Board of Selectmen
Minutes of September 4, 2012
Bourne Community Building
Bourne, MA 02532

TA Guerino

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

Members of the Press: Diana Barth, Bourne Enterprise and Paul Gately, Bourne Courier

List of documents

- Private Petition Zoning Change ATM May 2012 dated 9/4/12 – 6 pages

Meeting called to order
7:00 pm by Chm. Ford

Note this meeting is being televised and recorded. If anyone in the audience is recording or video-taping, they need to acknowledge such at this time

Moment of Silence/Salute the Flag

Public Comment
None requested.

Approval of minutes – regular: 8/14/12 and 8/21/12
Pickard MOVED and SECONDED by Baldwin to approve joint regular session with the Finance Committee minutes of 8/14/12 as submitted. VOTE 3-0.

Pickard MOVED and SECONDED by Baldwin to approval regular session minutes of 8/21/12 as submitted. VOTE 3-0.

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

Item H – Chm. Ford and Pickard will attend meeting to make School Committee appointment.

Item C – will be put on the town website under correspondences.

Item A – CVEC was not found to be in violation of the Open Meeting Law, however one technical violation was detected per Attorney General.

Item B – County Extension Manager to come before the board on 9/18/12.

Jean Stanley – Housing Rehab
Postponed until 9/18/12.

Bourne Society for Historic Preservation – Mrs. Elizabeth Ellis
Private Partition Zoning Charge ATM May 2012 – adjacent to the Bourne Public Library.

Ms. Ellis requesting support of an article for the 10/29/12 Special Town Meeting that has been endorsed by the Bourne Society of Historic Preservation asking the town purchase the property at 9 Sandwich Road, Bourne Village a/k/a the Keene House.

If this article gains support of the board, a period of about two years for the disposition of the house is to be determined. The society is requesting the house be given a stay of execution while at the same time the town acquires a piece of land valuable to the town for future municipal use. The parking lot to accommodate municipal demands would be able to have access/egress from Perry Avenue.

TA Guerino – 9/14/12 is the deadline for the filing of articles for the STM on 10/29/12.

Pickard – commented on the parking and everyone could benefit from and be a plus to the area. Any groups have an interest in restoring the building and have as part of the inventory or have footprint of building in a deed restriction to whatever society wants it. Ms. Ellis said discussion was held and are struggling to maintain properties they have currently. After restoration it needs to be maintained and there must be a use for it. The society said they don't have a use at this time. They are hoping to offer to another non-profit (including out of town) or to an individual, recognizing if an individual buys, the town will lose the land.

Chm. Ford – asked about the assessment. Ms. Ellis said the town's assessment is too high and it is not livable, but able to be restored and preserved. The society will investigate the parking issue as well as sub-division as the property is on the market.

Pickard – if cannot use CPA funds, could another group use the funds for preservation and maintenance. Ms. Ellis said they would need a purpose for the building.

Ms. Ellis – assessed value of the land $137,200 and the building valued at $236,000 per assessor's map.

Mr. Barlow – on the society's agenda for next week for discussion. Building Inspector has inspected the building. The house was moved to where it is currently about 100 years ago. The cellar is on the log rollers it was rolled in on. The house is worth saving and moving to one of the society's properties. The town needs parking in this area. He encourages the board to view the property and give it some thought.

Mr. Agrillo – commented on making a parking lot for the health clinic. Pickard said it would be parking for the whole community. Mr. Agrillo asked if the town makes a parking lot, can anyone use as a public parking lot. The answer was yes.

Ms. Ellis – one of reasons of opposing zoning change to cross to the medical center would be very dangerous. If the town owns the property, there would be access/egress from Perry Avenue and not walking across Sandwich Road.

TA Guerino – if the board would want to consider intent brought before you tonight, the board can vote to put on the STM for 10/29/12.

Ms. Ellis – suggested the board draft the article themselves.

No board vote was made tonight to take action.

Charles Noyes – re: Emergency Plans and issues with Pilgrim Yankee Energy and update on Emergency Management program

Requesting the board make a formal request in writing to the State legislature to include Bourne in the Pilgrim Power Plant (Entergy) Emergency Plans. Bourne has not been part of the program nor has any input in the past.

Chm. Ford – concurs with Mr. Noyes.

Bill Maurer (Falmouth resident) – requesting the boards' support of Mr. Noyes' request.

George Carson - is in support of Mr. Noyes' request.

In addition, Mr. Noyes' gave an update on the Emergency Management Program. A review with TA Guerino has been completed and after updated, a final review will be sent to Department Heads to incorporate into their budget items for the next fiscal year. In the past year the town has acquired a trailer for the purpose of a non-motorized, intimate command post.

With regard to Hurricane Irene last year, most people were able to take care of themselves for 72 hours before other agencies came in for assistance.

Janet Misora (West Falmouth resident) – is also in support of Mr. Noyes' request.

Keene Street parking – this relates to parking and disruption of the neighborhood/complaints related to canal access by fishermen (people)
Mr. George Carson reviewed his complaints for the record that have happened before the 4:00 am hour.

Chief Woodside, per email of 7/13/12 to TA Guerino, commented on only fielding two calls; one of the calls was late in the day (not in the morning). The problem isn't parking, but the noise the fishermen make getting to their vehicles and will enforce any restrictions as much as possible. He suggested parking restrictions of 10:00 pm – 6:00 am to the board.

Baldwin MOVED and SECONDED by Pickard that the board enforce a restriction of parking on all of Keene Street from 10:00 pm – 6:00 am, posted on both sides of the street.

TA Guerino said an Executive Order will be created for board's signature on 9/18/12 and will at that point go into effect.

Mr. Mulvey – suggested getting notoriety of the fishing associations, bait shops, sport fishing clubs of the issue at hand.

Ms. Ellis – trash is not limited to the fishermen but sympathizes with the issue Mr. Carson raises. The town needs to be more visionary with parking for the community.

TA Guerino – restriction on Keene Street gives the police some enforcement.

VOTE 3-0.

Licenses/Appointments

a. MMA – 2 One Day Liquor

Pickard MOVED and SECONDED by Baldwin to approve Commonwealth of Mass and Mass Maritime Academy request for the Beachmoor at 11 Buttermilk Way, Buzzards Bay and ABS Library Information Commons, MMA at 101 Academy Drive, Buzzards Bay for two (2) One Day Liquor - All Alcoholic on 9/26/12 for the Bourne Financial Development Corporation from 4:30 pm – 7:00 pm and on 10/13/12 MMA Event: Class Reunion from 4:00 pm – 10:30 pm per routing slip. VOTE 3-0. *TA Guerino – noted an error on the card and will have re-typed and have for the board to sign on 9/11/12.*

b. Overbrook House – One Day – Private function

Pickard MOVED and SECONDED by Baldwin to approve Overbrook House request for One Day Liquor License – Beer and Wine for wedding ceremony on 9/15/12 from 3:00 pm – 9:00 pm at 400 Head of the Bay Road, Bourne per routing slip. *Pickard – asked about how PD will enforce compliance with all Chp. 138 laws – TA Guerino will contact Chief Green and report back to the board.* VOTE 3-0.

c. Patricia Sandford – Park bench at Keith Field - Vote

Pickard MOVED and SECONDED by Baldwin to approve Patricia Sandford's request for permission to place a bench at Keith Memorial Field behind the back stop in memory of her father, Mr. Pat Sorenti. VOTE 3-0.

d. Proclamation – Suicide prevention month – from the Samaritans

Pickard MOVED and SECONDED by Baldwin to approve Proclamation of Suicide Prevention Month to designate September 2012 as "National Suicide Prevention Month" in the town of Bourne.

Rose Cole – a volunteer, is asking for volunteers with the Samaritans as they are desperate for help. A future seminar will be held at this building on an outreach for the Elderly, Hot Line program and a program for Facilitators of Suicide Victims.

Mr. Agrillo – is in support of helping people.

Ms. Donovan – commended the May presentation documents and took paperwork to the public safety departments.

VOTE 3-0.

Town Administrator's report

All articles have to be in by 9/14/12 for the STM of 10/29/12 – it is 9/13/12 for the Department Heads.

DPW Facility – Capital Outlay meeting on 9/10/12 with regard to the DPW facility.

Contractual issues with the TA 2 – attending a managers program at ICMA from 10/5/12 – 10/10/ for the conferences in Phoenix, AZ.

Update on highways – will wait for Meier to be present to discuss.

Selectmen's business

a. BOS meeting calendar through 12/21/12

9/11/12 – public meeting at 6 pm – bring DPW Committee for update
9/18/12 – BOSC and BOS regular meeting
9/25/12 – no meeting
10/2/12 – public meeting
10/9/12 – signing of warrant (TA Guerino will be in Arizona)
10/16/12 – no meeting
10/23/12 – BOSC and BOS regular meeting
10/30/12 – no meeting
11/6/12 – no meeting

11/13/12 – regular meeting
11/20/12 – regular meeting
11/27/12 – regular meeting
12/4/12 – regular meeting
12/11/12 - workshop
12/18/12 – BOSC and BOS regular meeting
12/25/12 – no meeting
1/1/13 – no meeting

b. Discussion to establish date for BOS response to Charter Compliance Committee Findings

At board meeting of 9/18/12, Atty. Troy and Atty. Michael Ford to entertain a response to the Charter Compliance Committee findings at 7:00 pm; BOSC and Wastewater Committee at 6:00 pm – *TA Guerino will check with Ms. Riggs for the Wastewater Committee attendance.*

c. Update on MMR wastewater capacity meeting (Mr. Baldwin and Pickard)

Baldwin - MMR is looking to have a municipality/municipalities to take up expenses for running their sewer system. Falmouth and Mashpee have significant amount of interest. There are possibilities of disposal with ISWM. Baldwin added there may be a possibility of Upper Cape Wastewater but wouldn't be at the expense of a private entity.

Pickard – attended meeting on Sunday for our armed forces who will be leaving for training before being sent overseas.

Adjournment

Pickard MOVED and SECONDED by Baldwin to adjourn. Meeting adjourned at 8:25 pm.

Respectfully submitted - Lisa Groezinger, sec.