

SELECTMEN'S MEETING AGENDA* - Revised

Originally Posted at 3:30 P.M., April 8, 2021

Revised Posting at 9:45 A.M., April 9, 2021

Executive Session 5:30 P.M.

Regular Meeting 6:30 P.M.

Monday, April 12, 2021

REMOTE PARTICIPATION ONLY
OPEN PUBLIC FORUM – PLEASE READ

1. First, send an email to: comment@town.harwich.ma.us (send emails at any time after the meeting agenda has been officially posted)
 - a. In the subject line enter “request to speak, your name”
 - b. In the body of the email please indicate which specific agenda item you wish to speak on.
No further detail is necessary.
2. The meeting will close to new attendees promptly at the scheduled start time for the meeting, generally 6:30pm. It will remain closed to new attendees until agenda items with scheduled speakers are reached. This is to minimize interruptions. You may join prior to (6:30) or when the meeting has been opened up. You may participate using your computer and the GoToMeeting interface or simply using your phone. Connection information can be found below.
3. After the Chairman has opened the floor to those wishing to speak callers will be taken in the order the emails are received.

Use *6 to mute and unmute your phone

When you join the meeting by phone you should turn off Channel 18 or your computer if streaming the meeting.

Board of Selectmen - Regular Meeting
Monday, April 12, 2021 6:30 PM (EDT)

Please join my meeting from your computer, tablet or smartphone.

<https://global.gotomeeting.com/join/473151069>

You can also dial in using your phone.

United States: [+1 \(571\) 317-3122](tel:+15713173122)

Access Code: 473-151-069

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 3137, LLC, et al. (Ember and Port) v. Town of Harwich, et al., United States District Court, C.A. No. 1:21-CV-10473, if discussing the matter in open session will have a detrimental effect on the Town's litigating position and the chair so declares.
- B. Executive Session pursuant to G.L. c. 30A, §21(a) (3) to discuss litigation strategy with respect to the case of Ember Pizza, Inc., and The Port Restaurant and Bar, Inc., v. Town of Harwich, et al., et al., Superior Court Department Civil Action No. 2172CV00112, if discussing the matter in open session will have a detrimental effect on the Town's litigating position and the chair so declares.
- C. 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;

III. **PLEDGE OF ALLEGIANCE**

IV. **WEEKLY BRIEFING**

- A. COVID-19 Updates
- B. Update on ongoing efforts by the Town in support of the business community

V. **PUBLIC HEARINGS**

- A. Discussion and possible vote to continue until Monday, April 26, 2021 at 5:30 P.M. - Ember Pizza, 600 Rt. 28 – Public hearing on applications for renewal of the Seasonal All Alcoholic Beverages License and the Annual Entertainment License; discussion and vote and public hearing on reconsideration of January 24, 2021 decision to renew the Annual Wine and Malt Beverage License for said premises; discussion and possible vote to order discipline based on Town Administrator's February 8, 2021 findings and recommendations.
- B. Discussion and possible vote to continue until Monday, April 26, 2021 at 5:35 P.M. - Port Restaurant and Bar, 541 Rt. 28 - Public hearing on applications for renewal of the Seasonal All Alcoholic Beverages License and the Seasonal Entertainment License; discussion and possible vote to order discipline based on Town Administrator's February 8, 2021 findings and recommendations.

VI. **PUBLIC COMMENTS/ANNOUNCEMENTS**

VII. **CONSENT AGENDA**

- A. Vote to approve an application from Monomoy Regional High School Visual and Performing Arts Department for Senior Arts Night - Art Walk and Concert. Date: May 13, 2021 5:00 PM – 8:00 PM (Rain Date Thursday, May 20, 2021) per stipulations and guidelines as stated in the packet.

VIII. **NEW BUSINESS**

- A. The Chair declares that this agenda item was not reasonably anticipated at the time of the agenda posting. Discussion and possible vote to execute a lease agreement for Cranberry Valley Golf Course Restaurant to be operated by, Ronald S. Leidner D/B/A Hot Stove, Inc. and expire on December 31, 2021.
- B. Discussion and vote to affirm the Town Administrator's appointment of Jonathan D. Idman as Director of Planning and Community Development
- C. Discussion and possible vote to approve Board of Selectmen meeting minutes for March 24, 2021
- D. Discussion and possible vote to approve the 2021 Long Pond Bass Tournaments
- E. Discussion and possible vote to declare approximately 10,000 cubic yards of dredged material from Allen Harbor and Saquatucket Harbor entrance channels as surplus and available for sale in accordance with MGL Chapter 30B.
- F. Discussion and possible vote – 2021 Seasonal Common Victuallers License Renewal
1. Belmont Condominium Trust DBA Belmont Beach Club – 1 Belmont Road
- G. Discussion and possible vote – 2021 Seasonal Entertainment License Renewal
1. Belmont Condominium Trust DBA Belmont Beach Club – 1 Belmont Road – Friday & Saturday 5PM – 10PM Inside and Outside – Recorded or Live Music with amplification and dancing
2. Wychmere Functions LP DBA Wychmere Beach Club – 23 Snow Inn Road – Monday through Saturday 11AM – 1AM Inside, 11AM – 10PM Outside and Sunday 11AM – 1AM Inside and 11AM – 10PM Outside

XI. **OLD BUSINESS**

- A. Ongoing discussion – Comprehensive Wastewater Management Plan (CWMP)
- a. CWMP Revision - Update Discussion
- B. GHD SewerCAD Modeling Update
- a. Pump Station Discussion

X. **CONTRACTS**

- A. Discussion and possible vote to authorize the Chairman of the Board of Selectmen to execute Change Order #2 with Bowditch Excavating, Inc. for the Cranberry Valley Golf Course Clubhouse Entrance Landscape Improvement Project for \$16,000.00.
- B. Discussion and possible vote for the Board of Selectmen to execute contract with Commercial Electrical Solutions, Inc. for the Cranberry Valley Golf Course Cart Barn Electric Charger Grid Installation Project for \$34,200.00.

XI. **TOWN ADMINISTRATOR'S REPORT**

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:

Patricia Macura, Executive Assistant

Posted by: _____

Town Clerk

Date: _____

April 8, 2021