**TA** Tom Guerino

**Selectmen**

George Slade, Chairman

Peter Meier, Vice-Chairman

Judith Froman, Clerk

Don Pickard

Michael Blanton

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 – Michael Rausch, Bourne Enterprise.

All items within the meeting agenda are subject to deliberation and vote(s) by the Board of Selectmen.

**Documents**

**6:30 p.m. Workshop**

**Meeting Called to Order**

Chm. Slade called the meeting to order at 7:00 pm.

**Moment of Silence for our Troops and our public safety personnel /Salute the Flag**

**Public Comment – Non-Agenda Items**

Mr. Phil Austin, spoke about the Pocasset Mobile Home Park. The Park is in receivership. We have been trying to prepare for when the receivership is over. Would like their thoughts to be seen before the Board of Selectmen consider this.

Mr. Guerino said the Board of Selectmen has no jurisdiction over this. There is nothing the Board of Selectmen and I can discuss on this because it is between Town Counsel and Counsel Kraus.

**5) Minutes from Meeting(s) dates: 7-11-17 and 8-22-17**

**Voted** Peter Meier moved and seconded by Michael Blanton to approve the minutes from July 11, 2017 as presented. Vote 5-0.

**Voted** Peter Meier moved and seconded by Don Pickard to approve the minutes from August 22, 2017 as presented. Vote 4-0-1. Michael Blanton abstained.

**5) Correspondence**

Judy Froman brought the committee up to date on the correspondence.

1. Invitation to attend The Gosnold Legacy Gala on September 14, 2017 to honor Raymond V. Tamasi & Boston Mayor Martin J. Walsh. Special guests speakers Governor Charles Baker & Chris Herren
2. Letter from MMA that Bourne is one of the 90 communities to participate in the MMA's Statewide 8th Grade Essay Contest and 3rd Grade Poster Contest. [Contest materials are in the Town Administrator's Office]
3. Letter from Donald Hayward regarding "Easement for Use" 290 Shore Road Cicca 1999
4. Letter from DEP regarding General Permits for Stormwater discharges from Small Municipal Separate Storm Sewer Systems [MS4 in Massachusetts]
5. New seasonal schedule to start at Bourne Residential Recycling Center
6. Cape Cod Commission hearing notice for Chapter G, Growth Incentive Zone Regulations proposed amendment to be held on September 14, 2017
7. Eversource Energy is providing notice of planned and scheduled vegetation maintenance work on the transmission right of way at 4 Carmela Lane, Bourne
8. Eversource Energy intends to selectively apply herbicides in 2017 along the power line rights-of-way that pass through Bourne
9. Board of Appeals meeting notice for September 6, 2017
10. Letter of interest from Robert R. Ronayne to be a member of the Bourne Fire Department South Side Fire Station Committee
11. Letter from Bourne Historical Commission with concerns to necessary permits to preserve and restore a historic barn located at 221 Shore Road, Bourne
12. National Grid will be working in the following areas performing infrastructure upgrades:
	* 1 - 105 Sandwich Road
	* 46 - 60 Keene Street
	* 84 - 98 Cotuit Road
	* 3 - 12 Freeman Street
	* 3 - 12 Winslow Street
	* 1 - 18 Emerson Avenue
	* 1 Farnum Road

M. Letter from Cape Cod Canal Region Chamber of Commerce looking for volunteers for the Cape Cod Scallop Fest

Mr. Guerino wanted to remind the Board on correspondence D this letter is agreeing to follow the federal schedule. There was a year deferral on the implementation of the MS4 regulation.

Michael Blanton said on item H and G regards to the application of herbicides by Eversource, State Representative Cape and Islands District Dylan Fernandes just introduced some legislation as a process of introducing legislation to try to curtail the use of herbicides. We may want to look at that as a community.

**6) 7:15 p.m. Request for pole hearing from NSTAR Electric [d/b/a Eversource Energy] and Verizon New England Inc. - Installation of new pole on Cotuit Road for Coady School Residents.**

**Voted** Peter Meier moved and seconded by Michael Blanton to open a public hearing.

Roll Call Vote: Mr. Pickard - Yes, Mr. Meier - Yes, Ms. Froman - Yes, Mr. Blanton - Yes, Mr. Slade - Yes.

Mr. Slade read the public hearing notice:

Eversource Energy

Karen Rae / Right-of-Way-Agent

273 Summer Street, Plymouth, MA 02360

You are hereby notified that a public hearing will be held at the Bourne Veteran's Memorial Community Center at 7:15 P.M. on Tuesday, September 12, 2017 upon the joint petition dated August 29, 2017 from NSTAR Electric Company [d/b/a Eversource Energy] and Verizon New England Inc. for the installation of one [1] new pole on Cotuit Road, Bourne. This pole is necessary to service the Coady School Residents in Bourne, which designated route of line you are an owner of real estate, as determined by the preceding assessment for taxation. Please contact Karen Rae [508-732-4239] at NSTAR Electric Company [d/b/a/ Eversource Energy] if you have any questions. Signed Thomas M. Guerino; Dated September 6, 2017.

Karen Rae, Eversource Energy, said Eversource is asking the town of Bourne to give them permission to place one pole numbered 4/6.5 on Cotuit Road in Bourne. We need to place this pole as a mid-span pole. The existing wires are hanging very low over the new driveway to the Coady School and this pole will alleviate the problem. It is on the same side of the pole line. The process should take one day. It will not interfere with the operations of the ball field.

**Voted** Peter Meier moved and seconded by Michael Blanton to close the public hearing.

Roll Call Vote: Mr. Pickard - Yes, Mr. Meier - Yes, Ms. Froman - Yes, Mr. Blanton - Yes, Mr. Slade - Yes.

**Voted** Peter Meier moved and seconded by Michael Blanton to approve the application as submitted. Vote 5-0.

**7) a. Cataumet School House - Historic Register**

 **b. Rail Trail Update**

John York, representing the Cataumet School House Preservation Group, spoke about the Cataumet School House. We have applied for recognition on the Register of Historic Places. A nomination has been filed with Mass Historic Commission. They would like a letter of support from the property owner. I am hoping you will vote to approve our nomination and send a letter to the Mass Historic Commission. Mr. Guerino said the letter is drafted and ready to go. If you vote this evening I can insert into the letter the Board took action on this date unanimously.

Don Pickard questioned are we as the Board the property owner? Mr. Guerino said we are the property owner.

**Voted** Michael Blanton moved and seconded by Peter Meier to support the letter in favor of the registration of the Cataumet School House as a member of the Register of Historic Places. Vote 5-0.

**7b. Rail Trail Update**

Audience member spoke on behalf of the leaders of the Bourne Rail Trail project, and for the many residents of Bourne, Sandwich, Falmouth, Mashpee and elsewhere who have said they want this trail. We wanted to thank you for listening to us, thank you for endorsing the trail, thank you for clearly stating that Bourne wants all the options for building this trail to remain on the table.

Ken Shetland said we are full speed ahead with the Bourne Rail Trail. We have been talking to the Boston Architectural College and they are prepared to assign a group of student who will undertake this project as a nine-month study to explore the options of the landscape. Hopefully at the end of that time have a proposal for a development of the trail. As soon as we have confirmation from them that their team is in place we will come back to you to ask for you to corporate in their efforts.

Michael Blanton thanked the Bourne Rail Trail Committee for their efforts. Peter Meier thanked them for their letter to Mr. Barrett thanking him for his efforts.

**8) Redemption of 16 Sachem Drive, Sagamore Beach**

Tiffany Marinos-Sterge said she is here to make the request of redemption in person.

Tom Guerino briefly went over the fees that are due through the end of September; the payment has to be in the form of a bank check.

**Voted** Peter Meier moved and seconded by Michael Blanton to approve the request for redemption of the property at 16 Sachem Drive, Sagamore Beach, bank check in the amount of $18,456.14 in the Town of Bourne Offices no later than September 30, 2017. Vote: 5-0.

**9) License and Appointments**

1. **7:30 p.m. Three Irishmen, Inc., d/b/a/ Flynn's Irish Pub change in beneficial interest and transfer/issuance of stock**
2. **Richard E. Sheridan/Roadrunner Public Livery License**
3. **John E. Redman - Bourne Landfill Working Model Business Group**

Peter Meier went over the Licenses:

John Downes, Three Irishmen, Inc. d/b/a Flynn's Irish Pub, 119 Cranberry Highway, Sagamore MA, Change in beneficial interest and transfer/issuance of stock only. Remark from the Assessors Office needs to fill out Form of List; receivd Form of List 8/22/17.

John Downes said he is removing his partners name from their corporate papers.

**Voted** Peter Meier moved and seconded by Michael Blanton to approve the application as submitted. Vote 5-0.

Peter Meier went over the application from Richard E. Sheridan d/b/a Road Runner, 43 Bennets Neck Drive, Pocasset, MA, for a Livery License 2017 Ford Explorer. Applying for Insurance, Registration and will have inspected by the Police Department prior to Selectmen's meeting [He was last licensed in 2015]. The remark on the route slip from the Planning Department: One car only; the Assessor said no FOL necessary; the Town Clerk is waiting for the Board of Selectmen's approval to issue business cert.

Tom Guerino said the Board of Selectmen should approve contingent upon the inspection.

**Voted** Peter Meier moved and seconded by Michael Blanton to approve subject to what is required by the Police Department for inspection purposes. Vote 5-0.

Peter Meier spoke about Mr. Redman requesting to remain on the Bourne Business Model Working Group.

Don Pickard briefly spoke about Mr. Redman and the Working Group.

**Voted** Peter Meier moved and seconded by Don Pickard to approve his application, term to expire June 30, 2018. Vote 5-0.

**10) Project Updates**

1. **The Buzzards Bay Park**
2. **New School**
3. **Police Station**
4. **Wastewater Facility**
5. **Rotary/Stop & Shop plans (quarterly reports scheduled in)**

Tom Guerino gave an update on the Buzzards Bay Park, and provided a short version of the budget.

****

We have recently received a contract from Green Acres Landscape to do Phase II.

The contract is currently with Atty. Troy being reviewed. The pavilion was bid; the bids came in and was accepted. It will be on order; it is a 12-16 week lead-time for the beams to be shipped in. The loam is being screened and initial leveling. Tomorrow morning we will be meeting to go over the level of accessibility and inclusion of the park equipment. We will be meeting on Thursday with Mr. Sala, people from Weston & Sampson and Matt Cipriani, who is the Clerk of the Works. Things are moving well. We are within budget. The contingency still remains at about $80,000. We don't expect a lot of change orders. Pleased with the progress and pleased with the committee. Finish date should be in the spring; final touches will be done in the spring.If items come in during the winter we will wait until the spring to put the actual construction of that together.

Peter Meier said we also have to thank the Main Street Steering Committee for all their work over the years.

Judy Froman questioned the approved alternates. Mr. Guerino stated that there were five alternates that we put aside that we wanted to make sure we could include once the bid came in.

George Slade questioned if the maintenance is going to be provided by the Department of Public Works. Mr. Guerino said the town will take care of the maintenance. Scheduling events will still come through the Board of Selectmen. The recreation director is looking at what other communities' policies are. She is also putting together an updated fee schedule. Should have it done by the first of the year.

Michael Blanton questioned will the new re-creation of the park limit the size of events that can happen in the park. Mr. Guerino stated the Scallop festival size event will probably not happen there anymore but an ALS walk would still be able to happen there. We will still be able to have concerts in the park.

Michael Blanton questioned with regard to the drafting of the Use Policy, who will comprise that group. Mr. Guerino said I have asked the Rec Director to put together a proposed policy to come before the Board of Selectmen.

1. **Police Station**

Mr. Guerino spoke briefly about the Police Station, the sizing, the spacing, where the police facility is going to be and how the Wastewater Facility has to fit around where the Police Station is going to be located.

**New School:** Peter Meier said tomorrow night we will be reviewing the bidding schedule. On October 10th the documents will be released for bid purposes; with the intent of awarding the contract on November 20, 2017 and break ground within 30 days after. By the 28th of September we will have comments back from MSBA on the construction documents. Nov 7th we will file the sub bid contract. We will have that information back on the 21st and on the 30th we will have a recommendation of who we will award the GC to. Once the school is open we will be able to offer full day kindergarten.

John York spoke about the trees that were planted by some of the children at the Peebles School property as Arbor Day trees over the years. Would like to have those trees moved; would like to have it in the landscaping contract that there is moving trees involved in the project. Peter Meier will see if that is possible. Mr. York said if you want to identify which specific trees you can ask the garden club. John York said he will take to Rick Dobbins and mark the trees. Peter Meier spoke about the memorials in the Peebles School and making sure those items are protected going into the new school.

**e.** Mr. Guerino will meet with Stop and Shop on the 21st at 1:30.

**11) Selectmen’s Business**

1. **2nd Reading of the "Naming Town Owned Property and Placement of Memorial Objects" Policy**
2. **Establish working group/sub-committee of BOS to review and propose updates of Rules of Procedure.**
3. **Discussion and possible nomination for Sub Region A Representative for the Metropolitan Planning Organization [MPO]**
4. **Psychic Fair [10/7/17] and craft show [11/4/17] requesting waiver of fees**
5. **Town Administrator interim reviews**

11a. Peter Meier said The Open Space Committee had that on their agenda on last night’s meeting, agenda item 10a. Review of the Board of Selectmen's draft policy on naming of town owned property. They haven't sent a response on last night’s meeting.

Don Pickard briefly went over the Policy. Should the Board let the Town Administrator and the Chair work out the edits? Mr. Guerino said the Board has to determine if they want to incorporate some, any, or none of the recommendations made by the Board members. If the Board wants, you can take until the 26th to review the changes then come back with recommendations on what is to be incorporated. Don Pickard went over his comments/suggestions. Peter Meier spoke about his comments/suggestions.

George Slade said there should be a process/ a registry of some sort. It should be part of the process.

Don Pickard said there are two separate items. One is the naming of town owned land/buildings/ construction. The second is placement of memorial objects; trees/benches/plaques; that shouldn't take 50 registered voters. The process for the naming of a building or a structure I suggest it should take 50-100 registered voters.

Tom Guerino said when it comes to naming a building do you think the naming of a structure/building should go to Town Meeting. Mr. Blanton and Ms. Froman stated they think it should go to Town Meeting for naming structures/buildings. Peter Meier said we can start the process and then send it to Town Meeting.

Don Pickard recommended to table this discussion, stop it at reading 1 and have the members go over the policy, then come up with recommendations and give it to the Town Administrator.

**Voted** Peter Meier moved and seconded by Don Pickard to continue this Policy discussion to the meeting on October 17, 2017, send any changes or recommendations to the Town Administrator. Vote 5-0.

Jim Mulvey said in a policy you will have to consider certain values, is it a town request, is it a national request, or is it a regional request and the value of the location and the item.

**b. Establish working group/sub-committee of BOS to review and propose updates of Rules of Procedure.**

George Slade said we can look at it one more time. Mr. Meier and Mr. Blanton could look at it. It could be open meeting law issue because you would be reporting back to the Selectmen. Tom Guerino said if it is a subcommittee or a formal working group of the Selectmen it probably needs to be posted. George Slade spoke about the event being sponsored by the Attorney General; it would be good to have the specific items addressed.

**c. Discussion and Possible nomination for Sub Region A Representative for the Metropolitan Planning Organization [MPO]**

Tom Guerino questioned if there is anyone on the Board who would like to serve in the capacity as the MPO regional representative. You can self-nominate or the Board can nominate people formally.

George Slade said the deadline for nominations is next week. It would be good to have a representative from Bourne.

John York questioned if all 4 of the towns have the same amount of Selectmen so it is not a weighted vote.

Judy Froman said she is interested in being nominated. Michael Blanton said he is also interested and George Slade self-nominated.

Michael Blanton questioned is every town allowed to send one nomination from their Board. Tom Guerino said you can send as many as you want.

John York questioned if that person has to be a Selectmen and what happens when that person's term has expired. Tom Guerino said there will be a special election to fill that position.

George Slade stated his interest in becoming the Selectmen's representative for the Cape Cod Metropolitan Planning Organization. Michael Blanton stated his interest in becoming the Selectmen's representative for the Cape Cod Metropolitan Planning Organization. Judy Froman stated her interest in becoming the Selectmen's representative for the Cape Cod Metropolitan Planning Organization.

George Slade said the nominations will be forward next Monday at their next MPO meeting.

Mr. Blanton said he is going to withdraw his nomination.

Don Pickard questioned what is the appropriate method for going forward?

Mr. Guerino said the Board could vote to endorse that nomination or the Board could opt to nominate a different member.

Don Pickard said could the Board tonight nominate both Mr. Slade and Ms. Froman and have a roll call to see who will be nominated, would the other be willing to self-un-nominate.

**Voted** Peter Meier moved and seconded by Don Pickard to nominate George Slade and Judy Froman. Vote 5-0

Roll Call: Michael Blanton - George Slade; Judy Froman - Judy Froman; George Slade - George Slade, Peter Meier - Judy Froman; Don Pickard - Judy Froman. Vote 3-2.

Mr. Guerino said now Mr. Slade can contact Mr. Cannon. We will put a letter in the mail to Mr. Cannon indicating the Board has voted to put forward Select Board member Judy Froman as the MPO nominee.

**11 d. Psychic Fair [10/7/17] and craft show [11/4/17] requesting waiver of fees**

George Slade briefly went over the request for the Physic Fair on October 7th from the Friends of Bourne COA for the waiver of fees.

**Voted** Peter Meier moved and seconded by Michael Blanton to approve the request for the Physic Fair on October 7, 2017. Vote 5-0.

**11 e. Town Administrator interim reviews**

Don Pickard stated he was confused by the request to review the Administrator on a quarterly basis, with a 4 as acceptable and a 0 as not acceptable. According to the Charter it states the Administrator will be reviewed annually. Quarterly may be a charter violation. Mr. Troy should weigh in on this.

George Slade said the template was based on our formal evaluation. There is a provision for an annual assessment; there is also something in the Town Administrators contract that addresses interim. There is a format that has been used by various Board members to discuss elements of the Town Administrators performance on a more casual setting. I would like us to do this once a quarter to honor the two-year contract and it can be done on a more casual basis. If something is worthy of mentioning is should be mentioned. The rating should also be supported by documentation.

Don Pickard said there are three points in the Charter, the administrators’ ability to effectuate policy as directed by the Board, accomplishment of the goals as directed by the Board, and in the effective management of town employees other than school employees. I would like Atty. Troy to weigh in on it. A formal quarterly evaluation may be a violation to the charter. Not sure it is necessary.

Tom Guerino suggested we wait to hear from Atty. Bob Troy.

George Slade stated the evaluation would be in a more casual framework.

**12) Town Administrator’s Report**

**a. Cape Cod Regional Transit Authority discussion**

Tom Guerino said he handed this out at the last meeting and resubmitted it for this meeting the trend of the Regional Transit Authority in hopes you did read it and see that it is making good progress. Mr. Guerino went over the Regional Transit Authority revenues, and working with some other transit providers. We may look at enhancing the transit center and the land around the transit center.Mr. Guerino said not only are revenues up but the time of routes are better, the passengers are up, on the fixed routes they put in kiosks areas for people, overall this transit authority in the past 5-6 years has really turned around and provided more service to the folks on the Cape. They have done a good job on consolidating the routes.

**13) Selectmen’s Reports**

Peter Meier spoke about the new tablets the Selectmen have. Last Saturday Michael Blanton was a guest at our Taylor's Point meeting.

Judy Froman stated she and Michael met with the president of Mass Maritime Academy to keep the dialog open between the Selectmen and the MMA. We also worked on the Assistant Town Administrators job description.

Michael Blanton spoke about the first Friday Office Hours held at the Bourne Library. We spoke about traffic, highway traffic on local roads, need for additional signage or lighting at the 5 corners in Bourne, and Road improvements on Bournedale Road. We had a conversation on what does Bourne want to be as a town. Mr. Blanton also spoke about the Taylors Point Improvements Association meeting, the meeting he and Judy had with Admiral McDonald at the MMA, and the Herring Pond Wampanoag Tribe end of summer annual potluck BBQ.

Peter Meier spoke about Cadets using Academy Drive for drag racing, and wondered if the Police could consider a traffic enforcement.

George Slade spoke about the Aptuxcet Railroad Mural. Tom Guerino said closing it off will not be an option. The Police Chief said there will not be a need for a detail there as the traffic this time of year is not that bad.

The next Bourne Selectmen meeting will be on Tuesday, September 19th at 7:00 P.M.

**14) Adjourn**

**Voted** Peter Meier moved and seconded by George Slade to adjourn. Meeting adjourned at 9:21 pm. Vote 5-0.

Respectfully submitted – Carole Ellis, secretary.