

**Board of Selectmen
Minutes of Monday, February 25, 2019
Bourne Veterans' Memorial Community Center
Buzzards Bay, MA**

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Selectmen

Peter Meier, Chairman
Judy Froman, Vice Chair
James Potter, Clerk
George Slade
Jared MacDonald (Excused)

Town Administrator Tom Guerino
Assistant Town Administrator Glenn Cannon
DPW Director George Sala

Public

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

Meeting Called to Order

Chairmen Meier called the meeting to order at 6:16 pm.

Board of Selectmen discussion of possible resolution to Tradewinds

Mr. Guerino reviewed the question submitted by Mr. Potter to Town Counsel. The Board of Selectmen acknowledge that the Town Administrator is going to read an email from Town Counsel.

Mr. Meier asks for a recommendation from the Town Administrator. Mr. Guerino recommends that the policy (PW-2015-02) stay the same as it has always been. Mr. Sala recommends that the policy (PW-2015-02) stay the same. Mr. Guerino states that the residents can submit a citizen petition to Town Meeting relative to changing the policy.

Mr. Potter asked if Tradewinds would be willing to change their deed. Ms. Froman asked if the roads would be private roads. Mr. Guerino stated that the roads may be designated as unaccepted ways or the roads could be private roads.

Mr. Potter states that the residents of Tradewinds could take the issue to Town Meeting.

Mr. Slade states that the policy (PW-2015-02) is an internal policy and selectmen do not have the authority to change an internal policy.

Mr. Hobill wants clarification on the definitions of unaccepted ways and private roads.

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Mr. Guerino discusses Chapter 183A.

Mr. Lively summarizes his opinion relative to town services for Tradewinds. Mr. Lively wants an exclusion just for Tradewinds Condominiums and not the other condominiums in Town. Mr. Lively wants to add the following sentence to the end of policy PW-2015-02: Unless a condominium has less than four units per parcel, roads in good repair, proper curbside access throughout or the original developer waived/signed off on the option of having services provided.

Ms. Howe asked if the DPW decides all policies.

Mr. Guerino recommends that the Board of Selectmen follow the opinion of Town Counsel.

Ms. Howe asked if her taxes would be reduced because they do not receive some town services.

Mr. Slade states that many residents do not receive some town services because the roads are private.

Mr. Potter clarifies his position as a selectmen and recommends the residents take the issue to Town Meeting.

Ms. Lively states that Tradewinds Condominiums does not have a gate.

Mr. Sala states that he conducted extensive research relative to the Tradewinds Condominiums and he could not locate any written agreement. Mr. Sala states that he is aware that other condominium association in town are waiting to hear what happens with Tradewinds before they request town services in their respective condominiums.

Mr. Guerino discusses the 1997 Hideaway Village opinion from Town Counsel.

Mr. Guerino states that he will forward the one sentence that Mr. Lively wants added to the end of policy, PW-2015-02, to Town Counsel for Counsel opinion.

A motion was made by Judy Froman and seconded by George Slade to forward the one sentence "Unless a condominium has less than four units per parcel, roads in good repair, proper curbside access throughout or the original developer waived/signed off on the option of having services provided" to Town Counsel for Counsel's opinion. The motion was voted: Slade - Yes, Meier - Yes, Potter - Yes, Froman - Yes

Adjourn

A motion was made by George Slade and seconded by Judy Froman to adjourn the meeting. The motion was voted: Slade – Yes, Meier – Yes, Potter – Yes, Froman - Yes

Respectfully submitted – Glenn Cannon, Assistant Town Administrator.