. NEW BUSINESS

- A. Annual Committee Meeting
 1. Historic District/Historical Commission
 2. Harwich Housing Committee
- B. Discussion and possible vote to approve the Committee Appointments recommended by the Interview Committee:
 1. Eileen Garrity – Full Position –Harwich Accessibility Rights Committee- Term Expires June 30, 2023
 2. Phyllis Thomason – Full Position–Recreation and Youth Commission - Term Expires June 30, 2023
 3. Martha Donovan – Full Position – Selectmen's Appointee – Term Expires June 30, 2023
 4. Wayne Coulson – Alternate Position – Conservation Commission – Term Expires June 30, 2024
- C. Discussion and possible vote on the Cultural Center Gymnasium use and fee schedule
- D. Discussion and possible vote on the Cultural Districts Resolution
- E. Discussion and possible vote to participate in the Statewide opioid settlement
- F. Discussion and possible vote to approve the new Request for Proposal for the sale of the West Harwich Schoolhouse
- G. Discussion and possible vote to approve a 2022 Annual Common Victuallers license for Dent Donuts d/b/a Dunkin Donuts – 481 Route 28
- H. Discussion and possible vote to approve a 2022 Class II and Class IV Auto license for Bassil Brothers d/b/a United Gas – 520 Route 28
- I. Board discussion on the Chief of Police's Memorandum and possible votes on the Show Cause Hearing Process
- J. Discussion and possible vote on Entertainment License times and location
- K. Discussion and possible vote to approve the following 2022 Entertainment licenses;
 1. Blue stripe LLC d/b/a Cape Sea Grille – 31 Sea Street – Weekday 4:00 p.m. to 11:00 p.m. inside and Sunday 1:00 p.m. to 11:00 p.m. inside
Entertainment type: Recorded or live music with amplification
2021 License: Weekday 11:00 a.m. to 12:00 a.m. inside.
Entertainment Type: Live or recorded music.
 2. Ember Pizza, Inc. d/b/a Ember – 600 Route 28 – Weekday 11:00 a.m. to 12:00 a.m. inside and 11:00 a.m. to 10:00 p.m. outside. Sunday 1:00 p.m. to 12:00 a.m. inside and 1:00 p.m. to 10:00 p.m. outside
Entertainment type: Concert, recorded or live music with amplification
2021 License: Weekday 10:00 a.m. to 12:00 a.m. inside & 6:00 p.m. to 10:00 p.m. outside. Sunday 10:00 a.m. to 12:00 a.m. inside & 6:00 p.m. to 10:00 p.m. outside.
Entertainment Type: Live or recorded music with amplification inside & unamplified recorded or live acoustic music only outside
 3. Four Hundred East – 1421 Orleans Road – Weekday and Sunday 5:00 p.m. to 10:00 p.m. inside.
Entertainment type: Recorded or live music
2021 License: Weekday 5:00 p.m. to 12:00 a.m. inside & 5:00 p.m. to 10:00 p.m. outside. Sunday 2:00 p.m. to 6:00 p.m. outside
Entertainment Type: Live or recorded music
 4. Hot Stove – 551 Route 28 – Weekday (Friday and Saturday Only) 9:00 p.m. to 12:00 a.m. inside.
Entertainment type: Concert
2021 License: This establishment did not apply for an entertainment license in 2021
 5. Harwich Inn and Tavern LLC d/b/a Harwich Inn and Tavern – 77 Route 28 – Weekday 12:00 p.m. to 12:00 a.m. inside and 4:00 p.m. to 8:00 p.m. outside. Sunday 1:00 p.m. to 12:00 a.m. inside.
Entertainment type: Recorded or live music with amplification and dancing

2021 License: Weekday 12:00 p.m. to 12:00 a.m. inside and 4:00 p.m. to 8:00 p.m. outside. Sunday 1:00 p.m. to 12:00 a.m. inside

Entertainment Type: Recorded or live music with amplification and dancing. Doors and windows must be shut during indoor entertainment.

6. Lanyard Bar and Grill – 429 Route 28 – Weekday 12:00 p.m. to 10:00 p.m. inside and outside.

Sunday 1:00 p.m. to 10:00 p.m. inside and outside

Entertainment type: Recorded or live music with amplification

2021 License: Weekday 12:00 p.m. to 12:00 a.m. inside. Sunday 1:00 p.m. to 9:00 p.m. inside & outside

Entertainment Type: Recorded or live music with amplification and dancing

7. Villa Roma – 278 Route 28 – Weekday and Sunday 3:00 p.m. 12:00 a.m.

Entertainment Type: Recorded or live music with amplification

2021 License: Weekday 4:30 p.m. to 10:00 p.m. inside

Entertainment Type: Live or recorded music

VII. **OLD BUSINESS**

- A. Update regarding the Local Comprehensive Plan (LCP)

VIII. **CONTRACTS**

- A. Discussion and possible vote to award a contract to Coviello Electric & General Contracting Co., Inc. in the amount of \$138,795.00 for the installation of lighting at Brooks Park.

IX. **TOWN ADMINISTRATOR'S REPORT**

X. **SELECTMEN'S REPORT**

XI. **CORRESPONDENCE**

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:

Ellen Powell, Executive Assistant

Posted by: _____

Town Clerk

Date: _____

December 16, 2021