Board of Selectmen
Minutes of January 22, 2013
Bourne Community Building
Bourne, MA 02532

TA Guerino

John Ford, Chairman (excused)
Don Pickard, Vice-Chairman
Peter Meier, Clerk
Earl Baldwin
Linda Zuern

Meeting Called to Order
6:30 pm.

Pickard MOVED and SECONDED by Zuern to go into Executive Session to discuss Doherty and and reconvene in public session. Roll Call – Meier – yes; Baldwin – yes; Zuern – yes; Pickard - yes.

Moment of Silence for our Troops/Salute the Flag

Public Comment – Non-Agenda Items
None.

Approve Minutes: Regular Session of 1/8/13
Zuern MOVED and SECONDED by Meier to approve minutes of 1/8/13 as submitted. VOTE 4-0.

Correspondence
Meier read correspondence into record. Hard copies are available at the Town Administrator's office upon request.

Item E – Chm. Pickard asked TA Guerino to formulate a response to Ms. Robin. – Need to respond to Cassandra Robbin

Item F – to be put on the agenda for 1/29/13

Item G – for the board's information only.

Item I – under Selectmen's business tonight.

Joint meeting with Board of Selectmen and Planning Board to fill vacancy
The Selectmen and Planning Board had quorums tonight. Also present was Ann Gratis, Planning Board secretary. Two candidates to fill the remainder of the appointment on the Planning Board.

Shaun Handy – introduced himself to the boards and briefly discussed his qualifications.

Vinnie Michienzi – introduced himself and briefly discussed his qualifications.

Don DuBerger – thanked Mr. Handy for his application. He asked a quick series of yes or no questions which dealt with honesty, engineer stamp significance, etc. Mr. Handy answered to the best of his knowledge.

MOTION:
Chris Farrell, Planning Board Chm., moved to nominate Mr. Michienzi as an alternate member to a fulltime member of the Planning Board and seconded by Howarth and Mr. Handy as an alternate.

Discussion
Jensen – worried about Michienzi recusing himself for some discussions at Planning Board meetings. Planning Board Chm. Farrell doesn't feel the need to look at this issue solely.

VOTE:
Planning Board
Doucette – Michienzi
Jensen – Handy
Gallo – Michienzi
Nelson – Handy
Farrell – Michienzi
Howarth – Michienzi
Shearer – Michienzi
Duberger – Handy

Selectmen
Zuern – Handy
Meier – Handy
Baldwin – Handy
Pickard – Michienzi

VOTE is tie at 6-6.

Zuern – thought Mr. Michienzi was a member on the BFDC and raised issue of being involved in several different boards and would like to have someone who is not a developer themselves as they may have to recuse themselves often.

Meier – having engineer qualifications is a great asset.

Doucette – for clarification, Doucette asked Mr. Michienzi is a member on the BFDC as stated by Zuern. Mr. Michienzi stated he was not.

Howarth – the issue of recusing oneself is a non-issue.

DuBerger – suggested looking at the resume and qualifications of Mr. Handy.

Chm. Pickard – since there is a 6-6 vote, asked if anyone wanted to change their vote. No change of vote.

Chm. Farrell – the Planning Board does not have a full board tonight. The Selectmen do not have a full board tonight.

Zuern – suggested putting on the board next week when Ford is back on 1/29/13. The Planning Board will have a full board.

TA Guerino – suggested calling the Joint Meeting between the Selectmen and the Planning Board for 6:15 pm on 1/29/13. The consensus of both boards is to put nomination on agenda for a vote.

Licenses/Appointments

a. Subway – change in ownership

Meier MOVED and SECONDED by Zuern to approve the transfer of a Common Victualer License issued: To Jempee Enterprises, Inc., d/b/a Subway Sandwiches, Devin Baxter, Mgr., 626 MacArthur Boulevard to: Pocasset Subway, LLC, d/b/a Subway #41630, James Turi, Manager, 626 MacArthur Boulevard, Pocasset as noted by Town Clerk. VOTE 4-0.

b. MMA – approve various licenses for renewal

Meier MOVED and SECONDED by Zuern to approve the MMA license renewal for: Common Victualer Food License for the Beachmoor at MMA, 11 Buttermilk Way, Buzzards Bay expiring 12/31/13; Sunday Amusement for the Beachmoor at MMA, 11 Buttermilk Way expiring 12/31/13; and Weekday Entertainment License for the Beachmoor at MMA, 11 Buttermilk Way, Buzzards Bay to expire 12/31/13 as noted by Town Clerk. VOTE 4-0.

c. Tellier:

i. Public Works Facility Building Committee

Meier MOVED and SECONDED by Zuern to appoint George Sala to the Public Works Facility Building Committee for a term to expire 6/30/13 and Jon Nelson as an alternate member. VOTE 4-0.

ii. **Cape Cod Joint Transportation Advisory Committee (member/alternate)**
Meier MOVED and SECONDED by Zuern to appoint George Sala to the Cape Cod Joint Transportation Advisory Committee and Jon Nelson as an alternate member for terms to expire 6/30/13. VOTE 4-0.

iii. **Local Emergency Planning Committee**
Meier MOVED and SECONDED by Zuern to appoint George Sala to the Local Emergency Planning Committee for a term to expire 6/30/13 and Jon Nelson to attend as an ex officio member. VOTE 4-0.

iv. **Transportation Advisory Committee – Sala and Nelson as the alternate**
Meier MOVED and SECONDED by Zuern to appoint George Sala to the Transportation Advisory Committee and Jon Nelson as an alternate member for terms to expire 6/30/13. VOTE 4-0.

Zuern – asked about the private roads committee. TA Guerino would like to wait if the board would like to reactivate the committee or when the board has a position of not accepting private words. Meier – would like to have on agenda for February.

Town Administrator's Report
Budget presented next week.

Shore Road – Pocasset River Bridge Closure: Hours 7:00 am – 5:00 pm. Tues. 1/29/13, Wed. 1/30/13, Thurs. 1/31/13 and Fri. 2/1/13; Mon. 2/4/13, Tues. 2/5/13, Wed. 2/6/13, Thurs. 2/7/13 and Fri. 2/8/13; and Mon. 2/11/13, Tues. 2/12/13, Wed. 2/13/13, Thurs. 2/14/13 and Fri. 2/15/13.

Selectmen's business

a. **Governor proposes sweeping consolidation of Local Housing Authorities – for discussion and perhaps discuss taking a position**

Meier – introduced Barbara Thurston and Rick Leco.

The Governor's proposal would file legislation to regionalize the operation and financial management of local housing authorities.

Ms. Thurston – The towns of Bourne, Mashpee and Falmouth Directors will be meeting with Chairmen of these boards and with Mr. Leckin (SP). Mr. Vieira is opposed to the proposal.

Mr. Leco – briefly described his experience of 30 plus years. He raised the Chelsea issue and explained it as an administration failure. To resolve the issue is to make the system work correctly. The issue is voluntary vs. coerced. Upon enactment, the State will own every property and control it, and have the right to do. Meier added that Bourne has both State and Federal properties.

Mr. Leco – the Governor's proposal is a grab for all property (HUD, Section 8, etc.). Mr. Leckin doesn't know what the ramifications on the Federal side would be.

TA Guerino – asked what this does to the RCAPs – they will be swept into this. TA Guerino said if Bourne loses its local boards, the town's needs will be put on a priority list when they need to be fixed.

Mr. Leco – is opposed to a regional groups; the Governor believes this will cost $7M, but Mr. Leco believes it will double.

Zuern – believes in taking care of our community first and is opposed to social engineering. She is opposed to the proposal.

Meier – is vehemently against the Governor's proposal.

Baldwin – would like to read through the documentation before making a comment.

Pickard - has mixed emotions and hopes it works out best for the residents. He would like time to digest the information.

TA Guerino – through the Governor's proposal, the monies will not come back to the town's local housing - it will be centralized into the cities.

Zuern – raised concern of local zoning ordinances.

b. By-law Committee vacancies

Announcement by Chm. Pickard - Two at-large vacancies on the By-law Committee (terms to expire 6/30/13 and 6/30/14). There is also a vacancy on the Planning Board with a term to expire 6/30/15.

Zuern – attended the LCP meeting regarding stockpile of vaccines and antibiotics. She participated in a cable TV show of the MMA. Attended the Chamber Breakfast at the UCT school.

Meier – attended the Humanity House meeting. He was unable to attend the Chamber Breakfast.

Baldwin – acknowledged the DPW's efforts with the recent snow storm.

Meier – asked about the town flu vaccines. TA Guerino doesn't know what is left in reserve, but can check with the Health Director.

Adjournment
Meier MOVED and SECONDED by Baldwin to adjourn. Meeting adjourned at 8:30 pm.

Respectfully submitted - Lisa Groezinger, sec.