

**Board of Selectmen
Minutes of Tuesday, December 19, 2017
Bourne Community Building
Bourne, MA 02532**

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TA Tom Guerino

Selectmen

George Slade, Chairman
Peter Meier, Vice-Chairman
Judith Froman, Clerk
Don Pickard
Michael Blanton

RECEIVED

2018 FEB 14 PM 12: 58

TOWN CLERK BOURNE

Note this meeting is being televised and recorded. If anyone in the audience is recording or videotaping, they need to acknowledge such at this time – Michael Rausch Bourne Enterprise.

All items within the meeting agenda are subject to deliberation and vote(s) by the Board of Selectmen.

Documents

Meeting Called to Order

Chm. Slade called the meeting to order.

Moment of Silence for our Troops and our public safety personnel /Salute the Flag

Thank you and recognition of service to Judy Conron

Mr. Slade thanked Judy Conron for her service on multiple committees, and read the Certificate of Appreciation of Service.

Public Comment – Non-Agenda Items

The Committee wished Jim Mulvey a Happy Birthday.

5) Minutes: 11.7.17; 11.28.17; 12.5.17

Voted Peter Meier moved and seconded by Michael Blanton to approve the minutes from November 7, 2017. **Vote:** 5-0.

Voted Peter Meier moved and seconded by Michael Blanton to approve the minutes from November 28, 2017. **Vote:** 5-0.

Voted Peter Meier moved and seconded by Michael Blanton to approve the minutes from December 5, 2017. **Vote:** 5-0.

6) Correspondence

Judy Froman brought the committee up to date on the correspondence.

- A. Letter from Department of Environmental Protection regarding Draft fuel spill - 29[FS-29]. Three-step process closure work plan RCL - Concurrence
- B. Letter from the Attorney General's Office granting the Board of Health an extension on request to respond to complaint of alleged violation of the Open Meeting Law.

Voted Peter Meier moved and seconded by Michael Blanton to take 8B out of order. **Vote:** 5-0.

8) Selectmen's Business -

b. Selectmen approval of ISWM invoice for payment - per recommendation of Auditor

Dan Barrett updated the Board on the question from the Finance Director and the suggestion from the Town Auditor.

Mr. Guerino explained this particular vehicle went to another municipal jurisdiction, and stated this is not a practice that we will continue.

Voted Peter Meier moved and seconded by Judy Froman to approve invoice number 2211 as requested by the ISWM Director for a total not to exceed \$3510.00. **Vote:** 5-0.

7) Licenses and Appointments

a. 7:15 p.m. Hearing on request from PWB Enterprises, Inc., d/b/a/ TUK TUK Thai Food. Peter W. Blake, Manager, for a Year Round Common Victualer License for the sale of Wine and Malt Beverages License to be drunk on the premise.

Voted Peter Meier moved and seconded by Michael Blanton to open the public hearing. **Roll Call Vote:** Mr. Pickard - Yes; Mr. Meier - Yes; Ms. Froman - Yes; Mr. Blanton - Yes; Mr. Slade - Yes. **Vote:** 5-0.

George Slade read the ad for the notice: This ad appeared in the December 8, 2017 edition of the Bourne Enterprise.

Notice Town of Bourne Liquor Hearing.

Notice is hereby given in accordance with Massachusetts General Laws Chapter 138, Section 12 that application has been received PWB Enterprises, Inc., d/b/a Tuk Tuk Thai Food, Peter W. Blake, Manager, 254 Shore Road, Units A & B Monument Beach, MA for a Year Round Common Victualer License for the sale of wines and malt beverages to be drunk on premises. Description of premises: 1st floor: 6 rooms (including 2 restrooms) - dining room, prep room, kitchen, and storage room. 2nd floor: 3 rooms - 2 storage rooms and 1 bathroom; 2 entrances and 3 exits. A hearing will be held at the Bourne Veterans' Memorial Community Center, 239 Main Street Buzzards Bay, MA 02532 on Tuesday, December 19, 2017 at 7:15 p.m. Board of Selectman: George G. Slade, Jr., Peter J. Meier, Judith MacLeod Froman, Donald J. Pickard, Michael A. Blanton.

George Slade stated to the applicant if this decision goes against your initiative there is a remedy that can be made through Massachusetts General Law 40A Section 17.

Peter Blake briefly went over his intentions.

Voted Peter Meier moved and seconded by Michael Blanton to close the public hearing. **Roll Call Vote:** Mr. Pickard - Yes; Mr. Meier - Yes; Ms. Froman - Yes; Mr. Blanton - Yes; Mr. Slade - Yes. **Vote:** 5-0.

Voted Peter Meier moved and seconded by Michael Blanton to approve the application as submitted subject to providing the liquor liability policy to town hall. **Vote:** 5-0.

8) Selectmen's Business -

- a. Naming of Town owned Property and Placement of Memorial Objects Policy - continuation of 2nd reading**
- b. Selectmen approval of ISWM invoice for payment - per recommendation of Auditor**
- c. Future Agenda Items**

George Slade stated edits were done in red type and suggestions for discussion were done in blue type. Mr. Slade briefly went over the suggested changes.

Mr. Blanton explained the signatures required for memorial objects has been changed to 25. For large recreation areas/buildings the signatures required has been left at 50 signatures. Mr. Pickard said he thinks the 25 signatures for memorial objects may be excessive and explained why. Mr. Pickard suggested a written request by anyone for a memorial object regardless if they are a registered voter or not should be accepted by the office of the Town Administrator and after a review by he and the department head that has jurisdiction over the property it then can be brought to the Board.

Judy Froman suggested there should be some type of criteria so we are not just naming things because someone came forward. It should be connected somehow back to the community. Ms. Froman suggest it could be brought down to 10 signatures for a memorial object.

DRAFT 2nd Reading 12/12/2017 additions

Blue Font Language Indicates Request for discussion on 12/19/17

Naming Town Owned Property and Placement of Memorial Objects

Purpose

The Bourne Board of Selectmen shall be responsible for the naming of town owned property – identified as being under the care, custody and control of the Town of Bourne – and shall handle all requests with serious and consistent consideration. Property includes, but is not limited to, public buildings, areas within public buildings, recreational areas, memorial objects, and town-owned land, all of which does not fall under another governing body or entity. In addition, there is a provision for placing memorial objects on town-owned property.

Policy

The Board of Selectmen is responsible for the naming (or renaming) of any town owned properties as noted in the Policy Purpose and fall under the jurisdiction of the Board of Selectmen.

The Board of Selectmen shall implement and maintain a consistent process for evaluating naming proposals.

When naming requests are considered, the priority shall be with naming property after person(s) or organizations which:

- Have geographical, historical or cultural significance to the town or region.
- Have held leadership role (s) in the Town, such as through distinguished service in the military, law enforcement, safety, public office, or as a public servant.
- Have made significant financial and civic contributions to the Town, or that have made a direct financial grant to the Town for purposes of developing a particular public property.
- Have been deceased no less than five years

Requests for naming of public property or portion thereof may come to the Board of Selectmen from any town official or member of the public. The suggestion for naming Town property (buildings, recreation areas, intersections, walkways, etc) shall be in writing and it must be supported by 50 or more registered voters of the Town as evidenced by validated signatures.

The request for placing memorial objects (artwork, signs or other fixtures, etc.) shall also be in writing and it must be supported by 25 or more registered voters of the Town as evidenced by validated signatures. Such memorial objects examples include, but are not limited to plaques, ornamental signs, sculptures, banners, benches, plantings, and detached structures.

For property under the care, custody and control of the Conservation Commission, the Trustees of the Veterans Memorials, or the Trustees of the Library, or any other such designation, such approval of a naming request shall be determined in a joint meeting of the Board of Selectmen and the respective Commission or Board.

School properties, by State Law, fall under the jurisdiction of the School Committee.

In the case of a written proposal by an applicant for memorialization of a Veteran, the Board of Selectmen shall forward a copy of the request to the Trustees of Veteran's Memorials for consideration and verification of necessary documentation. The Trustees shall make a recommendation to the Board of Selectmen as to the naming of Town property or memorial objects in honor of the Veteran.

This Policy may be amended or rescinded by the Board of Selectmen by majority vote.

Process for Naming Town Property

A written request to name public property which includes, but is not limited to, public buildings, areas within public buildings, recreational area, memorial objects, town-owned land, must be submitted to the Board of Selectmen signed by 50, or 25 (for memorial objects), registered voters validated by the Town Clerk.

The written request must explain the following, as applicable:

- How has this person(s) or organization had geographical, historical or cultural significance to the Town or region?
- What leadership role(s) in the Town, such as through distinguished service in the military, law enforcement, safety, or public office or as a public servant?
- What significant financial and civic contributions to the Town for the purposes of developing a particular public property?
- What is the proposed memorial (plaque, statue, sign, etc)? What is the property location (building, part of building, recreational area, etc)?
- Verification that person is deceased no less than 5 years prior to the request.

Following certification by the Town Clerk, the Board of Selectmen shall schedule a public hearing either as part of a Board meeting or as a separate public hearing to discuss the public property naming request. Decisions for placement of memorial objects shall be made during a regularly scheduled meeting of the Board of Selectmen.

The Town Clerk will verify that the property has not already been named and indicate any other properties named after this person(s) or organization.

Upon Board of Selectmen's initial approval of the naming, the next level of review and approval encompasses the design of artwork, signs or other fixtures on property under the jurisdiction of the Board must be reviewed and approved along with the cost of any signage and its ongoing maintenance, as well as who will be bearing the costs (petitioner, the Town, or another entity). In advance of final approval, the Board will seek advice of appropriate boards, committees, and/or departments.

Voted Judy Froman moved and seconded by Michael Blanton to change the 25 to 10 registered voters for memorial objects in two places, under Policy paragraph 3 and under Process 1st paragraph.

Jim Mulvey suggested as part of the policy there would be a pre screening board, which would review the request and go over it with the petitioner, or it could come before the Board at one meeting and then get voted at the following meeting.

Mr. Blanton said other town did have a naming committee and we had discussed having a naming committee.

Mr. Guerino suggest in the last statement under Policy to add "or waive". This policy may be amended or rescinded by the Board of Selectmen by majority vote. **Vote:** 4-1.

Mr. Pickard voted in opposition and stated again that he thinks that 10 may still be excessive making it registered voters.

Voted Peter Meier moved and seconded by Michael Blanton to waive third reading and adopt this evening with the provisions with the changes as voted by the Board.

Vote: 3-2.

Mr. Guerino clarified that all the changes in pink and blue, including the change from 25 to 10 for memorial objects are incorporated into this policy this evening. The bench and memorial protocol that Mr. Sala and myself have been utilizing in the past is now negated and replaced with this policy.

8.c. Mr. Pickard stated he would request a future agenda item on Attorney Troy's legal policy that was adopted by the Town Administrator and has been sent to department heads and Selectmen with instructions on where to find it on the town website.

Mr. Meier would like Admiral McDonald to come before the Board so the Board and the public could comment or ask the Admiral questions.

Ms. Froman would like to hear a public update from Stop & Shop about the location near the rotary; an update on the Priority Based Budget Calendar progress; an update on the Board of Selectmen goals; and the rules and procedure for the Board of Selectmen.

Mr. Blanton stated he would like an agenda item on Economic development, the downtown area and the potential for Bourne as a town to express interest in acquiring private property through eminent domain or other legal means for the purposes of economic development. Deliberate over calling potentially a special session of a charter review to consider charging the Charter Review Commission to look at the possibility of amending the Town Charter to put term limits in for the members of the Board of Selectmen.

Mr. Guerino explained that when there are minor issues to be reviewed on the charter it would be done on an off year. Major changes to the governing methodology in the charter for the town overall is generally to be conducted in the five year review. My guess putting a term limit into the charter would be considered a major change in the governmental functioning of the town. The Charter committee would make that determination as to whether it should go forward.

George Slade would like a discussion on how we correspond with the public, it should be written into the rules and procedures.

Jim Mulvey stated another item should be who has the authority to approve access to the attorney for legal opinion.

9) Selectmen's Reports

a. Events attended during past week

b. Events planned to attend during current week

Michael Blanton spoke about the luncheon he attended with Mr. Slade, two gentlemen from Literal Power and State Rep. David Vieira regarding the Seaport Economic Council Innovation Grant.

12-19-17

Seaport Economic Council Innovation Grant Application Submitted Nov. 1, 2017

Primary Applicant: Town of Bourne, MA
Co-Applicant: Marine Renewable Energy Collaborative (MRECo), Marlon, MA
Partners: Bourne High School (BHS), Bourne, MA
Cape Cod Community College (CCCC), West Barnstable, MA
Upper Cape Regional Technical High School (UCRTHS), Bourne, MA
Littoral Power Systems Inc. (LPS), Fall River, MA

Title: **A project to build, install, and test a modular ocean-based hydropower generating unit at the Bourne Tidal Test Site (BTTS) that can be used as a permanent research and educational tool**

(Amounts in application)

SEC Grant Application	\$ 836,191
<u>Match from Participants</u>	<u>\$ 167,238</u>
Total Project Cost	\$1,003,429

Communities along the south coast of Massachusetts have geographic advantages uniquely positioning them to contribute to job creation and economic growth through innovation within the maritime economy, especially by supporting the addition of new technologies that can replace older fishing related industries that have migrated to other areas and to foster economic growth and development.

Bourne requested funding from the SEC in the form of an innovation grant to fund a capital project aimed at promoting job creation and economic development through Marine Hydrokinetic (MHK) tidal power technology innovations and education. The Seaport Economic Council is evaluating applications right now and has stated that awards will be announced in mid-January. Awards are highly competitive and political support from the districts can make a real difference.

Letters of commitment and support included in the application:

Bourne High School, The Upper Cape Regional Technical High School, Cape Cod Community College
State Representative David Vieira
State Representative Patricia Haddad
U.S. Representative William R. Keating
U.S. Senator Elizabeth Warren

Marine Renewable Energy Collaborative (Commitment for cost share) Co-Applicant
Alden Research Laboratory (Commitment for cost share) Sub-contractor
Littoral Power Systems, Inc. (Commitment for cost share) Partner

The Project Objectives are to:

1. Install and test an innovative tidal turbine within the Bourne Tidal Test Site (BTTS).
2. Build a mobile education trailer capable of housing the turbine and educational information.

Economic development benefits include:

- Build a tidal turbine system and deploy that system using marine resources from the South Coast and Cape Cod. These same suppliers, partners, and scientific and logistics resources could be utilized for other classes of ocean energy, including wave and offshore wind.
- Demonstrate that modular MHK ocean-based clean energy from tides can reduce the cost of such power by using commercial vessels, cranes, and labor skills common to South Coast and Cape Cod towns and cities, demonstrating a way to repurpose underutilized fisheries resources.
- Bolster the newly established Bourne Tidal Test Site, a previous SEC grant recipient.
- Provide key new research infrastructure and equipment for tidal turbine tests by MRECo.
- Build a trailer mounted mobile display carrier for the modular tidal turbine that will allow it to be transported to CCCC, BHS and the UCRTHS for use as an educational aid in their science programs, facilitating educating students on blue economy career opportunities.

Duration: 15 month project, anticipated start Feb. 2018.

Town of Bourne (Primary Applicant) - The Town of Bourne is vitally interested in the development and advancement of ocean based clean energy technologies and in particular wishes to support the BTTS.

Marine Renewable Energy Collaborative (Co_Applicant) – MRECo is the owner of the BTTS, which was funded in part by an earlier grant from the Seaport Economic Council.

Cape Cod Community College (Partner) – CCCC offers a variety of certification and degree programs in the science and engineering fields that can be expanded by the addition of courses and programs that will prepare their students for careers in science, technology, engineering and math (STEM) industry.

Bourne High School (Partner) – BHS's current curriculum includes several courses in science and technology, including environmental studies, robotics and engineering technology.

Upper Cape Regional Technical High School (Partner) – UCRTHS offers a variety of technical programs, including Marine Technology, Engineering Technology, and Environmental Science and Technology.

Seaport Economic Council Members:

Chair: Lt. Governor Karyn Polito

Carolyn Kirk, Deputy Secretary, Executive Office of Housing and Economic Development

Kim Driscoll, Mayor of Salem

Sefatia Romeo Theken, Mayor of Gloucester

Harlan Doliner, President of Marine Oceanographic and Tech Network

Matt Ciborowski, Senior Transport Planner, Arup

Peter Meier spoke about attending Keystone Place holiday gathering. Mr. Meier also attended the Sewer Wastewater Building Committee meeting along with Michael Blanton.

George Slade spoke about the Resilient Cape Cod meeting conducted by the Cape Cod Commission.

10) Town Administrator's Report

Tom Guerino stated they opened the bid on Crabwalk way for the stairs; it appears that all the bids will be out of the price range, will have a determination next week as to what to do. There doesn't appear to be sufficient funding to do this project at this point.

Mr. Guerino proposed for the Selectmen's consideration a schedule for next month; January 9th Selectmen Meeting, joint meeting with the Finance Committee on the 16th, workshop as it relates to the budget for the 23rd, a brief Sewer Commissioner's meeting on the 30th and then moving on to handing the budget over. Peter Meier suggested having the Sewer Commissioner's meeting on January 31st.

Mr. Guerino stated we have to speak at the meeting on the 9th on whether we are going to move forward with a Special Town Meeting to the end of February as it relates to recreational marijuana sales and other issues that may be pending. Have a call into the Attorney Generals office as to whether April 1st date is set for the Cannabis Control Commission issuing licenses.

Mr. Guerino also spoke about the activity relative to the bike path, if the bike path is to go forward, there is going to be a considerable discussion that the town is going to have to entertain relative to rights of way and easements. Don't believe that staff can work on that during their normal course of the day. As this moves forward I would suggest the Selectmen put up a short-term committee to start addressing some of the issues. The Board can have an agenda item related to those issues

Mr. Guerino wanted to wish Mr. Mealy well and to the Selectmen and the citizens of the Town of Bourne a happy holiday season and thanks for your support.

The next Bourne Selectmen meeting will be on Tuesday, January 9th at 7:00 P.M.

11) Adjourn

Voted Peter Meier moved and seconded by Judy Froman to adjourn. Meeting adjourned.
Vote 5-0.

Respectfully submitted – Carole Ellis, secretary.