

**Board of Selectmen
Minutes of September 30, 2014
Bourne Community Building
Bourne, MA 02532**

.....

TA Guerino

Peter Meier, Chairman
Don Pickard, Vice-Chairman
Stephen Mealy, Clerk
Don Ellis
Linda Zuern

Mr. Michael Rausch from the Bourne Enterprise acknowledged recording meeting at this time.

Documents

-

Call to order

6:00 pm by Chm. Meier.

Pickard moved and seconded by Mealy to go into Executive Session to discuss ongoing litigation and to reconvene in Selectmen's regular session. Roll call: Zuern – yes; Pickard – yes; Mealy – yes; Ellis – yes; Meier – yes.

Chm. Meier 8:07 pm open as Selectman open meeting.

Moment of Silence for our Troops/Salute the Flag

Mealy moved and seconded by Zuern to take Item 6 out of order. Unanimous vote.

Public Comment – Non-Agenda Items

None recorded.

Minutes: 9/9/14 and 9/16/14

Pickard moved and seconded by to approve minutes of 9/9/14 as amended. Vote 5-0.

Pickard moved and seconded by Zuern to approve minutes of 9/16/14 as submitted.
Vote 5-0.

Correspondence

Mealy read correspondence into the record. Hard copies are available upon request in the Town Administrator's office.

Item D – TA Guerino to draft letter to Mr. Lee Berger thanking him for his service.

A letter from Mr. Peckham regarding the intersection of Williston Road and State Road was added to the correspondence.

Also included into the correspondence is a letter from TA Guerino regarding the electrical tower lights over the canal in Bournedale. TA Guerino said for the record, there have been a lot of agencies to mitigate for the residents.

Item F – TA Guerino to draft a letter thanking Ms. Dumont for her service.

Licenses/Appointments:

a. Hoxie Halloween & Harvest Event

Pickard moved and seconded by Zuern to approve the Hoxie Halloween & Harvest Event on 10/25/14 from 10:00 pm – 7:00 pm per routing slip (BOH, Building Inspector, DWP, FD).
Vote 5-0.

b. Transportation Advisory Committee – Sallie Riggs

Pickard moved and seconded by Mealy to appoint Ms. Sallie Riggs to the Transportation Advisory Committee for a term to expire 6/30/15.

Discussion

Ellis and Zuern said their previous comments are the same. Mr. Mulvey stated he would go by his previous comments as well.

BOS VOTE 3-2 (Zuern, Ellis). MOTION PASSES.

c. Fee Waiver for use of Buzzards Bay Park, 10/5/14 PTA

Pickard moved and seconded by Zuern to approve fee waiver request for use of Buzzards Bay Park for the PTA Family Fun Day on 10/5/14 from 10:00 am – 5:00 pm, but to maintain the security deposit of \$150 if needed for clean up. Zuern commented on Earl Baldwin's suggestion of a donation could be accepted. Vote 5-0.

d. Fee Waiver for use of Buzzards Bay Park, 9/28/14 BHS Class of 2015

TA Guerino said the application came in between Selectmen meetings and he authorized the use of the park. This is an after-the-fact waiver.

Pickard moved and seconded by Zuern to approve fee waiver request for use of Buzzards Bay Park for the BHS Class 2015 on 9/28/14. Vote 5-0.

e. Kerry Horman Affordable Housing Specialist Housing Needs and Action Plan Revision
Mr. Horman said the revision is a requirement under the 40B process. He commented on the effort and benefit of this town's volunteers and the history of outstanding cooperation of town boards and committees.

Ms. Sunnaborg briefly reviewed the highlights. The State changed the 2005 guidelines in 2008. There has been significant progress since it was first submitted to the State. The Town of Bourne has a 7.1% state affordability and with the Coady School, the total is about 8%. The Planning Board approved the updated plan last week and is asking the Board of Selectmen's approval.

TA Guerino will submit to the board a copy of said plan for the 10/7/14 meeting.

Zuern asked if the Governor is subsidizing homes for illegal citizens in front of veterans. In accepting a plan she would want to make sure that doesn't happen in Bourne.

Pickard called Point of Order. Ms. Sunnaborg said there are a number of different emergency priority housing needs within the Commonwealth.

Zuern asked if the Keystone building was included in the affordable housing numbers. Chm. Meier said the Planning Board didn't include Keystone.

Mr. Farrell said the Planning Board considered Keystone as being more of a hospital and didn't rise to the level of apartment building. The appeals period is exhausted.

Ellis addressed an issue Mr. Horman made and said the comments about Bourne are very satisfying. He stated all of us are working for the "common wealth" of the people.

Pickard moved and seconded by Zuern to table the Housing Specialist's Housing Needs and Action Plan Revision. Vote 5-0.

f. Extension of Temporary Access Easement for Erosion Protection at 39 & 45 Phillips Road Sagamore Beach

Pickard moved and seconded by Zuern to approve the extension of the temporary access easement for erosion protection at 39 and 45 Phillips Road, Sagamore Beach as presented and recommended by the Conservation Agent through 12/15/14. Vote 4-0-1 (abstention from Mealy).

Old Bridge Road, Buzzards Bay reconstruction, sewer line replacement (Joint Session with the Board of Sewer Commissioners and the Board of Selectmen)

TA Guerino moving ahead for a replacement of the sewer and reconstruction of the road. There is a retaining area wall on the easterly side of the road for \$36,000 to replace, the cost of which will be shared with the Buzzards Bay Water District. Once digging begins, there is cost share with the Water District. This will not impact the sewer rates and leave a total of \$447,000

in retained earnings which is very healthy. The Capital Outlay unanimously approved both the Sewer and the DPW portions.

Mr. Tribou said Old Bridge Road pipe is extremely thin and is over 20 years old. The rough figure came out to \$200,000 (\$160,000 with 20% contingency). It is 1800 FT long and we will end up ripping up the road.

Mr. Sala as far as the DPW, it is time to do a joint project. Complete road work will be needed as well as adding a sidewalk to the canal. The cost to do so will be about \$220,000. TA Guerino said this will be borrowing at the Special Town Meeting in October 2014. The Capital Outlay voted unanimously to support the DPW.

Pickard moved and seconded by Mealy to approve the Old Bridge Road, Buzzards Bay reconstruction, sewer line replacement and Old Bridge Road resurfacing as presented by Mr. Tribou and Mr. Sala. Vote 5-0.

Town Administrator Report

a. Update on Recent Regional Transportation Authority meeting

The Executive Committee is reviewing the budget for the next year as it relates to the entire RTA and more specifically the Bourne and Sandwich fixed route trial runs. He will bring forward to the Selectmen when has figures. Ridership is not sufficient to sustain the cost of the project. There may be some ways to bring the costs down. An annual review of the Executive Director is being conducted.

b. Special Town Meeting update

The articles are drafted and Atty. Troy will review tomorrow. The warrant will have to be signed at the next Selectmen meeting. We are not opening the budget at this Special Town Meeting and will wait for the February Annual Meeting. For the October Special Town Meeting, there is Capital, a CPC article, an article relative to the School Building Committee which could expand into two articles. There is a re-use of money request as it relates to moorings and to expand the scope to dispose of abandoned boats. There is an article on Bylaw changes as it relates to the COA and the School Committee bylaw.

c. Fire Chief Search update

There are currently 5 or 6 applicants at this time and we are moving forward with the assessment center in October 2014 as planned and will bring to conclusion in November 2014.

d. Vacancies and hires

The previously mentioned two positions at the DPW have been filled. We have a vacancy at the ISWM for an equipment operator which may turn into a laborer position.

Selectmen's Business

a. Selectmen's Comments

Pickard said he received a call from a resident of our method of recycling with regard to cardboard. The landfill said to compact more cardboard they use a more green truck.

Mealy said the Finance Project Working Group continued discussion of financial process of the Cherry Sheet and how they reach the town and adopted a financial calendar to ensure financial planning. They are also preparing a report to provide an update at STM in October 2014. Mealy recognized Officer McMahon and the Fire & Rescue squads for their efforts on rescuing a citizen at the Market Basket. He met with Admiral Gurnon and reviewed a lot of ideas as liaison office. We talked about reinventing the town and discussed looking into bringing ships to the canal for Sail 2017. There was a discussion on the Taylor point property on how the commuter rail may/may not affect the MMA. There was discussion on the college statistics with a payroll approaching \$15M. The board concurred to invite the Admiral before the board to go into detail of his master plan and changes in the future. Mealy attended the Transportation and Advisory meeting with Chm. Meier.

Ellis requested TA Guerino to draft a letter of support to the Town of Chatham. TA Guerino said this is a continuation of what the board has already done in support of the Town of Chatham.

Chm. Meier recognized Mr. George Sala and the DPW for work done this summer for the Centennial Celebration. He also requested a draft letter thanking Mr. David Mugar who donated the fireworks for the 100th Anniversary Celebration.

b. Action, if any, related to Mr. Conron's recommendations related to the open meeting law violation charges

TA Guerino said after discussion with Counsel, in addition to his complaint, he needed to bring forward mitigations he thought appropriate. He feels the board does an excellent job and thinks we can continue to do business. No vote is needed tonight.

Zuern thanked Mr. Conron for his ideas and said the way we run things is good for us at this time.

Mealy said a lot of the work is done the Friday prior to the meeting, but he will make an effort to include information for both the board and the public.

c. Discussion of the written Town Administrator's Report

Pickard explained it would be beneficial for the Selectmen to receive under the Town Administrator Report a written synopsis of what has transpired since our last meeting. He met with TA Guerino and Mealy and everyone concurred to list things to improve communications between the board and the town administrator.

Mealy thanked Pickard and TA Guerino for their work.

TA Guerino feels this is a good idea.

Zuern suggested TA Guerino put his comments in a different color on the form.

History Use of the Buzzards Bay Park

Chm. Meier said we need to move forward with what we will do with the park. TA Guerino said we need to put a plan put together with the Main Street Steering Committee with the Cape Cod Commission and discuss next week.

Chm. Meier said this park will be the symbol of the town going forward. This will be a continued agenda item to 10/7/14.

Future Agenda Items

Chm. Meier read off items a – f. He has an issue with Item f and meeting with the Chief with regard to the Fire and Police dispatch services. Pickard concurs; if they have a plan, go to the Sheriff or keep in Bourne and present it.

Pickard moved and seconded by Meier to adjourn the Board of Sewer Commissioners meeting at 9:29 p.m. Unanimous vote.

Adjourn

Pickard moved and seconded by Zuern to adjourn the Selectmen meeting. Meeting adjourned at 9:30 pm. Unanimous vote.

Respectfully submitted – Lisa Groezinger, sec.