Board of Selectmen
Minutes of December 3, 2013
Bourne Community Building
Bourne, MA 02532

TA Guerino

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

Documents
- None

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

Call to order
By Chm. Baldwin at 7:00 pm.

Moment of Silence for our Troops

Salute the Flag

Public Comment – Non-Agenda Items
Mr. Robert Schofield discussed the Cape Light Compact Residential Incentives Limited Time Officer: 100% Incentive up to $4,000 to install recommended weatherization measures. Eligibility and Income Groups were briefly reviewed. Please call 1-800-797-6699 for more information.

Minutes: November 26
Zuern MOVED and SECONDED by Ellis to approve minutes of 11/26/13 as amended. VOTE 4-0.

Correspondence
Correspondence read into record by Chm. Baldwin. Hard copies are available in the Town Administrator's office.

Heather DiPaolo – Little Free Libraries
Ms. DiPaolo, Chm. of the Jonathan Bourne Public Library Trustees and Ms. Tara, V. Chm. of the Jonathan Bourne Public Library Trustees proposing to place Little Free Libraries at: Clark Field (Sagamore Beach), Keith Field (Sagamore), BES (Bournedale), Gazebo (Buzzards Bay), BMS

(Bourne Village), Marina (Monument Beach), Baseball Field (Pocasset), Washington Park (Cataumet) and Beach parking lot (Gray Gables).

The Free Libraries will assist people who cannot travel far and for school-aged children looking for community service. The projected date for installation is Spring 2014. The students at the Upper Cape Tech have built the prototype. The Library will be mounted on a fence post and will be HP accessible.

TA Guerino to work with the Trustees and Mr. Patrick Marshall and either Ms. Caron or Mr. Sala for locations.

Ellis asked how this project will be funded. Ms. DiPaolo said this will be funded through the Friends of the Library. TA Guerino said the town can offer assistance in the installation (digging) of the posts the Libraries will be on.

Tree Dedication this Friday at 5:30 pm at the Library.

9 Sandwich Road building inspectors decision appeal to ZBA
TA Guerino said based on discussion last week and discussion with Town Counsel of the 30-day window to appeal after the permit was issued, it brings the deadline date to Mon. 12/9/13. In anticipation of determination to move or not move forward, he has prepared the application for appealing the decision of the Inspector with regard to Bylaw 3310, et al.

Pickard asked if there wasn't also a vote for TA Guerino seeking opinion from Town Counsel. TA Guerino said there is a request for opinion typed and was faxed mid morning of Wednesday after the board's last meeting. Atty. Troy met to further discuss Bylaw 3310 with town staff and TA Guerino doesn't expect an opinion until 12/7/13.

Zuern MOVED and SECONDED by Ellis to appeal the Building Inspector's Decision to the Zoning Board of Appeals.

Pickard said this has been a cost to the town and suggests not sending to the ZBA.

Zuern feels the board should abide by the town's Zoning Bylaws. Pickard said this isn't within this board's purview. Ellis said this Board was elected to protect the citizens of the town and is in favor of moving forward to the ZBA.

SELECTMEN VOTE: 3-1 (Pickard opposes).

Zuern MOVED and SECONDED by Ellis to authorize the Selectmen Chairman to sign the appeal application on behalf of the board. VOTE 3-0-1 (Pickard abstains).

Transportation Advisory Committee
Bourne's Transportation Advisory Committee has been working with the Cape Cod Commission

staff in their study of the Bourne Bridge rotary under the Commonwealth's Unified Planning Work Program. This report accurately and completely represents the positions of a majority of the committee members. It recommends to the Massachusetts Department of Transportation a specific three-step action plan.

Actions that should be taken as soon as possible include adding directional signs in advance of the rotary; adding new pavement markings to guide traffic around the rotary; elimination of dangerous curb cuts close to or in the rotary; and construction of a pedestrian and bicycle path around the State Police barracks between the bridge sidewalk and Veterans Way.
Mid-term actions should encourage a shift of traffic connecting Route 25 with the Mid-Cape Highway to Scenic Highway and away from Sandwich Road and the rotary after Belmont Circle and the Route 25 interchange are reconfigured.

The long term recommendation calls for replacing the rotary with an interchange that, to the greatest extent possible, uses existing roads and locates all new construction east of Route 28. While this study reviewed and evaluated several interchange concepts drafted by Commission staff, previously suggested by the Massachusetts Highway Department, and one suggested by a resident of the neighborhood, it is not its responsibility to design a new interchange.

The Committee has a responsibility, however, to recommend to the Board of Selectmen that they urge the State to promptly address traffic problems at the rotary and begin planning now for its eventual reconfiguration. At its meeting of November 21, 2013, the Committee voted seven to one to approve the following motion:

> The Transportation Advisory Committee strongly endorses the recommendations for near-term and mid-term improvements as stated in the report, and equally strongly endorses and encourages the state to continue study and consideration of how to move traffic efficiently and effectively to and from the Bourne Bridge and its approaches.

The Bourne Transportation Advisory Committee recommends that the Board of Selectmen take action to get the Bourne Bridge rotary reconfiguration placed on the regional Transportation Improvement Plan, and encourage the Metropolitan Planning Organization to place it high on its list of priority transportation projects.

In addition, Mr. Ewell said it was the recommendation of both the Police Chief and Fire Chief that Adams Street be made one-way from Sandwich Road to Cranberry Highway.

TA Guerino said the Police Chief will be in before the board as it relates to traffic on the first board meeting in January. There was a concerned citizen who discussed the issue of safety. TA Guerino will ask the Transportation Committee to review and make a possible recommendation.

Ellis recommended the Transportation Committee look into left turns off Vermont Street in Sagamore. He also suggested a pedestrian crosswalk be something the Transportation Committee also considers.

TA Guerino said the town is opposed to the closing Exit 1 as well as the Fire Chief and the Police Chief.

Lastly, the Transportation Committee is asking the board to authorize the Transportation Committee to explore with the town and State officials, the potential to bring the commuter rail to Buzzards Bay.

TA Guerino said even if you are an adjacent of the MBTA community, there is a Cherry Sheet assessment as an adjacent community. He recommends the exploration of the possibility.

TA Guerino said Secretary of Transportation would like to see the town's position before they spend time and monies on the matter. They are looking to see if there is an interest in a community and work with a town that is most favorable.

Mr. Ewell said the trains coming to Lakeville will be the ones extended down to Buzzards Bay.

Ellis is not in favor of the train going across the bridge and would endorse it to Buzzards Bay.

He said the said the commuter service to Buzzards Bay may allow downtown Buzzards Bay to bloom.

Zuern MOVED and SECONDED by Ellis to authorize the Transportation Committee to move forward with study on the commuter rail.

Ms. Kay Donovan is in favor of the commuter rail.

SELECTMEN VOTE: 4-0.

Nstar discussion on power line rights of way spraying
TA Guerino said the board over the years has been a strong advocate for not allowing and supporting the prohibition of herbicide spraying. He plans to meet with Nstar and work with the Conservation Agent, the Board of Health Agent and the Planning Department and recommends this board to continue to support the past board's efforts.

Ellis MOVED and SECONDED by Zuern to support and allow TA Guerino to move forward.

Mr. James Mulvey said he is in favor of not spraying of the herbicide. He suggests asking Nstar how much of the herbicide gets into the soil and how long before it degrades.

SELECTMEN VOTE: 4-0.

Licenses/Appointments
a. Stephen C. Hurlbert, d/b/a Diamond Auto Sales, Class II Dealer's License
John Biven is representing Stephen Hurlbert.

Ellis MOVED and SECONDED by Zuern to approve the Diamond Auto Sales, Class II Dealer's License per routing slip. VOTE 4-0.

Town Administrator's Report
Budget hearings with department heads will begin and continue over the next three (3) weeks. The budgets are in and the town will have some challenges. TA Guerino's Budget Message will be given the second meeting of January.

TA Guerino reminded the board of the Buzzards Bay Park Annual lighting this week.

The Buzzards Bay Coalition sent documentation to TA Guerino which will be put on the next board's meeting agenda to become party to litigation relative to double hauled vessels going through and up the canal.

Selectmen's business

a. Recycling Center Policy

TA Guerino said there are relatively no changes other than dates. There are no increases in fees. He recommends the board adopt the policy.

Zuern MOVED and SECONDED by Ellis to approve the Recycling Center Policy. VOTE 4-0.

b. Selectmen's reports

Zuern said signatures for automatic tax increase did make its 1,000 signatures and will be on the ballot. She attended the Watershed meeting in Falmouth and most people were looking at alternatives (for example: barrier reefs and shellfish farms).

Pickard encourages donations to the Food Pantry.

Adjourn
Ellis MOVED and SECONDED by Zuern to adjourn. Meeting adjourned at 8:05 pm. VOTE 4-0.

Respectfully submitted,
Lisa A. Groezinger, sec.