

**Board of Selectmen
Minutes of April 1, 2014
Bourne Community Building
Bourne, MA 02532**

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TA Guerino

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

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

Documents

- Stan Gibbs statue wording – 1 page dated 4/1/14
- Capital Outlay program requests – dated 4/1/14
- Capital Improvement budget – dated 4/1/14
- Email from Chief Martin Greene – dated 3/28/14

5:30 – 6:40 (Items 1-4) Call to order

Chm. Baldwin called the meeting to order at 6:15.

Pickard motioned and seconded by Zuern to go into Executive Session to discuss Town Administrator's contract and reconvene into public session. Roll call – Zuern – yes; Ellis – yes; Pickard – yes; and Baldwin – yes.

Moment of Silence for our Troops/Salute the Flag

Meier moved and seconded by Zuern to approve minutes of 3/11/14 as amended. Vote 5-0.

Meier moved and seconded by Zuern to approve minutes of 3/18/14 as amended. Vote 5-0.

Meier moved and seconded by Zuern to table executive minutes of 3/25/14 as amended. Vote 5-0.

Public Comment – Non-Agenda Items

None.

Correspondence

Meier read into record correspondence. Copies are available at the Town Administrator's Office per request.

Statement of Interest (SOI) – Peebles Elementary School – Vote school

TA Guerino said there was an SOI previously approved which was for the roof which was approved not long ago. Tonight's SOI is for the building itself.

Mr. Chris Hylberg said this request is routine, detailed and collected by Mr. Donohue. The School Department is interested in working with the State to see if Peebles is a candidate for a new school. Future enrollment is considered for this SOI.

Meier moved and seconded by Zuern to approve the Statement of Interest for the Peebles School as presented. Vote 5-0.

Licenses/Appointment

a. Stan Gibbs Statue Dedication Ceremony

1. Request for waiver of fee for use of town park

Meier moved and seconded by Zuern to waive the fee but require a refundable deposit for the Unveiling on 7/12/14 with a rain date of 7/13/14. Vote 5-0.

2. Request for permission to have Cape Cod Beer caterer at event

Meier moved and seconded by Pickard that the Selectmen allow alcohol served on the date of dedication as the bylaw permits and that Cape Cod Beer will be the vendor and to notify the Police Department 48 hours prior to the event. Vote 5-0.

3. Discussion and possible vote on the naming of the Fisherman Statue

The wording proposed: "The Fisherman – a tribute to past, present and future striped bass fishermen of the great Cape Cod Canal – inspired by local fishing legend Stan Gibbs."

Discussion was held about including Mr. Gibbs as being a world famous bass fishing lure maker.

Meier moved and seconded by Zuern to approve the naming of the Fisherman Statue as submitted. Vote 5-0.

Transportation Committee Update and report

Mr. Wesley Ewell said the committee met several times and came up with a list of a dozen questions that need to be addressed. Mr. Ewell read items into the record. In conclusion, he stated the committee is beyond what a volunteer committee and will need expertise. The committee is requesting technical assistance from the Cape Cod Commission (CCC) staff relative to the Buzzards Bay commuter rail. The State conducted a study in 2007 but some members of the committee questioned the study.

Meier moved and seconded by Pickard to assist the town in this endeavor at no additional cost to the town of Bourne. Vote 5-0.

At this time, Meier asked about Adams Street. Chief Woodside and Mr. Sala are currently working with the Highway Department.

Mr. Ewell said the State will include signs on MacArthur Blvd and striping on rotary will be part of the next phase of MacArthur Boulevard this spring. The sidewalk will be extended from the bridge, in front of the State Police barracks to Veteran's Way and will be built this spring. At this time there is no information about a third bridge to the Cape.

Chief Woodside said he and Mr. Sala have been working with the State and keeping the project cooperative.

Capital Outlay Committee requests presentation by Mary Jane Mastrangelo

Ms. Mastrangelo said the Capital Outlay changed their plan to only include the police station for the next five years due to the budget constraints of this fiscal year.

Ms. Mastrangelo said the middle school is 14 years old and a solar project and may have contributed to the issues of the roof.

Pickard suggested the relocation of the Fire Department Headquarters to Sagamore. Mastrangelo said it is a possibility and talked about adding assistant Chief at the Sagamore Fire Station.

Capital projects requesting Community Preservation Committee funding was at \$3.3M originally. The committee approved \$2.6M with \$532,000 coming from Community Preservation Act (CPA) monies.

Ms. Mastrangelo briefly reviewed the departments and their capital items. Police Department includes the police cruisers, cruiser computers and portable radios.

The Fire Department includes Car replacement, laptops, portable radios, equipment grant match, Station 1 phase.

The DNR includes Hen Cove and Dinghy dock renovations. Single ramp or double ramp is to be considered.

The Bourne public schools includes a technology plan, purchase/replace SPED mini bus and asbestos abatement. This is for the Bourne Middle School.

The DPW includes 1 ton pickup truck, recycle truck and dump/sander truck.

The ISWM includes 5 cubic yard Wheel loader, 25 ton hydraulic excavator and Phase IV stage III liner construction.

The Sewer Department includes grinder pumps.

The Shore and Harbor Committee includes dredging/ramp and pier repair and maintenance.

The Facilities Maintenance includes emergency power upgrades, entrance flooring replacement, server room air conditioning and electric/hybrid vehicle.

The Community Building includes removing and replacing 12 support columns, 60 chairs to be replaced and automatic door assemblies.

Total \$2,306,752 not including the CPC monies.

No Free Cash is being spent.

Meier asked about the long-term plan for the fuel pump at the gas station. Chief Woodside said the station can always use another fuel tank and that the current one needs maintenance now which will keep in working order. The Police Department has no use for the DPW fuel tank. TA Guerino said the last repair done was when Mr. Ford was Chief.

Town Administrator's Report

With the summer train, the train gates will be done over at Academy Avenue and is notifying the board around 4/26/14. He wanted to update the board before the work has taken place relative to the traffic.

Mr. Sala said the CCC today mailed the itinerary startup date of 4/26/14 with the last train will be at 8:00 am. From that Saturday at 8:00 am until 6:00 pm and on that Sunday the dirt parking lot will be worked on where MMA parks their cars now. The marina parking lot will be used Academy Drive at the railroad crossing. The road will be shut down from 6:00 pm on 4/27/14 and will reopen on 4/28 at 5:00 pm. Mr. Sala said this is State property and has no problem with the work proposed as far as safety. A detour plan for residents at Taylor Point and is on the plans. He is working with the Police and Fire Departments on all issues.

Selectmen's Business

a. Budget

TA Guerino said all of budget changes the Selectmen made and requested and voted have been made. The board will have new sheets to insert into their budget book and will need to vote the budget as well as the warrant. If there are any other budget issues he would request to wrap up tonight.

Pickard received and addressed an email from Chief Greene about cutting the OT. Chief Green indicated to TA Guerino that he wanted to clarify comments of Pickard he read in the paper.

Pickard said he based the \$60,000 savings on nothing. He didn't have anything in mind to make the savings.

Chief Greene said the Jacobs Report cited Centerville/Osterville budget when Pickard stated citing that town is like comparing "apples to oranges". Dennis-Yarmouth is a fair comparison. TA Guerino said the Jacobs Report was amended by Local 1717.

Chief Greene said \$300,000 for OT was unrealistic at best.

Pickard stated he erred when he voted to add eight firefighters with the grant. He felt at the time there was a continuation plan and a good way to reduce OT.

Chief Greene said closing the station is an option and said a Police Department is different from a Fire Department and they should not be compared. The grant has been saving the town money. Under the criteria set last week by the board's vote with regard to the collective bargaining unit, it may create more OT or longer response time. Pickard said the Chief went nine firefighters and the collective bargaining unit says eight.

Chief Greene said the collective bargaining doesn't include emergencies that come up. He said the board's vote of last week ties his hands relative to staffing.

Pickard doesn't believe that. He believes with minimum manning, Chief Greene has been filling one place in Pocasset.

Chief said the collective bargaining unit requires eight minimum. When the department is at eight and for example, two people at Pocasset have to go home as conditions can change at any given notice, under the collective bargaining restriction, that station remains empty until the next shift.

TA Guerino said the board's intent was to follow the contracts. With having five people out long term, the eight additional firefighters/paramedics hired have saved what OT would have been had we had to fill those five slots. He said OT will be more like \$350,000 to \$400,000.

Chief said he would do whatever the board requests. The circumstances would kick in at some point.

Ellis thanked Chief Green for his explanation and would hope this issue gets ironed out when the Chief can run his department and this board can take care of our policy.

A volunteer firefighter addressed the minimum manning of eight. He stated the Fire Department isn't like any other department on the Cape. With Bourne having a lot of increased elderly citizens, emergency medical services increase. He said the Fire Fighters union supports the Chief with the ninth person for manning.

Fire Deputy Joe Carreira said the Fire Chief is conservative with OT and runs a lean department. Calls are increasing but not the manning. Nine people makes a difference everyday. He said the grant was to increase manpower and not to decrease OT.

Meier moved and seconded by Ellis to reconsideration of the board's vote of last week with regard to Departments adhering to collective bargaining units. Vote 4-1 (Pickard opposes).

TA Guerino said the board has three choices: keep the vote as is, rescind or change the vote. He said the board last week was clear relative to positions and how moving around. The board could feel comfortable in rescinding last week's motion. The intension is to not violate any collective bargaining unit.

Pickard said TA Guerino has indicated to us to be able to feel comfortable, but the Fire Chief may then go back to prior practice of filling at nine.

Meier moved and seconded by Zuern to rescind last week's vote to hold Department Heads to collective bargaining units. Vote 3-2 (Pickard, Baldwin in opposition).

b. Reports

Pickard requested TA Guerino respond to an email he received relative to the Wings Neck lighthouse cease and desist order. TA Guerino obtaining coy from counsel. Forward email indicating where you are at. Ellis also asked the board be notified.

Chapter 90 to the governor's office. \$300,000 if release the money. Holding back because of the gas tax not being released.

Meeir asked to put on goals last July for next week.

c. Town Meeting warrant review

TA Guerino's intent is a brief review of the articles.

Annual Town Meeting

Article 1 is the acceptance of monies regularly required authorizations.

Article 2 is salaries and compensation of all elected officials.

Article 3 is regular annual expenses. This will be deferred as the board needs to vote the budget first.

Article 4 is for the Sewer Department.

Article 5 is for the State Aid Highway.

Article 6 is a Reserve Fund.

Article 7 is for ISWM.

Article 8 is Revolving Funds.

Article 9 is Capital improvements and capital projects.

Article 10 is Reports and recommendations of boards and committees.

Article 11 is to close out and transfer available balances..

Article 12 is for CPC projects.

Article 13 is for Administrative and operating expenses.

Article 14 is for Darren Martin exempting age requirement.

Article 15 is for Floodplain Regulations.

Article 16 if for Public Auction of Land.

Article 17 is the Amended the Bourne Home Rule Charter.

Article 18 – is for Chapter 64L, Section 2(a).

Article 19 is for the Town release of the Cape Cod Commission. It will be treated as a resolution per Town Moderator.

Article 20 is for the Open Space Committee.

Article 21 is for the ISWM Host Community Fees.

Article 22 is for Licensing and Control of Dogs.

Article 23 is for Open Space Committee.

Article 24 is for the Hoxie School.

Special Town Meeting

Article 1 is for the DPW Garage.

Article 2 is for the Underground Storage Regulation typo change in the bylaw.

Article 3 is for unpaid bills of prior bills.

Article 4 is for a DPW placeholder in case bids come in lower than expected.

Article 5 is for the balance in CPC Fund and reapportioned. There is another article for CPC which will be the new Article 6.

New Article 7 is for an easement for a underwater pipe to Bassets Island. Selectmen voted to sponsor relative to conservation land. Small presentation may be presented at STM.

New Article 8 is for use of space as the lease expired some time ago.

New Article 9 discussion is deferred.

Adjourn

Zuern moved and seconded by Pickard to adjourn. Meeting adjourned at 9:30 pm. Vote 5-0.

Respectfully submitted – Lisa Groezinger, sec.