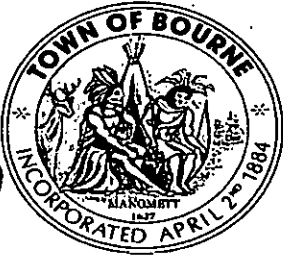


OKW
9-5-17

2014 Meeting Notices

Selectmen, Board of

Selectmen's Task Force on
Local Pollution



Board of Selectmen Meeting Notice AGENDA



SEWER COMMISSIONERS MEETING – 6:15

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday January 7, 2014	7:00 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

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

7:00 – 7:10 (Items 1-4) Call to order

1. Moment of Silence for our Troops
2. Salute the Flag
3. Public Comment – Non-Agenda Items
4. Minutes: 12.17.13

5. Correspondence

6. Adams Street traffic patterns – Chief Greene, DPW Director George Sala, Chief Woodside

7. Licenses/Appointments

- a. MacDonald's – MacArthur Blvd. – Change of Manager
- b. Bourne Human Services – Rep for Police Department – Richard Silvestro

8. Selectmen's business

- a. Sandwich Road Appeal
- b. Electric Avenue Boat Ramp Access

9. Town Administrator's Report

- a. FY 15 Budget update

10. Adjourn

2014 JAN 2 PM 3 14
TOWN CLERK'S OFFICE
BOURNE, MASS

**Board of Selectmen
Minutes of January 7, 2014
Bourne Community Building
Bourne, MA 02532**

2014 JUN 19 AM 10 36

TOWN CLERK'S OFFICE
BOURNE, MASS

TA Guerino

- Earl Baldwin, Chairman
- Linda Zuern, Vice-Chairman
- Peter Meier, Clerk
- 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

Mr. Michael Rausch, Bourne Enterprise, is recording the meeting.

Call to order

By Chm. Earl Baldwin at 7:28 pm.

Moment of Silence for our Troops /Salute the Flag

Public Comment – Non-Agenda Items

Ms. Kathleen Donovan asked why other meetings televised in this room. TA Guerino said one of the biggest issues is getting people trained for the meetings. In the upcoming FY15 budget, he is proposing a \$10,000 within contracted services for service for other elected officials' meetings. She also commented on the gentlemen at the last meeting for discussion of oysters. TA Guerino will send copies to the board.

Colonel Anthony Manfredi presented to Mr. Jerry Ellis from the president of South Korea, a hard covered book of the Korean War. He also thanked him for his continued. He also asked the board to let him know of other veterans.

Minutes: 12/17/13

Meier MOVED and SECONDED by Zuern to approve minutes of 12/17/13 as submitted.
VOTE 5-0.

Correspondence

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

Pickard asked about Sullivan and Rogers and if there was a contract and if included a succession. TA Guerino another letter of engagement is needed. How many different entities do we hire to provide audit, accounting, insurance and legal services for the town. He thinks it might be time to diversify.

TA Guerino said it is something that the town did bid. It is something that we should do. He recommends one more year with Sullivan and Rogers to be sure systems are working. The insurance is something we have looked at and concurs we are due. This would engage a professional to review all coverages and make recommendations which are put out to bid – takes about 6-8 months. Authorize to construct in 2016. Cook and Company could be with the insurance. Pickard sees the point in staying with Sullivan and Rogers. The board would have to direct TA Guerino.

Selectmen concur receive legal counsel services at a great rate.

Adams Street traffic patterns – Chief Greene, DPW Director George Sala, Chief Woodside

Chief Woodside, with Chief Green and DPW Director Sala, conclude that Adams Street and Sandwich Road is hazardous. They brought this information to the Transportation Advisory Committee recommending one-way on Adams Street. They are looking for possible vote pending on final plan that can be worked out and Mass. Highway has input. Signage, permitting from the Mass. DOT may be required. The optimum goal is to have in place in the summer. Also looking at if this doesn't work, to put it back to what it is currently.

Ellis concurs with the recommendations. He also said the truck signage on that street has been twisted and difficult to see. He also recommends signage for St. Theresa's but believes this can be remedied fairly quickly.

Meier MOVED and SECONDED by Zuern to support recommendation of Chief Greene, DPW Director George Sala, Chief Woodside to turn Adams Street into a one-way only from Sandwich Road to access onto Cranberry Highway. VOTE 5-0.

TA Guerino also thanked the Transportation Committee looked at local traffic patterns.

Ellis thanked all people in Sagamore Village who were in support of this project.

Licenses/Appointments

a. MacDonald's – MacArthur Blvd. – Change of Manager

TA Guerino informed the board this will be postponed to another meeting.

b. Bourne Human Services – Rep for Police Department – Richard Silvestro

Meier MOVED and SECONDED by Zuern to appoint Richard Silvestro as Representative for Police Department on the Bourne Human Services for a term to expire 6/30/15. VOTE 5-0.

Meier thanked Mr. Tavares for his services in the town and wishes him well for retirement. The board concurs.

Selectmen's business

a. Sandwich Road Appeal

Zuern and Ellis met with Mr. Sabba

tt for less than two hours. TA Guerino said the briefing was relative to the meeting. ~~The idea was to put out a report.~~ We went over the case and the information that was provided and then visited the site.

Pickard asked how much this would cost the town. At this time there is no fee.

b. Electric Avenue Boat Ramp Access

TA Guerino said Pinnacle will be using the access for transporting vehicle equipment back and forth with work on the sea wall repair.

Ellis asked if the town should post a bond for the work being done. TA Guerino said there is a bond in the amount of \$2M. Ellis wants to make sure the Conservation Commission is aware of this project.

Mr. Sala said there has never been any issue with this company. Meier raised concerns of issues such as bathers in the summer and prefers to continue this issue to see what the Conservation Commission takes said where sea wall work was done for abutters.

Pickard suggested framing the motion pending Conservation Commission review and approval.

Zuern MOVED and SECONDED by Pickard to approve temporary access for Electric Avenue Boat Ramp to construct a sea wall repair at 23 Nick Vedder Road for Pinnacle from 1/24/14 – 4/30/14 pending the decision of the Conservation Commission.

Ellis asked if the bond is sufficient enough. TA Guerino said it is sufficient and anything that would exceed the town would have other avenues.

Meier had issue with Pinnacle's request and was concerned about the town making it easier for Pinnacle.

Mr. James Mulvey said ramp and the culvert pipe should be covered under the bond. He raised issue about trucking in the quarry stones in the parking lot and the heavy equipment down the

ramp. TA Guerino said Pinnacle has scoped the project out and this is the best route for the shortest amount of time.

Mr. Mulvey also suggested monitoring the work.

SELECTMEN VOTE 4-1. (Opposition from Meier). Ellis has issue if the bond disappears. Meier suggested future parties requesting similar requests to come before the board. Pickard concurs with Zuern that projects should be done on a case-by-case basis.

Town Administrator's Report

a. FY15 Budget Update

FY budget is coming along and is in the last of departmental meetings. He is reviewing revenue sources and making sure the town is in compliance with cherry sheet estimates. The Town Administrator's Budget Message will be on 1/28/14 at 6:00 P.M. meeting jointly with the Finance Committee. The board will then adjourn to start the budget process at the beginning of February with the Finance Committee.

Pickard asked if there is a method to expedite the process by toggling the meetings on Mondays and Tuesdays. TA Guerino said this would be a good topic to discuss at the Joint Meeting.

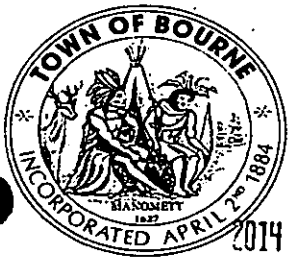
TA Guerino said he drafted a letter on behalf of the board thanking Ms. Fulco for her services for the board's signature tonight. Also, he publicly recognized Lt. Tavares's retirement and briefly discussed being very active with the public as well.

Zuern wished Lt. Tavares well in his retirement and asked if there is a certificate to present. TA Guerino will discuss with Chief Woodside. Zuern thanked the DPW for the work on the roads after the recent blizzard.

Adjourn

Zuern MOVED and SECONDED by Meier to adjourn. Meeting adjourned at 8:30 pm. VOTE 5-0.

Respectfully submitted,
Lisa A. Groezinger, sec.



Board of Selectmen Meeting Notice AGENDA



2014 JAN 14 PM 4 25

TOWN CLERK'S OFFICE
BOURNE, MASS

Date

Wednesday
January 15, 2014

Time

8:30 a.m.

Location

Bourne Town Hall
Town Administrator's Office
24 Perry Avenue
Buzzards Bay

EXECUTIVE SESSION – Real Estate

Selectmen's Executive Session
Wednesday, January 15, 2014
Bourne Town Hall
Town Administrator's Office
8:45 a.m.

2014 FEB 18 PM 2 25
TOWN CLERK'S OFFICE
BOURNE, MASS

Members Present: Selectmen Zuern, Meier, Pickard and Ellis

Others Present: Town Administrator Guerino and Attorney Sabatt

Motion by Selectman Meier, seconded by Selectman Ellis to go into Executive Session for the purposes of real estate transactions.

Role Call Vote: Meier – yes
Ellis – yes
Pickard – yes
Zuern – yes

Atty. Sabatt cited the reason for the meeting was for discussion and thoughts on a potential settlement in the case presented from the applicant's attorney, Gus Wagner.

Atty. Sabatt explained that the approach taken was to appeal the decision of the Building Inspector from the issuance of the building permit. He said an argument can be made that the building permit should be revoked and he feels certain that the zoning board of appeals could find that the building permit should be revoked and that would end the matter.

The Board of Selectmen, in his view, were completely correct in their assessment that his Special Permit should never have been issued.

If the Selectmen prevail at the meeting, the applicant will probably take an appeal to superior court where he may or may not win. It may also go to the appeals court. If the Board of Selectmen lose tonight, then a decision needs to be made on whether to go forward with an appeal.

Atty. Sabatt thought they had strong grounds to stand on at the meeting, but did have a couple of problems:

He said there is generally orientation of all boards of appeals to support the building commissioner.

In this case, it is not an instance where the Building Inspector made a controversial judgment call or a case where he was asked to enforce a zoning bylaw and he made the determination that there was no violation. This case is more a difference of opinion.

Atty. Sabatt said he needed to persuade 4 members of the Board of Appeals to overturn the Building Inspector and that that was always a struggle.

Selectman Zuern had quite a few concerns. She said the rear of the property is a recreational area and if the house were moved there, you will be using up space with no access to the back lot. She said even though the town owns it, there is no road and it will still have to go before town meeting.

Atty. Sabatt said he would have to condition it upon the ability to get some type of easement which may be difficult to negotiate.

Selectman Pickard questioned Atty. Sabatt's on the success from the ZBA...what the level of success was, what the percentages for winning or losing are, and what is anticipated of what Superior Court reserves should be to fight this legal action. The town may not have a choice on going to Superior Court, it may be the applicant.

Atty. Sabatt said percentages were hard to give. At this point he feels that the Board of Selectmen are more likely to lose than win. They have the uphill struggle before them. In Superior Court you can control to some extent how much you want to do on this matter. They will probably spend \$50,000 to start. This applicant has the war chest with the attorney and if it goes forward, they will seek depositions and beat the Board of Selectmen into the ground. The discoveries have to be responded to and depositions defended.

Selectman Zuern, a former member of the Board of Appeals, said they had to adhere to the law and feels they have a very good case. She said it was a violation of the bylaw and that can be shown.

Attorney Sabatt said he had to get the Board of Appeals around the fact that the Special Permit was issued and not appealed. He agrees that this should never have been allowed.

Selectman Zuern referenced the request and failure to change from residential to commercial zoning at a town meeting. She was feeling confident on going forward. She does not think this is of any value to the Michienzi's.

Town Administrator Guerino addressed the Town Meeting issue and the Town Meeting authorization of \$250,000 to acquire the property and house. They can show as a town that it was voted not to authorize the zoning change. They will be able to show that the town had interest in this property for a parking lot as well.

Atty. Sabatt asked if they were open to the accusation that this is vindictiveness and an effort to force Michienzi's to give the parking lot or land to the town.

Selectman Zuern responded "no".

Selectman Pickard said he is on the outside of this group. He has thought it was and has all along vindictiveness. He said if you listened to Ms. Zuern she was saying that the Building Inspector has 40+ years experience and is wrong. If you listen to Mr. Ellis, it is not about the house, but the safety of the people and about the zoning. He wanted to know why they were entertaining this. He would like to see this go forward all the way and can hardly wait for the depositions to start.

Selectman Ellis asked if a Conflict of Interest could be brought up during the depositions.

He suggested that even though they (BOA) may think he (Sabatt) is right that it is an unlawful use of this lot for parking; it should have been addressed through an appeal from the Special Permit Granting Authority.

He thinks they are right on the substance of the law. He has spoken with Atty. Wagner and has an idea where he is coming. He thinks he is wrong on his approach. He stressed that it is not going to be easy to overcome this.

This is an issue that has become very divisive within the administration. It may not be bad for parking to occur on this site. It may be worthwhile to try to resolve this not only for the overall scenario, but also from the standpoint on how much energy and money may be needed for appeal.

They have offered a tentative proposition. He presented a sketch from Attorney Wagner. He said his client would allocate the back portion of the lot either by conveyance, easement, or perpetuity for exclusive use of the town for parking and that he would be willing to build a wall across the lot so it will be closed off for his use and used only by the town.

He was proposing 16 spaces for the town. He said his client would have been willing to move the house anywhere needed at his expense, but that offer was now off the table. He said moving the house to the back of the lot was a possibility, but he could not commit as to who would pay for the move and it would have to be negotiated.

Atty. Sabatt noted that the Chairman of the ZBA will be away until mid March/April. He said he is willing to continue until the Chairman returns, but said the applicant may not be willing to wait that long.

Atty. Sabatt feels that they should try to resolve the case. The bylaw allows a parking lot across the street within 350 feet as long as the street is not more than 60 feet wide (it is not). A concern of the Board of Selectmen is the medical center patients having to cross the busy road to get to the facility. He felt that the Planning Board probably should have said this was too busy a thorough fare for this to be allowed, too much traffic, and too many potential problems. The Planning Board allowed it and felt it good planning.

Selectman Zuern indicated that area was zoned residential and would have to be changed to a commercial area.

There are 123 parking spaces on the site and 36 parking spaces within 350' of 9 Sandwich Road the applicant could only afford to lose 2 spaces. The only way for him to pick up spaces is to move the house. Atty. Sabatt is not sure how many spaces they will pickup even without the house there. This is a settlement offer that could fall stillborn because the applicant would not be able to do that without a variance to allow fewer than 157 spaces and he does not think the Board of Selectmen will be inclined to support that.

If they negotiate and have him move the structure to a lot 400 feet way, at his expense, and give the town the spaces in the back, it can be settled. The substance of the settlement is going to be difficult, but if there is a way to resolve it.

Attorney Sabatt said it goes both ways. There are no dirty linens on our side of the table. On their side, he has picked up on signals that bear examination and if it comes to litigation, those things may come to light. If they do, it is going to be problematic.

Selectman Pickard suggested that there was a Conflict of Interest with a member of the Board of Appeals being the Chairman of the Historic Commission and that she would have to recuse herself.

Atty. Sabatt explained a settlement discussion in this matter. Settlement discussions are not to be used against one side or the other. If they discuss either moving or preserving the house as part of the settlement and it falls flat and they end up before the Board of Appeals they cannot show that the Town was trying to get the house, or that they were discussing this.

Selectman Zuern stated she had no vindictiveness. She was not thrilled about putting a parking lot there. The people made the discussion about buying that lot and preserving it. She knew there were a lot of problems with the house and it may not have been able to be preserved. That was not a priority. She was picturing 8 or 10 parking spaces in the back, not cutting down all the trees and making a full parking lot in a historic area. This is not getting back at a builder or anything. The Building Inspector should not have given that permit. It is just a violation of the zoning bylaw. It sets a bad precedence and the changes must go before town meeting ...the Building Inspector nor the Planning Board could not make those decisions.

Atty. Sabatt agreed that this has created precedence where you extend commercial uses in less restricted zoning districts.

Selectman Ellis said he is not sure if either the Historic Commission or Preservation Society is even interested in this house.

Town Administrator Guerino did not think the house should be part of this discussion. The discussion should center on whether they want to negotiate for parking and allow the business to go forward, or go forward with the zoning bylaw violation. The house is currently being rented and no demolition permit has been pulled. He is not opposed to historic preservation but does not know how the town can watch over and maintain, or who's going to pay to move it.

Selectman Pickard said that if the house was brought into discussion, Selectmen Ellis & Zuern would look very disingenuous to the public because they have they have said that Mr. Laporte erred and it is only about the zoning.

Selectman Ellis understands that Town Counsel rendered his decision that the Planning Board should have been 350 feet and 8 additional spaces, regardless of the house.

Selectman Zuern doesn't really care what they do with the house anymore; she said he owns it and can do whatever he wants to do.

Atty. Sabatt said the Board of Selectmen can go forward on a settlement saying they are not interested in the house and take that off the table.

There was further discussion regarding the reduction of parking on the site and whether there was any other public parking in the area, i.e., schools, library and on street parking.

Selectman Meier suggested that the applicant could go back to the Planning Board and open up his Special Permit again.

Town Administrator Guerino said he does not understand the wall and what benefit there is to construct it. If they enter into negotiations it is either going to be a parking lot or not. It should be a parking lot for anyone.

Selectman Zuern saw a lot of problems, i.e., how do you determine who uses the 16 spaces for open parking, there is no access to that back lot now and the town would have to spend \$100,000 to build a road.

Town Administrator Guerino said that cutting a right of way and throwing a few tons of tar will not be that expensive.

Selectman Pickard said they were at a point where the board either negotiates or authorizes the Town Administrator and Atty. Sabatt to negotiate parking that will benefit the town or do nothing and see what happens at the Board of Appeals hearing. The other party has deep pockets to hire the law firm.

Depending on the outcome, either party may go to court.

Atty. Wagner thought it was better to resolve with the town and not get into a big fight, but they also did not want a delay.

Selectman Zuern felt if they were coming to the Board of Selectmen to negotiate, they don't have a good case.

Selectman Ellis wanted to know and was told that there is an opportunity to negotiate. Both Selectmen Ellis and Zuern share the same concern for the protection of the bylaw, not the house under Section 3310 for the 8 spaces. If additional spaces are allowed, the town will face this issue in other residential areas.

Selectman Zuern said the bylaws need to be defended.

Discussion on whether or not Board of Selectmen should attend the Appeals Board Meeting.

Town Administrator Guerino asked if the Board of Selectmen wanted to recess this meeting or stay in session.

Atty. Sabatt explained that there may be some benefit in resolving this and trying to wait until the Chairman returns in March or April, but he does not think they will be willing to do that.

Selectman Meier suggested that since the Chairman of the Board of Appeals was going to be away for 2 months, why not considerate an alternate member.

Selectmen Pickard suggested possible remote participation.

Selectman Zuern questioned why not 4 members, it was done before.

Attorney Sabatt said they were in time crunch and he doesn't think they have a lot of choices. His feeling is that the door should be opened to discussions since he doesn't think they will want to wait until the Chairman's return. He explained the process on the hearing with participants.

Selectman Pickard questioned the benefit to the town to seek parking over there. Atty. Sabatt brought up a point on negotiations whereby you can negotiate something without anything relative to the house because..... if the Board of Selectmen prevail the applicant will go to Superior Court and he presumes and if the applicant prevails he presumes the Board of Selectmen will wish to take it to Superior Court at the cost of at least \$50,000. All this needs to be taken into consideration.

Selectman Zuern said they should go forward tonight and see what happens.

Atty. Sabatt reiterated that they can always have negotiations.

Selectman Ellis said there was a misconception; the Board of Selectmen were not in opposition to medical center.

Selectman Pickard made a motion that the Board takes no action on the proposed negotiations by the applicant as presented by Atty. Sabatt in the pending matter of the Zoning Board of Appeals, seconded by Selectman Ellis.

Roll Call Vote:

Don Pickard - Abstain

Peter Meier - Yes

Linda Zuern - Yes

Donald Ellis -Yes

Attorney Sabatt said he will make it clear that the house is out of the mix, that it is not about securing the house, it is not about trying to get parking for anybody and it is not about the medical center.

Motion by Selectman Meier to adjourn Executive Session, Seconded by Selectman Ellis

Selectman Zuern - yes

Selectman Pickard - yes

Selectman Zuern - yes

2014 JAN 16 PM 4 23

TOWN CLERK'S OFFICE
BOURNE, MASS

Joint Session Finance Committee and
Board of Selectmen

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday January 21, 2014	6:30 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

6:30 pm Workshop to discuss FY2015 budget

*Cancelled
1/21/14
lag*

2014 JAN 21 AM 9 33

TOWN CLERK'S OFFICE
BOURNE, MASS

Joint Session Finance Committee and
Board of Selectmen

<u>Date</u>	<u>Time</u>	<u>Location</u>
Thursday January 23, 2014	6:30 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

6:30 pm Workshop to discuss FY2015 budget

No Meeting

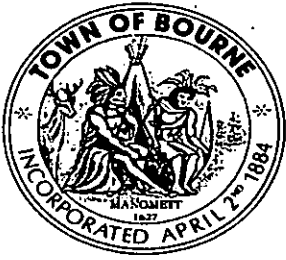
2014 JAN 24 PM 2 44

TOWN CLERK'S OFFICE
BOURNE, MASS

Joint Session Board of Selectmen and Finance Committee

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday, January 28, 2014	7:15 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

Budget Review



Board of Selectmen Meeting Notice AGENDA



<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday January 28, 2014	6:45 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

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

6:45 p.m. (Items 1-3) Call to order

1. Moment of Silence for our Troops
2. Salute the Flag
3. Public Comment – Non-Agenda Items

4. Correspondence

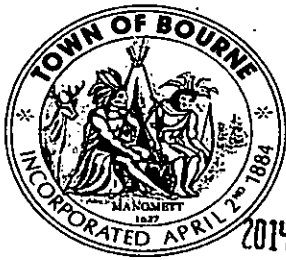
5. Licenses/Appointments
 - a. Public Livery License – Gary Davidson d/b/a Cape Connector

6. Selectmen's business
 - a. Oyster Grant – letter of support
 - b. Purchase and Sale Agreement for the Carlson Estate property

7. Town Administrator's Report
 - a. Budget update

8. Adjourn

2014 JAN 24 PM 2 44
TOWN CLERK'S OFFICE
BOURNE, MASS



Board of Selectmen Meeting Notice AGENDA



2014 JAN 27 AM 11 26

TOWN CLERK'S OFFICE
AMENDED AGENDA
BOURNE, MASS

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday January 28, 2014	6:45 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

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

6:45 p.m. (Items 1-4) Call to order

1. Moment of Silence for our Troops
2. Salute the Flag
3. Public Comment – Non-Agenda Items
4. Vote to approve Statement of Interest (SOI) for an accelerated roof repair on Bourne High School

5. Correspondence

6. Licenses/Appointments
 - a. Public Livery License – Gary Davidson d/b/a Cape Connector

7. Selectmen's business
 - a. Oyster Grant – letter of support
 - b. Purchase and Sale Agreement for the Carlson Estate property

8. Town Administrator's Report
 - a. Budget update

9. Adjourn

**Board of Selectmen
Minutes of January 28, 2014
Bourne Community Building
Bourne, MA 02532**

2014 FEB 18 AM 9 19

TOWN CLERK'S OFFICE
BOURNE, MASS

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

Mr. Michael Rausch, Bourne Enterprise, is recording tonight's meeting.

Call to order

By Chm. Earl Baldwin at 6:45 pm.

Moment of Silence for our Troops /Salute the Flag

Public Comment – Non-Agenda Items

None requested.

Vote to approve Statement of Interest (SOI) for an accelerated roof repair on Bourne High School

Christopher Hyldburg, of the School Committee, discussed the Special Program Accelerated Repair Program which offers partial reimbursement of windows, roofs and boilers. The Bourne high school qualifies as a candidate for the roof. The statement requires approval of both the Board of Selectmen and School Committee for submittal to the Mass. School Building Authority. The School Committee has voted to approve.

Mr. Hyldburg said Gayle Engineering's roof cost estimate is \$780,000, which qualifies Bourne for a reimbursement of slightly more than 44% (\$380,000). The project will be complete in FY16, best case scenario.

Meier MOVED and SECONDED by Zuern having convened in an open meeting on January 28, 2014, the Board of Selectmen of the Town of Bourne, in accordance with its charter, by-laws and ordinances, has voted to authorize the Superintendent to submit to the Massachusetts

School Building Authority the Statement of Interest Form dated January 24, 2014 for the Bourne High School located at 75 Waterhouse Road, Bourne, MA 02532 which describes and explains the following deficiencies and the priority category(s) for which an application may be submitted to the Massachusetts School Building Authority in the future. Submitted Statement of Interest – Priority 5 – the Bourne High School was constructed in 1961, the building roof structure shows signs of failure and leaks in many areas. This situation and the environment it creates presents many challenges in delivering the best education possible for the students of Bourne; and hereby further specifically acknowledges that by submitting this Statement of Interest Form, the Massachusetts School Building Authority in no way guarantees the acceptance or the approval of an application, the awarding of a grant or any other funding commitment from the Massachusetts School Building Authority, or commits the City/Town/Regional School District to filing an application for funding with the Massachusetts School Building Authority. VOTE 5-0.

Correspondence

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

Item E – TA Guerino said this is in the House right now. He doesn't know when it will go nationally at this time.

Licenses/Appointments

Mr. Gary Davidson will have one vehicle garaged at his home at 10 Sheppard Road, Sagamore Beach.

a. Public Livery License – Gary Davidson d/b/a Cape Connector

Meier MOVED and SECONDED by Ellis to approve Cape Connector at 10 Sheppard Road, Sagamore Beach request for public livery license per routing slip (proof of insurance and registration, Police Department). VOTE 5-0.

Selectmen's business

a. Oyster Grant – letter of support

TA Guerino said Mr. Felix was before the board as far as nitrogen removal and oysters. The board would join a number of communities across the Cape. There is no risk for the town. The more towns who support said grant, the better chance it has of being funded.

Zuern received an email from Mr. Felix. Bourne would receive some of those shellfish as well.

Ellis MOVED and SECONDED by Zuern to approve the letter of support for an oyster grant. VOTE 5-0.

b. Purchase and Sale Agreement for the Carlson Estate property

Mr. Johnson is here tonight as the Community Preservation Committee (CPC) Chm. and the Open Space Committee Chm. The property is located off County Road and for purchase of

\$150,000 for 9.2 AC which will remain in Open Space in perpetuity. The land closing is anticipated by 2/3/14.

Meier MOVED and SECONDED by Zuern to approve the Purchase and Sale Agreement for the Carlson Estate property as presented by Mr. Barry Johnson. VOTE 5-0.

Under Selectmen business, Zuern attended an MMA conference and a civil service related session which she handed paperwork for copies to the Selectmen as well as Police and Fire chiefs.

Meier Zuern to recess

Town Administrator's Report

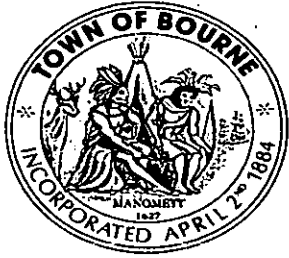
a. Budget update

TA Guerino will discuss at the Joint Session with the Finance Committee.

Adjourn

Meier MOVED and SECONDED by Zuern to adjourn. Meeting adjourned at 7:14 pm. VOTE 5-0.

Respectfully submitted,
Lisa A. Groezinger, sec.



Board of Selectmen Meeting Notice

AGENDA AM 9 '56

TOWN CLERK'S OFFICE
BOURNE, MASS



Date

Tuesday
February 4, 2014

Time

5:45 p.m.

Location

Bourne Veterans' Memorial
Community Center
239 Main Street, Buzzards Bay

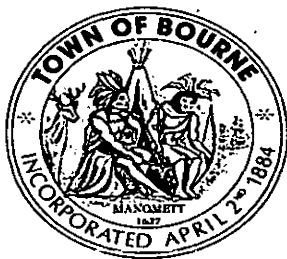
Call Meeting to Order

Possible vote to go into Executive Session on the following:

1. Strategy regarding various Litigation
2. Real Estate
3. Labor negotiations and related issues

Return to open session for discussion and possible vote to appeal decision rendered by the Board of Appeals on 9 Sandwich Road.

Adjourn



Board of Selectmen Meeting Notice AGENDA



Amended

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday February 4, 2014	5:45 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

2014 JAN 31 AM 11 05
TOWN CLERK'S OFFICE
BOURNE, MASS

Call Meeting to Order

Approval of Minutes: January 28, 2014

Possible vote to go into Executive Session on the following:

1. Strategy regarding various Litigation
2. Real Estate
3. Labor negotiations and related issues

Return to open session for discussion and possible vote to appeal decision rendered by the Board of Appeals on 9 Sandwich Road.

Adjourn

Board of Selectmen
Minutes of February 4, 2014
Bourne Community Building
Bourne, MA 02532

2014 MAR 4 AM 11 09

TOWN CLERK'S OFFICE
BOURNE, MASS

TA Guerino

Earl Baldwin, Chairman
Linda Zuern, Vice-Chairman
Peter Meier, Clerk
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

Michael Rausch, Bourne Enterprise recording meeting tonight.

Call to order

By Chm. Earl Baldwin at 5:45 pm.

Approval of Minutes – January 28, 2014

Meier MOVED and SECONDED by Pickard to approve minutes of 1/28/14 as submitted.
UNANIMOUS VOTE.

Meier MOVED and SECONDED by Pickard to go into Executive Session regarding various Litigation, Real Estate and Labor negotiations and related issues and to return to open session for discussion and possible vote to appeal decision rendered by the Board of Appeals on 9 Sandwich Road. Roll call: Pickard – yes; Meier – yes; Baldwin – yes.

6:47 Chm. Baldwin called meeting back to order.

Return to open session for discussion and possible vote to appeal decision rendered by the Board of Appeals on 9 Sandwich Road

TA Guerino explained this item is on the agenda to make sure any time tables were missed to appeal the ZBA decision relative to the 9 Sandwich Road case.

Meier MOVED and SECONDED by that the Board of Selectmen does not appeal the decision of Building Inspector for 9 Sandwich Road.

Baldwin MOVED and SECONDED by Ellis to add the following language to the original motion "and further more to instruct Attorney Robert Troy to represent members of the Board of Selectmen in the Charter Compliance meeting.

Discussion

Pickard asked how the agenda on tonight's meeting have anything to do with the Charter Compliance investigation. TA Guerino said it was ancillary as it relates to the board's activities due to the fact they need to be represented.

Pickard disagrees and said the Charter Compliance item should have been on the amended agenda. He recalls being part of another Charter Compliance investigation where Town Counsel advised the board to not attend and that he would not present the board if they did attend.

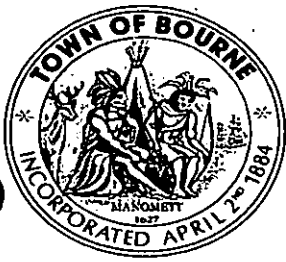
Zuern suggested Town Counsel could go to the meeting, not representing the board and answering any questions the Charter Compliance Committee might have. She stated she is planning to go as the issue is on the Charter Compliance's agenda and isn't sure they will be asking any questions. The board takes no vote and Town Counsel can choose on his own if he decides to be there or not.

SELECTMEN VOTE: VOTE 4-0-1 (abstention from Pickard).

Adjourn

Meier MOVED and SECONDED by Zuern to adjourn. Meeting adjourned at 6:50 pm. VOTE 5-0.

Respectfully submitted - Lisa A. Groezinger, sec.



Board of Selectmen Meeting Notice AGENDA



EXECUTIVE SESSION – 6:15 Real Estate - Litigation

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday February 11, 2014	7:00 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

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

7:00 – 7:10 (Items 1-4) Call to order

1. Moment of Silence for our Troops
2. Salute the Flag
3. Public Comment – Non-Agenda Items
4. Minutes: 01.15.14 Executive Session; 01.28.14 Joint Session Workshop
5. Correspondence
6. Capital Outlay Committee to discuss Police Station and possible create new facility committee
7. Hoxie School Disposition Recommendation – Town Administrator Guerino / Mr. Nelson
8. Licenses/Appointments
 - a. McDonald's – MacArthur Blvd – Change of Manager
9. Selectmen's business
 - a. Local Option Meals Tax – discussion and vote for placement on Town Annual Town Meeting Warrant
 - b. Mooring, Slip and Beach sticker recommended fee increase discussion and vote - Mr. Mullen/Town Administrator Guerino
10. Town Administrator's Report
 - a. Budget reductions – additional discussion
 - b. New Policy on Town Hall Closings
 - c. Town Administrator Contract sub-committee – Chairman and his appointee
11. Adjourn

2014 FEB 7 PM 10 28
TOWN CLERK'S OFFICE
BOURNE, MASS

**Board of Selectmen
Minutes of February 11, 2014
Bourne Community Building
Bourne, MA 02532**

2014 MAY 23 PM 3 58

TOWN CLERK'S OFFICE
BOURNE, MASS

TA Guerino

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

Documents

- Open Meeting Law violation complaint – dated 2/11/14 from Mr. Donald Pickard

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 recording meeting tonight.

Call to order

By Chm. Earl Baldwin at 7:33 pm to reconvene.

Meier MOVED and SECONDED by Ellis to go into RE, litigation and Labor negotiations and related issues and to return to open session for discussion and possible vote to appeal decision rendered by the Board of Appeals on 9 Sandwich Road. Roll call: Pickard – yes; Meier – yes; Baldwin – yes.

6:47 Chm. Baldwin called meeting back to order.

Public comment

Mary Jane Mastrangelo (Finance Committee) as a follow up to the Finance Committee discussion with regard to maximizing joint meetings especially for the bigger departments and budgets.

Approval of Minutes – 1/15/14 Executive Session and 1/28/14 Joint Session Workshop

Meier MOVED and SECONDED by Ellis to approve minutes as amended. UNANIMOUS VOTE.

Meier MOVED and SECONDED by Zuern to approve minutes as submitted. UNANIMOUS VOTE.

Correspondence

Correspondence read into record by Meier. Hard copies are available to the public by request in the Town Administrator's Office.

Capital Outlay Committee to discuss Police Station and possible create new facility committee
Ms. Mary Jane Mastrangelo (Capital Outlay) said the Police Station is the next priority. With the appointment of the new facility committee, it will be at least a year before going to the Town Meeting.

Pickard would like to see the Police Chief be a permanent member and not an ex officio. TA Guerino will review and pattern the DPW Committee. He said standing members would include a Finance Committee member, Capital Outlay member and Selectmen. The at-large positions should include Facilities Director, Police Chief and the Town Administrator.

Meier suggested not to be constrained to one site.

Chief Dennis Woodside doesn't have an opinion on being on the committee or not and will follow the board's direction.

Ellis MOVED and SECONDED by Meier that the Board of Selectmen direct the Town Administrator to set up a committee in a similar fashion as the DPW committee. VOTE 5-0.

Hoxie School Disposition Recommendation – Town Administrator Guerino/Mr. Nelson
Pickard MOVED and SECONDED by Zuern to approve transfer of property to the Hoxie Group from the Town with following provisions: 1) no transfer of property occurs, no purchase and sale agreement be drafted until the group receives a positive recommendation from CPA funding and Town Meeting votes, **and at that point to vote with respective counsels for an appropriate that the town support an application filed at the CPC;** 2) include a very strong and broad revert clause that if for some reason the group is unable to fulfill their obligation, the building goes back to the Town at no cost; 3) the town has a vested interest in what goes in the property long term; and 4) an easement as it relates to the parking.

Discussion

Meier likes the concept but have to set guidelines as it relates to the housing.

Ellis said to stay on top of the funds as it relates to the CPA funding.

SELECTMEN VOTE 5-0.

Licenses/Appointments

a. McDonald's – MacArthur Blvd – Change of Manager

Pickard MOVED and SECONDED by Ellis to table until documentation of H2 Visa is obtained. VOTE 5-0. Meier removed his motion to approve.

Selectmen's business

a. Local Option Meals Tax – discussion and vote for placement on Town Annual Town Meeting Warrant

TA Guerino recommends to put on Town Warrant for a Town Meeting to offer and vote $\frac{3}{4}$ of 1% (6 $\frac{1}{4}$ % to 7%) local option meals tax levied to restaurants. This includes all restaurants that have seating. Over a 12 month period, this is about \$310,000 revenue to the town.

Pickard said the previous board's concern was that Wareham, Sandwich and Falmouth have not voted at that point and felt it put our businesses at an unfair advantage. Said towns have since voted. TA Guerino said this is a use tax.

Meier MOVED and SECONDED by Pickard to send the Local Option Meals Tax for placement on the Annual Town Meeting Warrant for action as recommended by TA Guerino. VOTE 5-0.

b. Mooring, Slip and Beach sticker recommended fee increase discussion and vote - Mr. Mullen/Town Administrator Guerino

TA Guerino along with Mr. Tim Mullen believes if fees adopted as proposed and recommended, it will raise approximately \$150,000 in revenue. The slip revenues will go to General Fund. He is recommending moving the funding of the Harbor Master's budget from the General Fund for THIS YEAR ONLY to the Waterways Fund in an effort to save the position of the DNR officer and seasonal employees:

- Slip fees raised \$7/foot to generate \$42,000
- Increase in beach stickers to \$25 resident/\$35 non-resident to generate \$41,000
- Increase moorings to \$100 non-commercial/\$175 commercial to generate \$72,820

Discussion changing prices of some fees. TA Guerino said this would take effect for FY15.

Pickard MOVED and SECONDED by Meier approve proposed fee schedule as submitted by DNR Director Mullen with revisions: the current fee for a resident over 65 remains at \$15; the fee for resident non-senior goes to \$25; a non-resident with purchasing a beach sticker only \$30 to \$50; and any out of town shell fisherman that applies for and is granted a shell fishing permit for \$200 which is automatically provided a beach parking sticker; and the proposed commercial mooring fees raised from \$150 to \$200.

Mr. Mulvey generally supports Mr. Mullen and is opposed to the raising of the fees.

SELECTMEN VOTE: 5-0.

Selectmen's Business

Meier would request the board take position on election workers working on weekends and send a letter to the State requesting to mandate costs to reimburse the cities and towns and put on a future agenda item. TA Guerino to invite Mr. Johnson before the board.

Zuern has concerns about the new flood plans with regard to wastewater treatment.

Pickard is filing an Open Meeting Law violation with Town Clerk tomorrow with regard to the Selectmen open meeting violation vote on 2/4/14. This body has 14 days to respond. If no action is taken, he will file a complaint with the Atty. General's Office. A copy of said complaint to be filed was given to TA Guerino.

Town Administrator's Report

The Treasurer's Office and the Finance Director reviewed the town's demographics and financials. We received word today and will have in writing tomorrow that Bourne's bond rating with Moody went from a AA standard to a AA plus in a matter of five (5) years.

TA Guerino will work together with the School Department with regard to the FY15 budget shortfall.

Zuern stated for the record that she doesn't want to take money from Stabilization unless we absolutely need to and would like to stick to the policies.

a. Budget reductions – additional discussion

Defer next week.

b. New Policy on Town Hall Closings

TA Guerino will call in a 2-hour delay initially before closing Town Hall.

c. Town Administrator Contract sub-committee – Chairman and his appointee

TA Guerino would like the Chairman to appoint a member of this board.

Pickard and Zuern do not feel the Chairman has that power to appoint a member forming a subcommittee of two (2) people who negotiate with the Town Administrator.

TA Guerino said it is hard to negotiate with five (5). He will work any way the Selectmen want to move forward.

Meier filed an Ethics Filing with Town Clerk's office and cannot participate in Town Administrator's Contract review and vote since his mother is an employee of the Town of Bourne.

Pickard explained there are three sets of negotiations: 1) two people appointed by TA; 2) said two (2) people come before the board who can participate; and 3) then go back to TA for the third time.

Baldwin MOVED and SECONDED by Zuern to be put Town Administrator Contract sub-committee on the Executive Session agenda of 2/25/14 with Town Counsel. VOTE 4-0-1 (abstention from Meier).

Katherine Walton asked TA Guerino to make her aware of the board's meeting once he reviews the Moody documents.

Zuern mentioned an email from Linda Stevens. The November and December sets of minutes will be up on the website. She also had a complaint about the Bourne TV not knowing our schedule from week to week. TA Guerino said we have been sporadic and will work on going forward. Zuern suggested to have meetings on Tuesdays through March (4 meetings) until the Board reviews the whole budget.

Meier will not be available on 4/15/14.

Adjourn

Meier MOVED and SECONDED by Zuern to adjourn. Meeting adjourned at 9:12 pm. VOTE 5-0.

Respectfully submitted - Lisa A. Groezinger, sec.

Date Time Location

**Tuesday 7:00 p.m. Bourne Veterans' Memorial
February 11, 2014 Community Center
239 Main Street, Buzzards Bay**

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

7:00 – 7:10 (Items 1-4) Call to order

- 1. Moment of Silence for our Troops**
- 2. Salute the Flag**
- 3. Public Comment – Non-Agenda Items**
- 4. Minutes: 01.15.14 Executive Session; 01.28.14 Joint Session Workshop**

5. Correspondence

6. Capital Outlay Committee to discuss Police Station and possible create new facility committee

7. Hoxie School Disposition Recommendation – Town Administrator Guerino / Mr. Nelson

8. Licenses/Appointments

a. McDonald's – MacArthur Blvd – Change of Manager

9. Selectmen's business

a. Local Option Meals Tax – discussion and vote for placement on Town Annual Town Meeting Warrant

b. Mooring, Slip and Beach sticker recommended fee increase discussion and vote - Mr. Mullen/Town Administrator Guerino

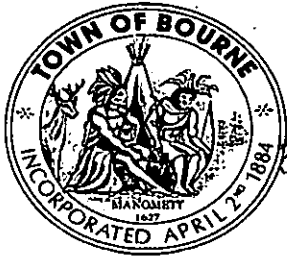
10. Town Administrator's Report

a. Budget reductions – additional discussion

b. New Policy on Town Hall Closings

c. Town Administrator Contract sub-committee – Chairman and his appointee

11. Adjourn



Board of Selectmen Meeting Notice AGENDA



2014 FEB 21 AM 11 18

TOWN CLERK'S OFFICE
BOURNE, MASS

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday February 25, 2014	7:00 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

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

7:00 – 7:10 (Items 1-4) Call to order

1. Moment of Silence for our Troops – **recognition of Jim Malatos 1991-1994**
2. Salute the Flag
3. Public Comment – Non-Agenda Items
4. Minutes: Executive 2.4.14; Regular 2.4.14; 2.11.14

5. Correspondence

6. Note signing (Bond Anticipation Note – temporary borrowing)

7. Bourne Veterans' Memorial Community Center Trustees

8. FEMA update

9. Licenses/Appointments
 - a. MS – One Day Liquor
 - b. One Day Outside, Entertainment License for “The Courtyard Gives Back Annual Fundraiser”

10. Town Administrator's Report
Budget reductions – final draft

11. Selectmen's Business
 - a. Reports

12. Adjourn

Board of Selectmen
Minutes of February 25, 2014
Bourne Community Building
Bourne, MA 02532

2014 APR 7 PM 12 11

TOWN CLERK'S OFFICE
BOURNE, MASS

TA Guerino

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

Documents

- Open Meeting Law violation complaint – dated 2/11/14 from Mr. Donald Pickard
- TA Guerino memo dated 2/19/14
- Don Pickard Word document dated 2/25/14

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 recording meeting tonight.

Moment of Silence for our Troops – recognition of Jim Malatos Selectmen 1991-1994
Chm. Baldwin read into record the information

Salute the Flag

Public Comment – Non-Agenda Items

Mr. Stephan Mealy asking the public to consider funding more lifeguards and to also provide swimming lessons.

Mr. Maloney raised concerns about allowing public access on town-owned land, specifically the beach at the Electric Avenue boat ramp. He feels such permission could be detrimental to the beach. TA Guerino will bring concerns to the DPW and the Conservation Commission.

Minutes: Executive 2.4.14; Regular 2.4.14; 2.11.14

Zuern MOVED and SECONDED by Meier to approve Executive Session minutes of 2/4/14 as amended and be encumbered. VOTE 5-0.

Zuern MOVED and SECONDED by Meier to approve Regular meeting minutes of 2/4/14 as amended. VOTE 5-0.

Meier MOVED and SECONDED by Zuern to approve Regular meeting minutes of 2/11/14 as amended. VOTE 5-0.

Correspondence

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

Note signing (Bond Anticipation Note – temporary borrowing)

Meier MOVED and SECONDED by Ellis to approve Bond Anticipation Note dated 3/5/14 as presented. VOTE 5-0.

Bourne Veterans' Memorial Community Center Trustees

Chm. Noyes, Chm. of the Trustees, with Trustees here tonight. Previously had a regularly scheduled meeting to discuss what to bring forward to the Selectmen. There is an issue relative to the fees. The Trustees would like to request the Selectmen re-visit the fees, particularly for private groups for various rooms and increase them. The town is at a disadvantage to cover time and cost involved in maintenance of the building.

Ellis asked what the Trustee's recommendations are for the fees. Mr. Noyes would submit suggestions for adjusted fees. Ellis suggested getting the recommended fee increases to TA Guerino as soon as possible. He is in favor of raising said fees.

Meier said this building was built with public money and public funds. He will take recommendations to heart.

TA Guerino said this building is hitting 10 years and showing signs of stress.

Chm. Baldwin recommends Mr. Noyes and TA Guerino discusses and bring before the board at a later date.

FEMA update

Dodi Adkins-Perry is putting on a FEMA presentation on 3/15/14 at the Community Building for public awareness. The Planning Board (PB) will hold a public meeting for the FEMA maps in the future.

Chris Farrell, Chm. of the PB, recommends the public attend both meetings as it affects every property owner.

Licenses/Appointments

a. MS – One Day Liquor

Meier MOVED and SECONDED by Ellis to approve 30th annual MS Cape Cod Getaway at MMA request for a One Day Beer and Wine license on 6/28/14. VOTE 5-0.

b. One Day Outside Entertainment License for "The Courtyard Gives Back Annual Fundraiser"

Meier MOVED and SECONDED by Pickard to approve The Courtyard Restaurant's request for One Day Entertainment License for the Courtyard Gives Back annual fundraiser on 5/4/14.
VOTE 5-0.

Town Administrator's Report

Budget reductions – Memo to the Selectmen, All Department Heads and Finance Committee dated 2/19/14.

"Below, please find an updated budget reductions and/or departmental reconfigurations proposed for FY 15. Note, that all must be considered tentative as more or fewer reductions may be necessary as a better picture of local aid and other possible available funds become visible and utilizable (or not). Position reductions will be eliminated and no lay-offs are envisioned. As you will see the position at the Bourne Veterans Community Building has been re-instated. After concerns were informally raised by several members of the Board of Selectmen and only a net 28K +- savings, I deemed it appropriate to reinstate the position. There will be a reassessment on how the BVMCB is managed/hours of operation and how hours for the facility can be enhanced. I note that adjustments have been considered and incorporated into the budget when the Selectmen have raised concerns in the past but should not be considered overall good budget management or policy.

Funded Administrative Assistant/Floating Assistant in BOS office (eliminated) (38K)

A position proposed in IT is eliminated. (90K)

- A town Planner position is eliminated. (50K)
- A Community Development position is eliminated. The Current Town Planner will be upgraded to assume some additional duties and more reliance on the Planning Board will occur for planning/zoning related tasks. (80K)
- The Entire Harbor Master Budget in DNR will be funded through the Waterways Fund. This includes seasonal employees. (This is strongly discouraged for the long-term). (76K)
- Lifeguarding is cut in half to two beaches (48% reduction). Swimming lessons will be conducted
Only at Monument Beach (for all residents) (50K)

The (funded) Assistant Chief in the Fire Department will be deferred until FY16. (90K)

The Energy Coordinator's position is eliminated unless grant funding can be obtained. (16K)

A bus driver and outreach position at the COA will each be reduced by 5 hours. (14K)

- A mechanic position at DPW is eliminated (55K)

The recently vacated Lt. Position at the Police Department replacement will be deferred 10 months (April 2015). (70K)

- HR will continue at 35 hours as opposed to 40. This contract position will be out of sync with all other contract senior management positions and should be at 40 hours. (9k)
A part time custodial position at the Community Building is eliminated.
Schedules at the BVMCB

Will be able to be expanded (open Sundays as needed) with minimal increase in overtime. Wages. (17K net)

The total above is 655K. I note all of the above have been rounded up or down to the nearest thousand.

Should additional funds become available, I will work with the Bourne Schools. The TA first line reinstatement priorities include The Assistant Fire Chief, Planner, IT professional, reinstatement of the Harbor Master budget (or a portion thereof) into the general fund budget".

Pickard MOVED to revert to the TA budget dated 2/11/14 as no study has been done with regard to the IT position at the library. No second. Motion fails.

Pickard Word document dated 2/25/14:

"I question if the following cuts can be made. I would like an answer on each from the Town Administrator in writing if they cannot be done.

Some of these proposed cuts that I will outline will be unpopular but this is a difficult year financially. I would ask the TA and finance director to evaluate the following potential cuts and if they are feasible I believe we should make the cuts.

TA Salary

Mr. Guerino has earmarked himself for a five percent increase without having a signed contract. His increase should be what he offers the employees, therefore a 1.5 % increase should be placed as a place holder in this line saving: \$ 5,687

Eliminate Library IT position \$90,000

Or find a better way to incorporate IT into a town wide position. Why does

library have a data processing line for \$45,000 also cut the following

professional development as follows:

TA 5307	2,000
HR 5307 Reduce to \$10,000	17,000

Can we make the following reductions:

TA 5294 Other Contracted Services By half	13,000
HR 5294 Other Contract Services by half	2,500
Assessors 5304 Consultants to \$25,000	6,500
Audit 5302 Reduce to \$50,000	10,000
Economic Development 5343 by half	2,500

These potential reductions amount to \$173,187. I believe these line items are worth investigating.

I also believe that all cuts should stay in place for the entire fiscal year and not be reinstated in the order that Mr. Guerino outlines in the last page of his FY 2015 Budget reductions dated February 19, 2014.

I also believe a hiring freeze is in order for FY 2015.”

TA Guerino said the issue with regard to Fire OT will be discussed at the FinCom meeting. In October, prior to cherry sheets and notification of Tech School issue, we were in extremely good shape. Town Counsel is the least expensive service the town can get. He also addressed all non-union contracted positions will be increased to \$5/hour. It is reasonable and he stands by the rate increase. The IT position went vacant and a position at the Library is as important as a Finance Director. This is up to the board.

TA Guerino said whatever the town recoups back, 70% of it goes back to the schools.

TA Guerino said a number of Pickard’s ideas can be implemented. The point is, at some point, the town has to stop going backwards.

Zuern said if the Library’s Trustees set their own budget and if they want to hire an IT person, they can do so within their budget.

Selectmen’s Business

a. Reports

Zuern attended the 208 Watershed meeting. Mr. Niedzwiecki of the Cape Cod Commission will be before the board on 3/11/14.

Ellis requested the board endorse a meeting between TA Guerino and the DPW to configure and come back with a proposal to look at whether a deceleration lane for safety for a right turn onto Edge Hill Road toward the Bourne Elementary school from Scenic Highway.

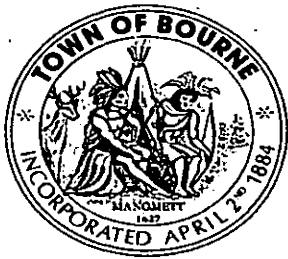
Mr. Chris Farrell was on the School Building Committee and at that time did request a deceleration lane. The Mass DOT denied the request. He can provide documentation for TA Guerino to review. TA Guerino said Mass DOT is easier to work with today than they were back then.

Meier requested agenda item for TA Guerino and the Fire Chief to look at non ambulance transport income. Pickard said the town would be competing with private industry. Chm. Baldwin said the cost is about \$400 to go into Boston. TA Guerino said that would not be available for FY15.

Adjourn

Meier MOVED and SECONDED by Zuern to adjourn. Meeting adjourned at 8:15 pm. VOTE 5-0.

Respectfully submitted - Lisa A. Groezinger, sec.



Board of Selectmen Meeting Notice AGENDA



Date

Tuesday
March 11, 2014

Time

6:30 p.m.

Location

Bourne Veterans' Memorial
Community Center
239 Main Street, Buzzards Bay

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

6:30 – 6:40 (Items 1-4) Call to order

1. Moment of Silence for our Troops
2. Salute the Flag
3. Public Comment – Non-Agenda Items
4. Minutes: January 7, 2014; February 25, 2014
5. Correspondence

6. Licenses/Appointments

- a. McDonalds – 370 MacArthur – Change of Manager
- b. MMA @ Beachmoor – [14] One Day Liquor Licenses
- c. MMA @ MMA – [2] One Day Liquor Licenses

7. 7:00 p.m. Joint Session with Finance Committee

1. Request for Reserve Fund Transfers
2. Unibank discussion on bond rating
3. Review Bourne School District budget
4. Other Finance Committee business
5. Adjourn joint meeting
6. Resume Selectmen's meeting

8. Town Administrator's Report

9. Selectmen's Business

- a. Reports

10. Adjourn

2014 MAR 9 PM 3 04
TOWN CLERK'S OFFICE
BOURNE, MASS

**Board of Selectmen
Minutes of March 11, 2014
Bourne Community Building
Bourne, MA 02532**

2014 APR 7 PM 12 10

TOWN CLERK'S OFFICE
BOURNE, MASS

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

**6:30 – 6:40 (Items 1-4) Call to order
Moment of Silence for our Troops
Salute the Flag**

Public Comment – Non-Agenda Items
None.

Minutes: January 7, 2014; February 25, 2014

Meier moved and seconded by Zuern to approve minutes of 1/7/14 as amended by Zuern and Ellis. Vote 5-0.

Meier moved and seconded by Ellis to approve minutes of 2/25/14 as amended by Zuern. Vote 5-0.

Correspondence

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

Item C – Zuern would like to see this document sent to the Transportation Committee. TA Guerino believes they have seen it.

Item A – TA Guerino said this is relative to herbical spraying.

Item E – TA Guerino will prepare Proclamation on behalf of the board for the board to sign at the next meeting.

Meier moved and seconded by Baldwin that the board take no action. Vote 5-0.

Item G – TA Guerino said further explanation on the grant is needed and will be discussed at the next BOSC meeting.

Licenses/Appointments

a. McDonalds – 370 MacArthur – Change of Manager

The manager is a U.S. Citizen and no issue with CORI. TA Guerino recommends the board approve this change in Manager.

Ellis moved and seconded by Meier to approve McDonald's request for Change of Manager from Adriana DeFaria to Jason Bourne at 370 MacArthur Blvd. per routing slip. Vote 5-0.

b. MMA @ Beachmoor – [14] One Day Liquor Licenses

Meier moved and by Zuern to approve MMA @ Beachmoor request for 14 One Day Liquor Licenses per routing slip:

- 4.06.14 12:30 p.m. to 4:00 p.m. All Alcoholic - Baby Shower
- 5.03.14 2:00 p.m. to 6:00 p.m. All Alcoholic - Flynn Fundraiser
- 5.17.14 10:30 a.m. to 3:00 p.m. All Alcoholic - Baby Shower
- 5.21.14 7:30 p.m. to 10:30 p.m. All Alcoholic - Maritime Day Dinner
- 5.31.14 2:30 p.m. to 8:00 p.m. All Alcoholic - Kellogg/Desmond Reception
- 6.07.14 5:00 p.m. to 10:00 p.m. All Alcoholic - MMA Hall of Fame Dinner
- 6.20.14 5:00 p.m. to 10:30 p.m. All Alcoholic - Saranataro/Lavalle Reception
- 6.28.14 4:30 p.m. to 10:30 p.m. All Alcoholic - Sackett/Grosso Reception
- 7.12.14 4:30 p.m. to 9:30 p.m. All Alcoholic - Killion/Tonge Reception
- 7.19.14 4:00 p.m. to 10:00 p.m. All Alcoholic - Fischer/Powers Reception
- 9.05.14 4:00 p.m. to 9:00 p.m. All Alcoholic - Baptiste Rehearsal Dinner
- 9.06.14 4:00 p.m. to 9:30 p.m. All Alcoholic - Woiszwilllo/Richardson Reception
- 9.26.14 3:30 p.m. to 7:00 p.m. All Alcoholic - Homecoming Dinner
- 9.27.14 3:30 p.m. to 7:00 p.m. All Alcoholic - Homecoming Dinner

(16 licenses remaining for the calendar year).

Vote 5-0.

c. MMA @ MMA – [2] One Day Liquor Licenses

Meier moved and seconded by Ellis to approve MMA @ MMA request for two One Day Liquor Licenses per routing slip:

- 4.26.14 5:30 p.m. – 10:00 p.m. All Alcoholic – Canal Centennial Gala.
- 6.20.14 5:00 p.m. – 11:00 p.m. All Alcoholic – MMA Sunset Reception.

(28 licenses remaining for the calendar year).

Vote 5-0.

Meier moved and seconded by Ellis for a moment recess. Vote 5-0.

7:00 p.m. Joint Session with Finance Committee

Called by Chm. Baldwin of the Board of Selectmen and by Chm. Ford of the Finance Committee.

Request for Reserve Fund Transfers

There is a request for \$23,000 to hire an IT position between \$55,000-\$75,000 and will find in existing budget as proposed.

Pickard saw this as an opportune way to investigate for both the school side and the town side work together. TA Guerino said there is very little redundancy given software issues and wireless contracts. There may be economies to be realized.

Mastrangelo asked to explain duties and if GIS capabilities will fit in on a long term basis. TA Guerino expects the position be similar to what is in Concord - a GIS/Analyst and a Tech person. This position will increase the live non-static GIS capability as well. Mastrangelo asked if this position can assist in the Planning Department. TA Guerino said yes, but he doesn't know to what extent.

Meier said we need to keep in mind we need to make a new permanent position. TA Guerino will take from the existing budget and make it neutral.

Pickard suggested a group discussion with a representative from the Selectmen and the Finance Committee, the Public School Superintendent, the School Business Manager, TA Guerino and the School IT on how to address budget shortfalls.

Ellis suggested getting in touch with the UCT School and seniors who could help as well. TA Guerino said this gets into personnel issues, tax bills, sick leave and confidential information.

School Superintendent said he is the school's IT person overall and is always willing to sit down and discuss possibilities.

Chm. Ford said at a minimum, Part A is we need short time help to keep the town running. Part B is the long-term piece Pickard is suggesting with the need of a strategy which includes the schools and the library. Part C is if there are any common points. Right now need a short-time issue to take care of day-to-day issues with a group to put more focus on the rest of the parts which may take more of a couple days. TA Guerino said Triage will take some time to figure out, but the school will take priority.

Zuern suggested dealing with the request tonight and at the next meeting's agenda discuss long-term solutions.

Galusha would like to see a task force and suggested to look at other communities. TA Guerino said most communities have two or three on the IT town side only.

Grant moved and seconded by Conron to approve the Reserve Fund Transfer in the amount of \$23,000 to hire an IT person between \$55,000-\$75,000 and to find in the existing budget as proposed. Vote 6-0-2 (Galusha and MJ abstained). ****MJ CAN YOU CHECK THIS VOTE?

Selectmen's Business

- a. TA Guerino said Pickard's document submitted to the board and minutes at the last board's meeting will be on the board's agenda for discussion on 3/14/14.
- b. Meier reminded folks of the FEMA presentation this Saturday in the Veteran's Hallway of this Building. Mr. Quigley, from Congressman Keating's office and Ms. Dody Adkins-Perry will be present.

Unibank discussion on bond rating

Ms. Lynn Foster from Unibank, the town's fiscal advisor. Discussion on the bond rating upgrade and any changes in the future. A brief overview was given with regard to the rating itself and how the market evolved. Written policies are the foundation and what the town has to work with. The recent upgrade in Bourne is an AA+. There are implications if the money doesn't get paid back. You lose credibility as the town isn't doing what they told the analyst you would do.

TA Guerino asked what would happen if we utilize some of the \$700,000 toward the budget this year and have a plan to pay back over a period of time. Ms. Foster said \$700,000 is an operational draw out of Reserve. The reserves are still within below the threshold and are susceptible to a rating review. She doesn't recommend Bourne do.

Mastrangelo suggests setting up a committee now for override discussions. She suggests taking \$930 and put into Stabilization to fund the budget as planned and if come spring, prepare for an October STM override to replenish reserves.

Zuern would be against that as we need to make cuts now. She doesn't feel the town will approve both an override and funding for a new Police Station.

Chm. Ford said Bourne's policy is 12% of Reserves and asked if the sticking point is 12% or the number saying we are going to pay. Ms. Foster said it is both. Chm. Ford asked if the town didn't pay monies back to reach the 12%, how quickly would the review kick in. Ms. Foster said it is an annual due diligence and would strongly advise not to do.

TA Guerino said if the full amount paid back to Stabilization, Free Cash would be at 5% and Stabilization would be slightly below 7%. His concern is if we fund the budget as in excess two of the TA FY15 recommendations and go to October with the plan that Mastrangelo discussed, we will have spent the first quarter of the next fiscal year which will make reductions that much greater. It will be greater than what the proposal is to go into July.

Chm. Ford suggested going forward as presented with cuts and repaying to stabilization. The town maintains their promise to the bond rating agencies and we go to the town with an override. TA Guerino said it makes it harder for the school side.

Conron asked if we didn't repay the money what would happen. Ms. Foster said it would be a credibility issue. Conron asked what would happen if we told the agent we had a responsibility

to educate our children. Ms. Foster said she understands, but it is the foundation and a promise the town made.

Legacy said it is in the town's best interest to go by the policy.

Grant would like to go by the policy. He said he would rather change policy rather than not go back on our word.

Ms. Foster said the average percent of bond ratings is between 8-15%. If the town later on looked at the policy and asked to bring the percentage rate down, the bond raters wouldn't think highly of that as they would see the town as shifting to accommodate.

Mastrangelo said we should have gone for an override this year, but we should start discussions now for an override for next year. She suggests maintaining our 12% policy and start talking about an override.

In summary, Ms. Foster said the town should know how to address the policies as a general rule and know that the bond raters do pay attention.

Review Bourne School District budget

Both Chm. Matt Stoke (School Committee) and Chm. Chris Hyldburg (Budget Sub Committee) expressed their desire to work with the community before turning the meeting over to School Superintendent Steven LaMarche.

Mr. LaMarche reviewed a PowerPoint presentation of the School's budget. The Administrative Team Recommended FY15 Budget is \$20,802,374 which is a level funded budget. TA Guerino recommended budget of \$20,244,738%.

Discussion

TA Guerino said the town needs to make a decision as to whether the TA properly funded education overall. The town side feels that based on numbers, you have to decide if it is sufficient. The Cherry Sheet net is upside down going into next year.

TA Guerino explained that the \$1.5M deficit is due to the UCT enrollment of 55 students totaling \$800,000. Another \$300,000 due to the dental health line. The overall insurances are up 24% which include workers compensation and building insurance and automobile insurance.

Mastrangelo said we should have taken from Stabilization and not Free Cash. \$342,000 from Host Fee could have been spent. TA Guerino said this money had nothing to do with the FY09 funding. It wasn't due to how we budgeted.

Ms. Marzelli said the Medicaid money since 2002 was divided by the administration (town) and direct service costs (school). Atty. Troy ruled that the school side gets the direct service costs. Superintendent said that wasn't true. Vote decided to do between the boards and the committee.

Ms. Marzelli said the McKinney Transportation Reimbursement is a General Fund Revenue and not earmarked for the schools.

Pickard asked how many positions were actual positions eliminated of all budgeted from both the town side and the school side. TA Guerino said 4 -6 real positions on the town side and another 2 funded but not filled. On the school side there were actual 23 people cut under the TA Guerino recommended. A total of \$342,000 of actual funded positions is not moving forward in the FY15 budget.

Conron requested to see a list of actual funded positions not moving forward in the FY budget. Mastrangelo asked to include how much was funded in FY14, how many positions and how much funded and how many bodies.

On the school side, no one exceeded the 2% fixed for 3 years with regard to contractual increases.

Meier requested the classification study will be on the Selectmen's agenda on 3/25 or first meeting in 4/1. TA Guerino said that is included in this FY15 budget. Meier would have a hard time agreeing to upgrading jobs at this point. TA Guerino recommends an Executive Session for contractual issue discussions.

Galusha stated the school budget is not a quality education. He asked about the staff-to-child ratio. Mr. LaMarche said grades K-20, 2nd -20, 3rd/4th grade-23-25 and middle school/high school-26. Galusha would like to see in writing where the money is going to the school but gets put into the General Fund.

Mr. Hyldburg raised concern of education is a whole. With regard to the 2.5%, how much has the school received from that 2.5%? The overage should be divided by the budget. TA Guerino said the town budget takes into consideration that effect of the school and the town.

Conron asked for both the Selectmen and the Fincom to look into budgets and maybe spread a little differently so the schools get a little more. It is important for a future of our town.

TA Guerino said the town authorized an override for public safety. He didn't go after public safety. The Fire Department is based on the numbers based on the grant requirements. If we reduce firefighters, we have to reduce 9 and we can't go below the threshold of the grant. It left us with a small pool of where we could go.

Zuern said reducing a school budget is not the reason people want to move out of Bourne. It is due to economic issues. This is a town focus and not just about looking at the educational side. She doesn't see where we can cut from the town side.

Ellis is worried this is an issue about "them" or "us". He would appreciate further discussion.

When School Committee member Ms. Walton was asking TA Guerino why he didn't see this deficit coming, TA Guerino explained the deficit. At this time Pickard said the way TA Guerino responded to Ms. Walton of the School and said it was not becoming of a Town Administrator.

TA Guerino apologized for being discourteous Ms. Walton (School Committee) as called out by Pickard. He said it wasn't intentional. The town is upside down for the Snow & Ice Budget. It's not just the numbers on the plate. If we get more monies in, they can be utilized toward the budget but he cannot count them towards the budget until that happens.

Walton, of the School Committee, quoted articles of school enrollment numbers and asked why didn't we see this coming? TA Guerino said it isn't until after the census in October is when we get the real numbers. Ms. Walton said the School District knew the numbers of students going to schools. TA Guerino said he would be happy to go the numbers with her.

Mr. Stokes agrees about another meeting and asked when the next meeting could be for further discussion. TA Guerino said the anticipated vote on the budget for the Selectmen is the second week of April the latest - 4/15/14.

Galusha wants full transparency.

Chm. Ford said she has been holding her comments until the end. The community set priorities and that didn't want to spend a lot of money. The public spoke about increasing public safety and keeping the tax rate low so the elderly people will stay in the town. The way things are now, the town will not be able to enjoy the level of service we have enjoyed. We have "hit that wall." The budget is a reflection of our values: "What do we want to support?" over "What are we doing about the school budget?" We live with what the dollars we have.

Legacy asked about getting a cost breakdown of cost per person for health insurance. Ms. Marzelli said this could be done.

Steve Mealy suggested two or three people come up with a number for each side with a list of priorities and present to the town as a whole. This will allow us to see how to adjust our priorities and which will be put off to the following override.

Other Finance Committee business

None.

Adjourn joint meeting

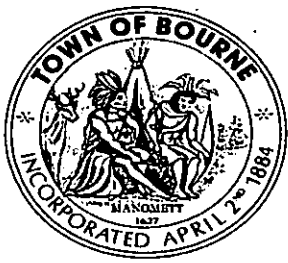
Zuern moved and seconded by Meier to adjourn joint meeting. VOTE 5-0.

Galusha moved and seconded by Grant to adjourn joint meeting. VOTE 11-0.

Adjourn

Meier moved and seconded by Ellis to adjourn. Meeting adjourned at 10:20 pm. Vote 5-0.

Respectfully submitted – Lisa Groezinger, sec.



Board of Selectmen Meeting Notice AGENDA



6:15 Executive Session – Labor issues Fire Department, Town Administrator
Contract

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday March 18, 2014	7:00 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

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

7:00 – 7:10 (Items 1-4) Call to order

1. Moment of Silence for our Troops
2. Salute the Flag
3. Public Comment – Non-Agenda Items
4. Minutes:

5. Correspondence

6. Request Selectmen to sponsor Article – Easement – Private Water Service to Basset's Island via Circuit Avenue

7. Bruce Gibbs – Fisherman Statute

8. Licenses/Appointments
 - a. Seasonal Renewals
 - b. Stan Gibbs Statue Dedication Ceremony
 1. Request for waiver of fee for use of town park
 2. Request for permission to have Cape Cod Beer caterer at event
 - c. Sturgis East Key Club request for waiver of fee for use of town park

9. Review of Mr. Pickard's budget ideas and general budget discussion

10. Town Administrator's Report

11. Selectmen's Business
 - a. Reports

12. Adjourn

2014 MAR 14 PM 1 35
TOWN CLERK'S OFFICE
BOURNE, MASS

**Board of Selectmen
Minutes of March 18, 2014
Bourne Community Building
Bourne, MA 02532**

APR 7 PM 12 11

TOWN CLERK'S OFFICE

BOURNE, MASS

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

6:15 – 6:40 (Items 1-4) Call to order

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

Meier motioned to go into Executive Session to discuss Labor issues Fire Department and Town Administrator Contract and then to reconvene into public session. Roll call – Zuern – yes; Meier – yes; Ellis – yes, Baldwin – yes. Pickard abstained.

Chm. Baldwin called meeting back to order at 7:15 pm.

Moment of Silence for our Troops /Recognition of Richard Lafarge/Salute the Flag

Public Comment – Non-Agenda Items

None.

Correspondence

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

Request Selectmen to sponsor Article – Easement – Private Water Service to Basset's Island via Circuit Avenue

TA Guerino said an easement is requested to install a water service via directional drilling from Circuit Avenue to Bassetts Island, crossing over town-owned land. Mr. Phil Cordeiro, engineer hired to do said work, met before the Conservation Commission. At the meeting, he was instructed to secure an easement to be voted upon at town meeting. This is for the Special Town Meeting on 5/5/14. The applicant will require 100 signatures but is asking the board for sponsorship.

The existing house is serviced by wells and draws off a fresh water lens. Over the last several years it has been compromised. Applicant has had some problems with the well and is looking for a long term situation.

Proposed work includes a 2-inch line along Circuit Ave. Drilling will be done under the harbor with a depth being no closer to the bottom of the harbor than 6 FT. Drilling will be monitored. The timeline of work would be one week.

Ellis moved and seconded by Meier to support the easement for Private Water Service to Bassett's Island via Circuit Avenue. VOTE 5-0.

Bruce Gibbs – Fisherman Statue

Mr. Gibbs gave brief presentation of the Fisherman Statue and background of his father Stanley Gibbs. The statue is for Mr. Gibbs' father, Mr. Stanley Gibbs.

Ellis moved and seconded by Meier to allow the dialogue through Mr. Gibbs and the people who put the fisherman statue together to come up with appropriate name to identify the statue as Stan Gibbs and come back to the board for approval. VOTE 5-0.

Licenses/Appointments

a. Seasonal Renewals

Meier moved and seconded by Zuern to approve 2014 Seasonal License Renewals for:

- Betty Ann's Dairy Freeze at 225 Main Street (Food)
- Cartwheels II at 340 MacArthur Blvd (Weekday Amusement, Sunday Amusement and Coin Operated Amusement Device)
- Cataumet Light Mini Golf at 1370 County Rd. Route 28A (General Amusement)
- Lazy Sundaes Ice Cream at 1370 County Rd. Route 28A (General Amusement)
- Seafood Shanty, Inc. at 803 Scenic Highway (Food)
- Whistle Stop Ice Cream at 435 Shore Rd (Food)

VOTE 5-0.

Meier moved and seconded to approve 2014 Seasonal Liquor, Food and Entertainment License Renewals for:

- Jarvis, Inc. at Shipyard Lane – 977 Shore Rd (Liquor, Food AMT, Weekday Amusement, Sunday Amusement)
- The Sagamore Inn at 1131 Route 6A (Liquor, Food AMT)

VOTE 5-0.

b. Stan Gibbs Statue Dedication Ceremony

Meier moved and seconded by Zuern to table Items b and c to the next meeting. VOTE 5-0.

c. **Request for waiver of fee for use of town park**

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

e. **Sturgis East Key Club request for waiver of fee for use of town park**

Meier moved and seconded by Pickard to approve the Sturgis East for use of town park on 3/29/14 with \$100 deposit and refundable upon recommendation of DPW Director and TA Guerino. VOTE 5-0.

Review of Mr. Pickard's budget ideas and general budget discussion

TA Guerino reviewed items Pickard raised:

- The Town Administrator contracted services. This is deferred at this time.
- Other Contracted Services. TA Guerino will agree to.
- Miscellaneous Economic Development. This is for assistance at the welcome center as well as promotion of town, canal and publications that go out in marketing efforts. It has \$5,000 for several years.
- Human Resources (\$27,000). This is for Professional Development is contractual. TA Guerino said there is another year and can review to reduce in the next negotiated contract moving forward.
- Assessors Consultants. This is a part of revaluation requirement where we have a local group come in. TA Guerino said this is necessary outside consultation.
- The Memorial building. Buildings and Grounds includes all contracts in the building for all annual maintenance and is contractual. Given the issue of care, control and custody, we left intact. The additional \$6,500 is from the prior fiscal year due to costs related to ongoing maintenance of the building which is left in the budget.
- Library IT position. This position is a Librarian first, IT second. This is not a new position and in FY12 it was approved by Selectmen and the Finance Committee. The position uses Library data bases and public service desk. The position handles ordering, printing and back up position. There are 4 fulltime and 8 part time employees and the rest is volunteers. This position cannot do the job of an IT person at Town Hall. TA Guerino recommends keeping in the budget.

Zuern asked about Professional Development. TA Guerino explained this is to updated licenses, trainings, keeping DPW licensing up-to-date, seminars that department heads go to. This year we have spent \$17,000 up to January. HR Department provides town-wide training and helps

with skills for our employees. This was pared back to \$27,000 to keep within contractual allowances and things that come up outside the norm.

- Audit. This is \$60,000 annually and contractual.
- Other Contracted Services. TA Guerino explained this is \$21,465 not 26,000. He can reduce by \$8,000 and will defer proposed initiatives to another date.

Pickard said asked TA Guerino to review what the Town Administrator can or cannot do.

He handed out another document to help the public and the board gets a better sense of the budget:

So that the Board and public might better understand the budget, I have the following requests.

Are we implementing the step increases in FY2015 as outlined in the report by Mr. Rutherford. What is the savings in total dollar amount by not instituting the increases? How many employees are affected?

I would like to have a list of all new positions (including salaries) that you created over the last two -three years where you cited that they were sustainable. I do believe you got the Boards approval before making those moves however, based upon our current financial position, I believe we must make cuts in those positions on a last in first out scenario with the exception of where a department needed multiple staff or where the position shows a cost savings.

I would like a written breakdown of all shared costs in Tab 11 of this year's budget. For example what is the cost for the given insurance and how is it allocated between the schools and the town. I would like documentation as to how those numbers are allocated with documentation to show.

Please calculate for the Board the amount of savings the town would appreciate if we reduced all employees other than public safety and public works by 2.5 hours per week. This would be all administrative positions even in the public safety and public works departments.

Please explain in greater detail the \$950,000 due to be repaid to the stabilization account. The public has asked about it and we owe the public a detailed explanation about the entire borrowing and repayment.

Pickard stated that with regard to the last in, first out scenario; look into to see if there are cost savings.

Pickard said the shared costs memo from Ms. Walton will help.

The shared costs memo from Mrs. Walton will help.

If we take and reduce all employees with exception to public safety and public works, if we reduce by ½ hour a week how much cost savings will town recognize?

Pickard asked with Chief Greene about the grant where we have eight (8) new fire fighters, we would have less OT. Can we reduce the OT to 300,000? Chief Green said yes. The main goal of the grant is to add to the staffing. The grant doesn't have anything to do with contractual issues.

Pickard asked about the staffing chart and if we have three firefighters at the Sagamore station, we save \$36,500 per year based for a Lieutenant/paramedic versus a Step 5.

Discussion on charging for sending Bourne Fire Fighters to Wareham. TA Guerino said this is not how it is done.

- Legal Department Head. Town Counsel retaining for his health benefits. TA said retainer does a few things: a) eliminates counsel to take cases that conflict with him as counsel; and b) health benefits, which is not unusual. He is an employee and that money is taxed (verses stipend). Current counsel won't be counsel forever and this is a good draw for retaining other counsel as benefit to the town of Bourne. TA Guerino said this arrangement goes back 50 years and elected officials. He understands the comments, but in his opinion if you take from one side, you take it away from the other side.

Pickard feels this is additional beyond the retainer. Town counsel receives \$235,000 annually and suggests the board regulate this expenditure by monitoring. If Town Counsel receives \$175 per hour, he suggests putting a cap on counsel to 20 hrs per week for a savings of \$53,000. Legal expense needs to be reviewed at a future meeting. As Selectmen are a volunteer board, he would like to discuss waiving the \$18,000 for health benefits.

TA Guerino said the board would need to vote on no later than 4/8/14. He has worked with many town counsels and said Atty. Troy is outstanding as a counsel.

Pickard would like to not focus on the person but the amount of time the position is requiring. He feels 26 hours is excessive.

Town Administrator's Report

TA Guerino met yesterday with the Selectmen Chm., the Finance Committee Chm., the School Superintendent, the School Business Manager, the Finance Director met to look at creative possible ways to bridge the financial gap we have currently as it relates to the TA Recommended School Budget and the School Department's Budget as presented to the Finance Committee. It was an extremely positive meeting and we are looking at ways to bridge that gap to the School Department. There will be another meeting in the future. He thanked all involved for the willingness to sit down together.

Selectmen's Business

a. Reports

Ellis requested TA Guerino draft a letter on behalf of the board for Ms. Dody Adkins-Perry on her presentation on the FEMA flood maps and the effect on the town of Bourne. He also congratulating the Bourne school system taking first, second and third place on essays published in the Cape Cod Times. The school system is to be congratulated and even though the finances short, they are producing. .

Meier commended Ms. Dody Adkins-Perry on her FEMA presentation. He and Zuern will be participating in the Meals on Wheels program. He is also going to be a judge in the Bourne Middle School Science Fair.

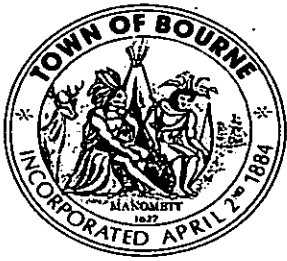
Zuern commented on essays of the Bourne Youth Counsel with regard to the most important amendment to the constitution. Her TV Spotlight on Bourne program included the two young writers and teacher Ms. Joyce Saucier. Zuern also agreed Ms. Adkins-Perry did a great job on her presentation. Zuern scheduled a debate at the Cape Cod Commission at 1717 Meetinghouse Road in Barnstable.

Pickard asked how many articles are in the Annual Town Warrant. TA Guerino said about 20 articles.

Adjourn

Zuern moved and seconded by Pickard to adjourn. Meeting adjourned at 9:15 pm. Vote 5-0.

Respectfully submitted – Lisa Groezinger, sec.



Board of Selectmen Meeting Notice AGENDA



5:30 EXECUTIVE SESSION LITIGATION TOWN ADMINISTRATOR'S CONTRACT 6:00 – Tax Title Property – Joint Meeting 6:45 – Upper Cape Tech Girls Basketball State Champions

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday March 25, 2014	7:00 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

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

7:00 – 7:10 (Items 1-4) Call to order

1. Moment of Silence for our Troops
2. Salute the Flag
3. Public Comment – Non-Agenda Items

4. Correspondence

5. Ron Beaty – Withdrawal from the Cape Cod Commission; discussion

6. 7:30 p.m. - Paul Niedzwiecki Cape Cod Commission petition update on 208 Plan

7. Discussion on Town Counsel services

8. Licenses/Appointments
 - a. Stan Gibbs Statue Dedication Ceremony
 1. Request for waiver of fee for use of town park
 2. Request for permission to have Cape Cod Beer caterer at event
 - b. Appointment to Open Space Committee – Les Perry

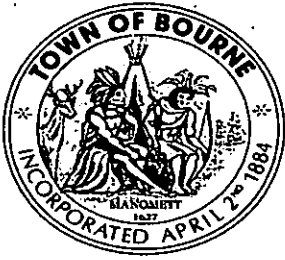
9. Town Administrator's Report

10. Selectmen's Business
 - a. Budget
 - b. Reports

11. Adjourn

TOWN CLERK'S OFFICE
BOURNE, MASS

2014 MAR 20 PM 12 05



Board of Selectmen Meeting Notice AGENDA



AMENDED AGENDA

5:30 EXECUTIVE SESSION LITIGATION

TOWN ADMINISTRATOR'S CONTRACT

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 - a. Stan Gibbs Statue Dedication Ceremony
 1. Request for waiver of fee for use of town park
 2. Request for permission to have Cape Cod Beer caterer at event
 3. Discussion & possible vote on the naming of the Fishermen Statute
 - b. Appointment to Open Space Committee – Les Perry
9. Town Administrator's Report
10. Selectmen's Business
 - a. Budget
 - b. Reports
11. Adjourn

2014 MAR 21 PM 2 59
TOWN CLERK'S OFFICE
BOURNE, MASS

**Board of Selectmen
Minutes of March 25, 2014
Bourne Community Building
Bourne, MA 02532**

2014 APR 11 PM 3 56

TOWN CLERK'S OFFICE
BOURNE, MASS

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

5:30 – 6:40 (Items 1-4) Call to order

Chm. Baldwin called the meeting to order at 5:30.

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

Chm. Baldwin called the Joint Meeting between the Selectmen, the Planning Board and the Conservation Commission to order at 6:00 pm.

Meier moved and seconded by Zuern to adjourn Joint Meeting and for a brief recess before the regular session began. Unanimous vote.

Meier called meeting back to order at 6:45 pm.

Mr. Rauche acknowledged taping the meeting at this time.

Upper Cape Tech Girls Basketball State Champions

Superintendent introduced the Girls Basketball coach who introduced the Girls Basketball Team who won the State Vocational Championship.

Moment of Silence for our Troops/Recognition of Richard Lafarge/Salute the Flag

Public Comment – Non-Agenda Items

None.

Correspondence

Meier read into record correspondence. Copies are available at the Town Administrator's Office per request. He added an email from Ms. Marie Oliva dated 3/25/14 regarding the Cape Cod Commission.

Ron Beaty – Withdrawal from the Cape Cod Commission; discussion

Chm. Baldwin said Mr. Beaty sent an email to the board that he would not be able to attend tonight's meeting. Ellis said Mr. Beaty should have the opportunity to respond. Chm. Baldwin said he does still intend to be before the board.

Paul Niedzwiecki Cape Cod Commission (CCC) petition update on 208 Plan

Mr. Niedzwiecki gave a brief description of the development of the Regional Water Quality for the 15 towns on the Cape. The CCC divided the Cape into 57 watersheds identified for study for wastewater planning.

The 208 Plan is geared to come up with perimeters on a watershed basis. The choice of which technology has to be left to a local level where regionally the CCC collects the information and gets money from the State to address wastewater planning. There was a group of two teams: 1) the traditional position; and 2) the non-traditional approach. Together the information was shared which became the perimeters.

The CCC is the regional planning agency for Barnstable County and needs to bring in resources to the Cape not associated with any charge to the Cape Cod residents.

Meier requested copies of the presentation to the board.

Ellis asked Mr. Niedzwiecki how the CCC plans to handle system for both sides of the canal. Mr. Niedzwiecki said the issues on north side could range from the existing with Wareham, a smaller package, public/private or alternatives to offset costs. The south side is partnering with the base or Falmouth or other alternative strategies and the choice is Bourne's. Ellis wonders if oysters would be acceptable or forced into a more expensive way. Mr. Niedzwiecki said Bourne wouldn't be forced into the more expensive way.

Ellis commented on Economic Development and the increase in the commercial tax base which doesn't seem to get far in Bourne and brought up Canalside Commons. Mr. Niedzwiecki said there was open discussion for others lifting thresholds for Canalside Commons.

Pickard said according to the DNR Director they don't have many areas for oyster farmers.

Mr. Niedzwiecki said if the answer isn't affordable to the Cape, it is not doable. This is not a big pipe solution at all. In fact the CCC was criticized for pushing alternatives.

Zuern asked about the water shed approach. Mr. Niedzwiecki said the CCC has no authority over communities as it applies to wastewater.

Zuern commented on the fees as taxes go up every year. Mr. Niedzwiecki said the Cape pays into the CCC as a whole \$2.5M and there are 38 people employed at the CCC. There are no bloated budgets and the staff is smaller.

Zuern asked how the money of the \$3.5M to the CCC is going to be spent. Mr. Niedzwiecki said it will be spent over a three year period, broken down into budgets available and scope of work to view. A chunk goes to alternatives for \$150,000 testing soils based approach to Title V and a lot going into the plant itself. Zuern asked the breakdown be sent to the board.

Zuern asked about the CCC wanting to see more companies like Hydroid on the Cape. Mr. Niedzwiecki said the CCC wants businesses that employ people year round jobs for better local economies. She also raised issue with Adventure Island off MacArthur Boulevard. Mr. Niedzwiecki will look into that.

Mr. Niedzwiecki said the Market Basket was reviewed the way it was because the CCC wanted to promote better local economies. Zuern said other businesses were hurt when the Grand Union left.

Zuern raised issue about the model the CCC uses. Mr. Niedzwiecki said AECOM focuses on alternative wastewater facilities. No assumptions were available until reports were done by AECOM. UMASS data sets are private. Models are transparent and available to the public. There are not any of the models that look at climate change.

Zuern asked about the socialized plan for every home owner to pay into a system whether connected or not. Mr. Niedzwiecki disagreed with numbers given in said plan.

Zuern went to a meeting in Hyannis and commented on one of the statements made by a main speaker about getting rid of one who is trying to sabotage the 208 process. Mr. Niedzwiecki doesn't remember that statement, but he disagrees with that statement.

Ellis said it is obvious what his position is on the CCC. He did commend the Sarcoma project.

TA Guerino asked how Buzzards Bay works with Non-Barnstable County Commission neighbors. Mr. Niedzwiecki said the benefits of a 208A plan goes beyond 0% loans. One of neighbors benefits from being attached to a nitrogen contribution.

Zuern commented on local representatives where a case comes up, not at a social event, where you cannot talk to the representative and has experienced this several times. Mr. Niedzwiecki said this is not required by any policy by the CCC.

Discussion on Town Counsel services

Pickard said there have been several endorsements of Atty. Troy's services by this board, but feels this is about the board taking control of a budget that can be controlled. Legal Services

are set at \$235,000 which doesn't include legal for ISWM, schools. This equates to \$175/hour for 25.8 hours per week. He suggested reducing the hours per month.

The consensus of the board is that they are happy with Atty. Troy's services and the town is getting a good deal. They wish a closer oversight of the use of his services.

Ms. Walton, School Committee said the School Department doesn't use town counsel for labor contracts. In the past the school has used Atty. Troy, but not agreeable to sharing Atty. Troy's salary.

Licenses/Appointments

a. Stan Gibbs Statue Dedication Ceremony

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

This discussion will be deferred.

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

This discussion will be deferred.

3. Discussion & possible vote on the naming of the Fishermen Statute

This discussion will be deferred.

b. Appointment to Open Space Committee – Les Perry

Mr. Perry briefly described his interest in the Open Space Committee. Ellis said there isn't anyone more qualified for this appointment.

Meier moved and seconded by Ellis to appoint Mr. Les Perry to the Open Space Committee for a term to expire 6/30/15. Vote 5-0.

Mr. Mulvey endorses the appointment.

Town Administrator's Report

TA Guerino briefly discussed the "meeting of minds" between the School Department representatives, the Finance Committee Chairman, Financial Director and himself to forward collectively on the budget.

Ms. Walton asked for consideration of cutting 13 FTE. The School Committee cannot vote for people to lose jobs and lose health insurance without having all the information.

TA Guerino said the Finance Director and himself have stopped work on everything to try and assimilate information as a priority as it relates to shared costs.

Ms. Walton said when TA Guerino initially presented the budget, the school department asked to have 2% which is \$400,000 included in their budget. Every other department has increases

in their budget. TA Guerino said when we look at the total education spending; he looked at numbers and came up with best with what he had. He looked at total budget and educational expenditure. The Selectmen with the Finance Committee and the ATM will determine an appropriate budget.

Ms. Walton is asking to have contractual increases as part of the initial budget like all departments moving forward.

Zuern said it is up to the school committee to make those cuts. That is your budget and choices you have to make.

TA Guerino said the School Committee has control over its budget and the Selectmen have control over the town side's budget.

Zuern said she could find a lot of line items to cut versus cutting a job. For instance, \$100,000 on PARCC Testing, but that isn't her job.

Ms. Walton said the School Committee hasn't voted on their budget at this time.

Meier said we need an enhancement. TA Guerino said he is looking at contingent articles to assist in bringing that school number up.

Ms. Walton raised the issue of the DPW facility for \$900,000 and asked if this having a big effect on the budget. TA Guerino said this has no effect on cash expenditures towards the budget.

Selectmen's Business

c. Budget

Pickard suggested reducing each non public employee by ½ day and calculated \$200,000 savings. If we eliminated the last 3-5 positions in the door resurrected from prior cuts would come out to \$130,000 - \$150,000. TA Guerino said the hour reduction has to be an impact bargain and there is no guarantee that would occur.

Ellis raised issue with the Town Planner raise of \$15,922 raise. How important is community development. TA Guerino stands by it.

Pickard said the Finance Director's increase to bring from 35 to 40 hours. Although the board concurred to go along, but didn't ask what the financial impact was. TA Guerino said at the time, he told the board it would be substantial.

Pickard discussed minimum manning should be adhered to and abide by contract to reduce Fire Department OT to \$300,000 from \$360,000.

TA Guerino said he would venture to guess there may be some savings in OT. For the purpose of discussion: 1) there are 5 people currently out on long term issues; and 2) waiting for issues

related to retirement coming to fruition. If we didn't have the grant to supplement, the OT would be staggeringly more than are.

Pickard would like to create a policy in an effort to reduce OT.

TA Guerino said more detailed discussion with Ms. Sundman. This can be an agenda item for either 4/14/13 or 4/21/14.

Pickard moved and seconded by Zuern that the Selectmen instruct TA Guerino to advise all Department Heads that all collective bargaining agreements are adhered to for the purposes of consistency. Vote 5-0.

Pickard moved and seconded by reduce line item for the Fire Department OT to \$300,000. The motion was not seconded. He requests to defer for action at a later date.

Zuern moved and seconded by Ellis to reduce the salary to what the contractual obligations require for the Town Planner. Vote 5-0.

Ellis said if we drop the CCC, the town could save \$175,000.

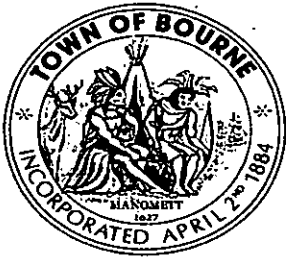
d. Reports

None.

Adjourn

Meier moved and seconded by Pickard to adjourn. Meeting adjourned at 9:40 pm. Vote 5-0.

Respectfully submitted – Lisa Groezinger, sec.



Board of Selectmen Meeting Notice AGENDA



6:15 EXECUTIVE SESSION - TOWN ADMINISTRATOR'S CONTRACT

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday April 1, 2014	7:00 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

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

7:00 – 7:10 (Items 1-4) Call to order

1. Moment of Silence for our Troops
2. Salute the Flag
3. Public Comment – Non-Agenda Items
4. Minutes: March 11, March 18; Executive minutes 3.25.14

5. Correspondence

6. Statement of Interest – Peebles Elementary School - Vote required

7. Licenses/Appointments
 - a. Stan Gibbs Statue Dedication Ceremony (confirmed w/John Doble 3.27.14)
 1. Request for waiver of fee for use of town park
 2. Request for permission to have Cape Cod Beer caterer at event
 3. Discussion & possible vote on the naming of the Fishermen Statute

8. Transportation Committee Update and report

9. Capital Outlay Committee requests presentation by Mary Jane Mastrangelo

10. Town Administrator's Report

11. Selectmen's Business
 - a. Budget
 - b. Reports
 - c. Town Meeting warrant review

12. Adjourn

BOURNE, MASS
TOWN CLERK'S OFFICE
2014 MAR 28 PM 2 17

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

2014 APR 11 AM 11 52

TOWN CLERK'S OFFICE
TA BOURNE, MASS

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.

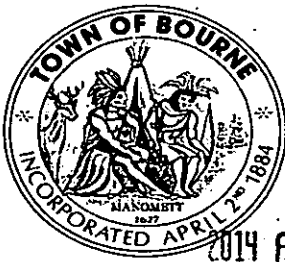
New Article 8 is for use of space as the lease expired some time ago.

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.



Board of Selectmen Meeting Notice AGENDA



2014 APR 4 PM 1 38
TOWN CLERK'S OFFICE
BOURNE, MASS
Executive Session – Town Administrator's Contract 6:15

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday April 8, 2014	7:00 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

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

7:00 – 7:10 (Items 1-4) Call to order

1. Moment of Silence for our Troops
2. Salute the Flag
3. Public Comment – Non-Agenda Items
4. Minutes: March 25, 2014; April 1, 2014
5. Correspondence
6. 7:15 PM Verizon Pole Hearing: 186 Williston Road, Sagamore Beach
7. Update on Base's military mission and initiatives
8. Discussion regarding "issuance of a license" for work on Indian Trail homes via Sagamore Beach.
9. Licenses/Appointments
 - a. Request for Waiver of Fee – Kiwanis 5K Family Fun Day
10. Town Administrator's Report
11. Selectmen's Business
 - a. Reports
 - b. Warrant for Special & Annual Town Meeting signing
 - c. Goals update
12. Adjourn

Board of Selectmen
Minutes of April 8, 2014
Bourne Community Building
Bourne, MA 02532

2014 AUG 11 AM 9 28

TOWN CLERK'S OFFICE

BOURNE, MASS

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

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. Meier abstained.

Zuern called meeting back to order at 7:11 pm.

Moment of Silence for our Troops/Salute the Flag

Public Comment – Non-Agenda Items

None.

Minutes – 3/25/14 and 4/1/14

No minutes to approve.

Correspondence

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

7:15 PM Verizon Pole Hearing: 186 Williston Road, Sagamore Beach

Zuern read hearing notice for the record. TA Guerino read into record his notice into the record which went to all of the abutters.

Chm. Baldwin formally opened the hearing at 7:15 pm. TA Guerino said this is a standard pole. Ellis asked if it is a lit pole. TA Guerino said it is not.

Meier moved and seconded by Zuern to close the public hearing. Vote 5-0.

Meier moved and seconded by Ellis to approve Verizon's request for one (1) new pole and to place new Pole 145/24.5 on Williston Road which is necessary in order to provide new service to 186 Williston Road. Vote 5-0.

Update on Base's military mission and initiatives

Joint Base Cape Cod Commanders Update Briefing presented to the Selectmen.

Four organizations include Army, Air Force 102nd intelligence wing, Air Force 6th Space Warning and Coast Guard.

Being the biggest military base in New England, Camp Edwards provides realistic training and support facilities in support of Military Unit and Individual Soldier Readiness. The total 2011 Economic impact is \$14.2B and over 46,000 jobs.

Cape Cod Air Force Station is the smallest portion of the military base. The primary mission is missile warning. The secondary mission is satellite tracking.

Coast Guard Air Station Cape Cod, CAPT Stephen Torpey. One thing that has changed is that the jets have been retired and replaced with HC-144 to fly over fisheries and watch for fisheries violations. The fishing vessel Anna Mary lost its captain and found alive after nearly 12 hours in the water was a successful rescue mission.

The Air Station Cape Cod will divide into two units: Air Station Cape Cod (traditional operational missions) and Base Cape Cod (support functions).

Otis Air National Guard Base Jim Lafabel commander turbulent year. 102d Intelligence Wing. Absorbed a new station 212th Eng & Installation Sq. Looking to downsize to decrease energy cost. The wing realized energy reduction of 57% came in second. The also manage wastewater treatment plant. Investigate for access and looks promising for both.

Zuern asked about Mass Development working on the base. That base is trying to get energy reduction and housing renovations but not looking to add housing.

Zuern also asked that if during an emergency, if off-Cape residents could stay in different shelters. There is a shelter on base and people can cut through the base for access. This isn't a solidified as a plan, but it is still in the works.

Meier asked about the 10-year mark for the BRAC. There is nothing official and is a rumor at this point. TA Guerino said Mass Development has the potential to take the wastewater from the landfill leachate.

TA Guerino asked if the Coast Guard is getting enough money to support the air strip. The Coast Guard funding is consistent and generous and the air strip is in good shape. The airfield with the tower and all facilities have upheld remarkably up-to-date.

Ellis made it clear there are three veterans on the Board of Selectmen. The base is important to the town.

Discussion regarding "issuance of a license" for work on Indian Trail homes via Sagamore Beach.

TA Guerino said this work deals with substantial erosion on five homes on Indian Trail. In order to repair the bank, repairs would require going over conservation land.

Atty. Ford O'Connor represents the five (5) property owners requesting a temporary license to bring equipment onto conservation land for beach build up and to do plantings. He has worked with Brendan Mullaney, Conservation Agent. The temporary easement work will be begin prior to Memorial Day weekend. All work is at the applicants' expense.

Meier moved and seconded by Pickard to approve issue of license for work on Indian Trail homes via Sagamore Beach subject to any and all Conservation Commission approvals with the stipulation that any beach damage would repaired at the expense of the developer.. Vote 5-0.

Licenses/Appointment

a. Request for Waiver of Fee – Kiwanis 5K Family Fun Day

Meier moved and seconded by Zuern to grant request for waiver of fee, but to require a refundable deposit per the Town Administrator for the Kiwanis 5K Family Fun Day on 8/9/14 at Buzzards Bay Park. Vote 5-0.

Town Administrator's Report

TA Guerino requests that any additional amendments to the budget that the board has voted tonight or on Thursday's evening.

Selectmen's Business

a. Reports

Zuern attended the Painted Ladies at the library. She attended the LEPC meeting.

Ellis said Article 8 is for re-zoning a piece of land and recommended members of the public to attend the Planning Board meeting and to be prepared at Town Meeting to address.

b. Warrants for Special & Annual Town Meeting signing

Article 1 – collect taxes, write grants under the General Laws. Bookkeeping article.

Pickard moved and seconded by Meier to approve Article 1 of the ATM. Vote 5-0.

Article 2 – Salaries of elected officials.

Pickard moved and seconded by Zuern to approve Article 2 of the ATM. Vote 5-0.

Article 3 – Budget article. School budget has a placeholder for the number to be changed.

Article 4 – Sewer department basic operations.

Meier moved and seconded by Pickard to approve Article 4 of the ATM. Vote 5-0.

Article 5 – Allowance for acceptance of Chapter 90 monies.

Meier moved and seconded by Pickard to approve Article 5 of the ATM. Vote 5-0.

Article 6 – Establish reserve fund for FinCom in the amount of \$200,000.

Pickard moved and seconded by Meier to approve Article 6 of the ATM. Vote 5-0.

Article 7 – ISWM budget

Pickard moved and seconded by Zuern to approve Article 7 of the ATM. Vote 5-0.

Article 8 – Establishment of revolving funds

Pickard moved and seconded by Meier to approve Article 8 of the ATM. Vote 5-0.

Article 9 – Capital Outlay budget.

Pickard moved and seconded by Meier to approve Article 9 of the ATM. Vote 5-0.

Article 10 – Reports of other town officers

Meier moved and seconded by Pickard to approve Article 10 of the ATM. Vote 5-0.

Article 11 – Close out of articles whose purposes have been satisfied.

Pickard moved and seconded by Meier to approve Article 11 of the ATM. Vote 5-0.

Article 12 – Do not need to vote.

Article 13 – Provides \$50,000 for administrative costs out of CPA funding. This is the same funding as previous years.

Pickard moved and seconded by Meier to approve Article 13 of the ATM. Vote 5-0.

Article 14 – Petitioned article by Mr. Martin to bypass age requirements for the Police Dept. Nothing to vote.

Article 15 – Floodplain regulations and maps. Selectmen should get behind for insurance

Meier moved and seconded by Pickard to approve Article 15 of the ATM. Vote 5-0.

Article 16 – Deletes requirement that the Charter Compliance Review Committee allows the Moderator to place members on the committee as necessary.

Pickard moved and seconded by Meier to approve Article 16 of the ATM. Vote 5-0.

Article 17 – Adds $\frac{3}{4}$ of 1% to locals meal excise

Meier moved and seconded by Pickard to approve. TA Guerino said this depends on the tourists as it is consumption taxes. Rooms taxes are not included. Zuern would abstain as she would like to hear the discussion before voting. No vote was taken.

Article 18 – Petitioned article to direct Select place on election ballot CCC releasing. Moderator will treat as a motion and allow open discussion.

No vote needed. Ellis asked if passed, can selectmen suggest this go on the ballot. TA Guerino said the Selectmen can place article on for direct issues, but doesn't know from a timing perspective whether this will make the May ballot and will ask the Town Clerk.

Article 19 – Open Space Committee land acquisition. More information will come. No vote taken.

Article 20 – Continuation of the capital expenditure Stabilization Reserve Fund receives in access of \$600,000 from the landfill.

Pickard moved and seconded by Meier to approve Article 20 of the ATM. Vote 5-0.

Article 21 – Removing \$50 fine.

Meier moved and seconded by Pickard to approve Article 21 of the ATM. Vote 5-0.

Article 22 – Open Space. Note vote taken.

Article 23 – Authorization to dispose of Hoxie to Hoxie Center for Arts, Science subject to the reverter clause and subject to CPA funding. Meier asked to have representatives come before the board. TA Guerino said there will be a representative available prior to Town Meeting. Zuern moved and seconded by Pickard to approve endorse as presently sits. Vote 4-0-1 abstention (Ellis).

Meier moved and seconded by Pickard for the Board of Selectmen to sign the Town Meeting warrant. Vote 5-0.

Special Town Meeting

Article 1 – Transfer money to stabilization fund. To keep at current policy.

Meier moved and seconded by Pickard to approve Article 1 of the STM. Vote 5-0.

Article 2 – A bylaw which is submitted for clerical adjustment.

Meier moved and seconded by Zuern to approve Article 1 of the STM. Vote 5-0.

Article 3 – Unpaid bills:

Meier moved and seconded by Pickard to approve Article 3 of the STM. Vote 5-0.

Article 4 – TA Guerino suggests waiting until the bid is open on the DPW facility.

Article 5 – Clean up for CPA monies registry of deeds. Allowing monies apportioned appropriately into funds of CPA.

Meier moved and seconded by Zuern to approve Article 5 of the STM. Vote 5-0.

Article 6 – The board will allow the article to go forward for easement on Circuit Ave to perhaps install and deliver water to a resident on Bassets Island. No vote taken.

Article 7 – CPC recreation related pieces. Item B needs more attention. This is to fix the Bournedale Schoolhouse as there was more damage than exterior issues. Ellis said this is a perfect example of what CPA/CPC is all about and it is money well spent and he highly endorses.

Meier moved and seconded by Ellis to approve Article 7 of the STM. Vote 5-0.

Article 8 – This article was submitted by the Planning Board in early/mid March prior to the warrant closing. Back up documentation has been provided and needs to be placed appropriately on the warrant.

Meier moved and seconded by Pickard to sign STM warrant. Vote 5-0.

c. Goals update - FY14 Goals

- a. Expand emergency preparedness – 2 fully functioned shelters at the Community Building and the Bourne Middle School.
- b. Establish better methods for recruiting volunteers.
- c. Create full and complete standard operating procedure manual.
- d. Collaborate with the DCHD/HUD to provide necessary infrastructure for backup generation for seniors and disabled residents for shelter in place priorities. Contact other privately or not for profit priorities for senior and disabled residences.
- e. Draw upon public safety employees for shelter work and set up (Police, Fire, DNR). Identify other municipal staff that may be required to assist. Work with the community, MMA (where and when appropriate) and youth groups to assist.
- f. Regularly periodic updates by EMD and other appropriate staff.

- g. Public information – traditional and social medical outreach.

Financial wherewithal

- a. Continue with work toward audit report recommendations.
- b. Provide board of selectmen with periodic updates on financial position and semi-annual reviews of budgetary highlights.
- c. Update Selectmen on status of current negotiations that are ongoing. This list may include labor negotiations, ISWM, Coady. Power purchase agreements and/or impact bargaining. Many to be in Executive Session. Only have to start up is the fire contract. ISWM updated through the ISWM working group. If not successful, bring folks from Peabody down to discuss for future capabilities. Power purchase only change was that Blue Wave was sold to Sun Edison which has no changes and no update at this time.
- d. Provide the BOS staffing updates as to vacancies and positions filled/added. Two (2) truck drivers have come up. The IT position was advertised and an offer has been made. The Library IT position was filled and they started this week at \$80,000 annually.
- e. Work toward re-establishing a level of reserves to recent historic levels within a reasonable time frame. Build reserves up for capital purposes. We stayed within policy limits. Will discuss in detail as a multi-member committee.

Meier asked if OPEB can be part of the financial goal next year. TA Guerino said this is more of a bookkeeping versus a true financial picture.

Wastewater goal

- a. Town wide undertake of a water sampling idea collection and nitrate mitigation measures with neutral parties. Utilize staff at to research review and recommend best practice and local "legislative" (zoning/regulatory by-laws) for such mitigation and improvement of water quality.
- b. Diminish town's exposure for needed future sewer lines and treatment.
- c. Compile and catalog what information the TOB has regarding water quality, wastewater needs and existing systems. (BOH, PTF, stormwater committee, Tighe & Bond, CHJ2M Hill (request team) UMass, etc. TA Guerino said he will be looking for guidance from the board and will continue to work on.

TA Guerino said the Hideaway Village document related to maintenance ownership of wastewater facilities at Hideaway has been found.

- d. BOS/BOSC town wide education throughout forums) workshops and seminars.

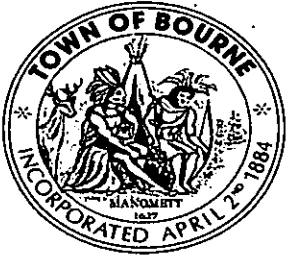
- e. List and project alternatives including fish framing nitrogen reduction education other measures composting toilets.

TA Guerino said the board is continuing working on the goals.

Adjourn

Meier moved and seconded by Zuern to adjourn. Meeting adjourned at 9:45 pm. Vote 5-0.

Respectfully submitted – Lisa Groezinger, sec.



Board of Selectmen Meeting Notice AGENDA



EXECUTIVE SESSION 4:00 PM

Contract Update regarding Landfill/Town Administrator's Contract

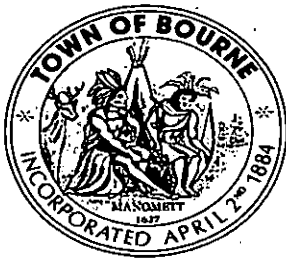
<u>Date</u>	<u>Time</u>	<u>Location</u>
Thursday April 10, 2014	4:00 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

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

7:00 – 7:10 (Items 1-4) Call to order

1. Moment of Silence for our Troops
2. Vote on Final Budget
3. Adjourn

2014 APR 8 AM 9 15
TOWN CLERK'S OFFICE
BOURNE, MASS



**Board of Selectmen
Meeting Notice
AGENDA**



**AMENDED
EXECUTIVE SESSION
4:00 PM**

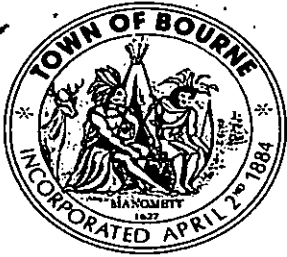
Contract Update regarding Landfill/Town Administrator's Contract

<u>Date</u>	<u>Time</u>	<u>Location</u>
Thursday April 10, 2014	4:00 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

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1. Call to order
2. Moment of Silence for our Troops
3. Vote on Final Budget
4. Adjourn

2014 APR 8 AM 11 46
TOWN CLERK'S OFFICE
BOURNE, MASS



Board of Selectmen Meeting Notice AGENDA



AMENDED EXECUTIVE SESSION 4:00 PM

Contract Update regarding Landfill/Town Administrator's Contract

<u>Date</u>	<u>Time</u>	<u>Location</u>
Thursday April 10, 2014	4:00 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

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1. Call to order
2. Approval of Minutes: March 25 and April 1 2014
3. Moment of Silence for our Troops
4. Vote on Final Budget
5. Adjourn

2014 APR 9 AM 9 40
TOWN CLERK'S OFFICE
BOURNE, MASS

**Board of Selectmen
Minutes of April 10, 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

Chairman Baldwin Called the meeting to order at 6:07 P.M.

Moment of Silence for our Troops/Salute the Flag

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

Meier moved and seconded by Zuern to approve minutes of 4/01/14 as amended. Vote 5-0

Meeting called to order

Mr. Meier **MOVED** and **SECONDED** by Ms. Zuern to go into Executive Session with relation to Real Estate Contract negotiation, call: Zuern – yes; Meier – yes; Pickard – yes; Baldwin – yes; and Ellis - yes.

Mr. Meier moved to reconvene the public meeting in room 3 of the Bourne Veterans Community Center at 6:23. The Motion was seconded by Mr. Ellis and unanimously agreed to by the Board.

Chairman Baldwin called the meeting to order.

Administrator Guerino distributed the recommended budget and sources and uses for the budget in the amount of \$55,330,130. He informed the Board that if there were to be any changes it wished to make the members needed to do so at this time. He further went on to explain that the budget reflected a Bourne School Department appropriation of \$20,890,000. This amount, while a little more than the anticipated number was a very good figure that kept the Town within its fiscal policies. Mr. Guerino commended Chairman Baldwin and Chairman Stuck for the hard work they had undertaken to move the budget process forward. He also commended the School Committee to making hard decisions and appreciated their hard efforts.

Ms. Zuern made a motion to add the amount of \$20,000 to the budget to reinstate the part time custodian position at the BVMCC that was slated to elimination on July 1. The motion was seconded by Mr. Ellis and was passed 4 to 1 by the Board with Ms. Zuern, Mr. Meier, Mr. Ellis and Chairman Baldwin voting in favor and Mr. Pickard voting opposed.

Mr. Meier moved to adopt the Town budget of \$55,350,130 for the fiscal year commencing on July 1, 2014 to be brought forward to the Town Meeting. The Motion was seconded by Ms. Zuern and unanimously agreed to by the Board.

Mr. Meier made a motion to adopt the ISWM budget as proposed at \$10,641,067. The motion was seconded by Ms. Zuern and unanimously adopted by the Board.

Mr. Meier made a motion to adopt the Sewer enterprise budget as proposed at \$970,681. The motion was seconded by Ms. Zuern and unanimously agreed to by the Board.

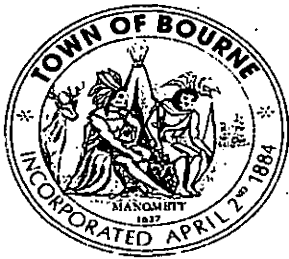
Mr. Meier made a motion to adopt the Capital Outlay budget as presented in the Sources and Uses document at \$1,663,752. The motion was seconded by Ms. Zuern and unanimously adopted by the Board.

Mr. Chris Hyldberg, Chairman of the School Committee's Budget Subcommittee expressed thanks to the Board of Selectmen and noted that this work undertaken the past few weeks has brought the beginning of a good partnership between the School Department and Town that will bode well for future communications good relations. He thanked the Town Administrator for the efforts he and his staff had put forth in helping the School Committee better understand the budget and budget processes. Mr. Ellis reciprocated the good wishes while Mr. Meier acknowledged that hard decision had to be made by the Town and School Department this year.

Mr. Ellis made a motion to adjourn the meeting at 6:41. The motion was seconded by Mr. Pickard and unanimously agreed to by the Board.

Respectfully submitted,

Thomas Guerino



Board of Selectmen Meeting Notice AGENDA



EXECUTIVE SESSION 5:45 P.M. Town Administrator's Contract

SEWER COMMISSIONERS – 6:30 P.M.

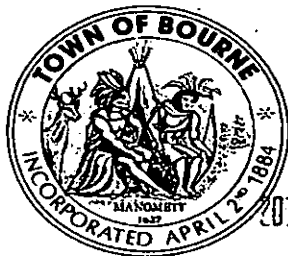
<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday April 15, 2014	7:15 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

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

7:00 – 7:10 (Items 1-4) Call to order

1. Moment of Silence for our Troops
2. Salute the Flag
3. Public Comment – Non-Agenda Items
4. Minutes: Executive Minutes: 4.10.14, Regular Minutes: 4.10.14
5. Correspondence
6. Shellfish Propagation closures
7. Design Review Committee – Discussion on enforcement
8. ISWM and the Recycling Committee - 25th Anniversary Recycling Committee/Earth Day/Show
9. Licenses/Appointments
 - a. Election Workers
 - b. Board of Appeals – Term Correction
 - c. Recreation Committee appointment
10. Town Administrator's Report
11. Selectmen's Business
 - a. Reports
 - b. Affirm Budget Vote
12. Adjourn

2014 APR 11 PM 2 29
TOWN CLERK'S OFFICE
BOURNE, MASS



Board of Selectmen Meeting Notice AGENDA



2014 APR 15 PM 4 24

TOWN CLERK'S OFFICE
BOURNE, MASS

AMENDED – NO EXECUTIVE SESSION

SEWER COMMISSIONERS – 6:30 P.M.

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday April 15, 2014	7:15 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

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

7:15 – 7:20 (Items 1-4) Call to order

1. Moment of Silence for our Troops
2. Salute the Flag
3. Public Comment – Non-Agenda Items
4. Minutes: Executive Minutes: 4.10.14, Regular Minutes: 4.10.14
5. Correspondence
6. Shellfish Propagation closures
7. Design Review Committee – Discussion on enforcement
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11. Selectmen's Business
 - a. Reports
 - b. Affirm Budget Vote
12. Adjourn

2014 MAY 27 PM 2 55

TOWN CLERK'S OFFICE
BOURNE, MASS

**Board of Selectmen
Minutes of April 15, 2014
Bourne Community Building
Bourne, MA 02532**

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 – Michael Rausch Bourne Enterprise

Documents

- Design Review Committee violations list – dated 4/15/14

Meeting Called to Order

Chm. Baldwin called the meeting to order at 7:15 pm.

Moment of Silence for our Troops/Salute the Flag

Public Comment – Non-Agenda Items

None.

Minutes: Executive Minutes 4.10.14, Regular Minutes: 4.10.14

Zuern moved and seconded by Pickard to approve executive minutes of 4/10/14 as submitted and to encumber. Vote 5-0.

Meier moved and seconded by Zuern to approve regular minutes of 4/10/14 as submitted. Vote 5-0.

Correspondence

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

Shellfish Propagation closures

Mr. Mullen recommends the board reclassify three shellfish areas this spring for the purposes of propagation and general management of the fishery. We would like to close the following areas: 1) The area know as Ram Cove located in Little Bay; 2) The designated Recreational Area in Phinney's Harbor known as Tobey Island, North Side; and 3) A portion of the designated

Recreational Area in Winsor Cove. The propagation closures would be effective 4/21/14. The cost per bushel will be \$11.99.

No board comment. No public comment.

Meier moved and seconded by Ellis to approve Shellfish Regulation Amendment No. 2014-1 as presented by Mr. Mullen. Vote 5-0.

Design Review Committee – Discussion on enforcement

Douglas Shear, Chm. of Design Review Committee (DRC), said the committee has been meeting for about a year since formed. The committee is charged with reviewing buildings, structures and additions as well as the review of signs and passing information on to the Building Inspector. The committee doesn't have the enforcement authority. They have been spending most of their time identifying violations on Main Street signs. They have had numerous conversations with the Building Inspector and took it upon themselves to handle as much of the footwork with the 14 violation notices.

There is one vacancy on the committee and they are missing an alternate.

TA Guerino suggested adding some enforcement personnel for the next special or town meeting if there is sufficient funding to do so.

Mr. Shearer provided the board with a list of the 14 violations to TA Guerino who will distribute to the board.

Pickard suggested the Building Inspector's administrative assistant can send out violation and adding members to the Design Review Committee to make them part of an enforcement arm. TA Guerino said this is a question for Town Counsel.

Zuern would be against the committee being the enforcement body. She suggested using volunteers from the tax work-off program for the administrative piece. She suggested TA Guerino speak with Mr. Laporte as she doesn't feel the committee should have the burden of enforcement of these violations. TA Guerino said he feels the Building Inspector would be welcome to any assistance through town meeting.

Mr. Shearer said there is enough "teeth" if the committee has the ability to back up what is stated and the bylaw is enforced on a timely basis.

Zuern asked about grandfathered signs. Some people are not in compliance. Pickard suggested discussing at a future meeting on a Tuesday evening where the Selectmen would be available.

ISWM and Recycling Committee

This committee began with a concerned citizen in 1988. There will be an Earth Day at the landfill this Saturday. Compactors and rain barrels can be ordered. There is a fundraiser at the Meza Luna for the Hoxie School program. The committee is looking for another volunteer on their committee.

Mr. Goddard said the Americorp has been working on a mural at the transfer station. Ms. Victoria Grisson is the local artist and is working on the design and began painting which incorporates all villages of Bourne in celebration of the 25th anniversary. On 4/24/14 there will be a video at library at 5:30 pm to commemorate the 25th anniversary and ISWM overall. Another video will be showed entitled "Trash".

Licenses/Appointments

a. Election Workers

Meier moved and seconded by Pickard to appoint Election Workers as presented by the Town Clerk with terms to expire 6/30/14. Vote 4-0-1 (Ellis abstained).

b. Board of Appeals – Term Correction

Meier moved and seconded by Pickard to appoint Harold Kalick to the Zoning Board of Appeals to correct his term to expire on 6/30/18. Vote 5-0.

c. Recreation Committee appointment

Meier moved and seconded by Zuern to appoint Ms. Michele Tonini to the Recreation Committee for a term to expire 6/30/15. Vote 5-0.

Town Administrator's Report

He has concluded the budgets. He wanted to acknowledge both the Fire and Police Departments for the recent events that have occurred over the last few days. When they are called to tragic events, he wants to let them know they are appreciated.

Selectmen's Business

a. Reports

Meier attended the FinCom meeting and it was suggested a date of 5/12/14 meeting between the FinCom, the Selectmen and the Bourne School Department for long-term planning for an operational override. We have a capital project (new police station) and want to get together after town meeting to start this process. Ms. Conron suggested to go "out on the road" to see what the public wants. TA Guerino said it is important that all members of all committees are available. The last general override was in 2005 and it was anticipated that would last through FY12 and we are now going into FY15. Pickard suggested scheduling on a Tuesday night.

Meier said he is not going to approve any override for employees to receiving raises and/or for the creation of new jobs. TA Guerino concurs.

Ellis received an email from Ms. King relative to construction at 623 Head of the Bay Road. TA Guerino said the Building Inspector responded to said email and forwarded to the board.

Zuern attended by a meeting with the Cape Cod Commission and the LEPC workshop on setting up shelter. There was discussion of using town employees. There is a Walk for History on the canal this Saturday. She attended the Peter Pan performance supported through the Nye grant.

Baldwin attended a meeting with the school and voted to set aside \$140,000 for distribution. The grant is doing well and stable.

b. Affirm Budget Vote

TA Guerino said as the Selectmen meeting with the School committee wasn't televised, he is asking the board to affirm the vote that took place.

Meier moved and seconded by Zuern to affirm the Town's operations budget in the amount of \$55,350,130. Vote 5-0.

Meier moved and seconded by Zuern to affirm the Town's Capital Outlay budget in the amount of \$1,633,752. Vote 5-0.

Meier moved and seconded by Zuern to affirm the Town's ISWM budget in the amount of \$10,641,000. Vote 5-0.

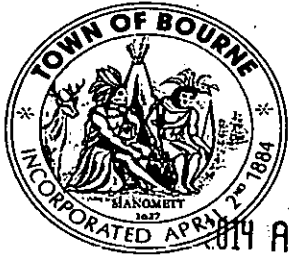
Meier moved and seconded by Zuern to affirm the Town's Sewer budget in the amount of \$970,681. Vote 5-0. (PLEASE CHECK THIS AMOUNT).

The UCT budget is based on the census as of 10/1/13.

Adjourn.

Meier moved and seconded by Ellis to adjourn. Meeting adjourned at 8:20 pm. Vote 5-0.

Respectfully submitted – Lisa Groezinger, sec.



Board of Selectmen Meeting Notice AGENDA



2014 APR 17 PM 3 39

TOWN CLERK'S OFFICE

BOURNE, MASS **6:15 - Executive Session**

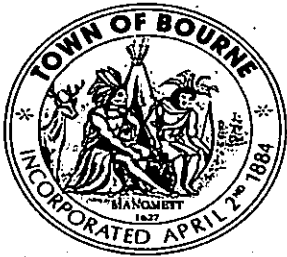
Fire and Town Administrator's Contract

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday April 22, 2014	7:00 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

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

7:00 – 7:10 (Items 1-4) Call to order

1. Moment of Silence for our Troops
2. Salute the Flag
3. Public Comment – Non-Agenda Items
4. Minutes: April 8, 2014; April 15, 2014 – Sewer Commissioners' April 5, 2014
5. Correspondence
6. AmeriCorps
7. Licenses/Appointments
 - a. Waiver of Fees for BVMCB Gym Use– Special Olympics
8. Town Administrator's Report
 - a. DPW – Bid result summary
9. Selectmen's Business
 - a. Reports
 - b. Discussion related to proposed local option meals tax
10. Adjourn



Board of Selectmen Meeting Notice AGENDA



AMENDED

6:15 - Executive Session Fire and Town Administrator's Contract

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday April 22, 2014	7:00 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

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7:00 – 7:10 (Items 1-4) Call to order

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 - a. Waiver of Fees for BVMCB Gym Use– Special Olympics
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 - a. DPW – Bid result summary
9. Selectmen's Business
 - a. Reports
 - b. Discussion related to proposed local option meals tax
10. Adjourn

2014 APR 18 AM 9 11
TOWN CLERK'S OFFICE
BOURNE, MASS

**Board of Selectmen
Minutes of April 22, 2014
Bourne Community Building
Bourne, MA 02532**

2014 AUG 1 PM 3 44

.....TOWN CLERK'S OFFICE.....

BOURNE, MASS

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 – Michael Rausch Bourne Enterprise

Documents

- None

Meeting Called to Order

Chm. Baldwin called the meeting to order at 6:15 pm. Pickard moved and seconded by Zuern to go into Executive Session regarding Fire and Town Administrator's Contract. Roll call: Pickard – yes; Zuern – yes; Meier – yes; and Baldwin – yes. Ellis excused and arrived at 6:18 pm.

Chm. Baldwin called meeting session to order at 7:21 pm.

Moment of Silence for our Troops/Salute the Flag

Public Comment – Non-Agenda Items

None.

Meier stated for the record, he participated in discussion of the Town Administrator contract. He had a conversation with the State Ethics Commission in reference that his mother works for the Town of Bourne and was given an opinion. He filed a 23B Notice of Disclosure with the Town Clerk's office at 3:50 pm this afternoon.

Minutes: 4.8.14, 4.15.14

Meier moved and seconded by Zuern to approve minutes of 4/8/14 as amended. Vote 5-0.

Meier moved and seconded by Ellis to approve minutes of 4/15/14 as submitted. Vote 5-0.

Correspondence

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

Item C. Meier was surprised to hear this road is 95% developed. TA Guerino said it is to grant the ability to go up as well as out. This is an area where a company expanded and will come to the Selectmen when they have something definitive.

AmeriCorps

Group Service utilizes up to 14 general corp members for ½ day to 1 day of labor. Short term, labor intensive projects.

Community Outreach & Development utilizes groups 1-7 general corps members over the course of a few weeks or months. Members work alongside service partners to plan, develop and execute projects. Emphasis on engaging community volunteers.

Individual Placements utilizes 1 general corps member over the course of 10 months. Specific, long-term project within focus areas of natural resource management, environmental education, disaster, preparedness and response and/or environmental education.

Fire Corps utilizes team of 6 fire corps members trained in wild land fire management and fire fuel reduction. Fire corps often works in a town for a few days in a row.

Visit www.americipscapecod.org for more information.

Meier commented how two town employees have been AmeriCorps members.

Ellis thanked what the AmeriCorps have done especially for Bourne. TA Guerino said have been very helpful to Bourne and are very much appreciated.

Licenses/Appointments

a. Waiver of Fees for BVMCB Gym Use – Special Olympics

Meier moved and seconded by to waive the fees for the BVMCB Gym Use – Special Olympics Thursdays beginning 4/17/14 from 6:30 pm – 8:30 pm through 6/12/14. Vote 5-0.

Town Administrator's Report

a. DPW – Bid result summary

The bids have been publically opened last Friday at 1:00 pm. There are three (3) main bids. He is reviewing the documents and hopes to have more detailed information at the next meeting.

TA Guerino is moving forward to advertise for membership after Town Meeting.

Selectmen's Business

a. Reports

Meier sought clarification for the Maintenance Mechanic that was put back into the budget. TA Guerino brought up formally at a joint meeting with the Finance Committee. It wasn't intentional.

Pickard said funding should not come out of the Reserve Fund for the mechanics position. He would have liked the opportunity to discuss taking out of Reserve Fund and cut a position elsewhere.

Ellis attended the ISWM 25th anniversary tour. He is going on record as a first notice to clean up the trash on MacArthur Blvd, Scenic Highway, Sandwich Road and canal area. TA Guerino to contact Mass. Dept of Transportation District 5.

Zuern said it was her understanding that any vote to be taken by the Selectmen would be at a Selectmen meeting and not at a joint meeting with the Finance Committee. She attended the landfill celebration and noticed a lot of plastic bags in the trees. TA will bring up to Mr. Barrett. The old Honey Dew Building is starting to look like it is falling apart and asked if something can be done with it. She attended Historical Society Walk for History.

Meier commented on abandoned buildings and said we need to start looking at unsafe buildings and have them torn down. TA Guerino will speak with the Building Inspector.

Pickard said with regard to the plastic bags in the trees, ISWM retained a private company in the past. TA Gueirno will bring up with Mr. Barrett. TA Guerino thought of the using the prisoners for MacArthur Boulevard.

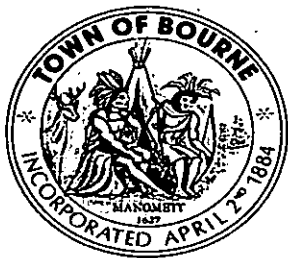
b. Discussion related to proposed local option meals tax

Ms. Zuern said there is no need to bring forward a formal presentation. She wanted to hear from constituencies from both sides at Town Meeting.

Adjourn

Pickard moved and seconded by Meier to adjourn. Meeting adjourned at 8:00 pm. Vote 5-0.

Respectfully submitted – Lisa Groezinger, sec.



Board of Selectmen Meeting Notice AGENDA



Date

Monday
April 28, 2014

Time

3:00 p.m.

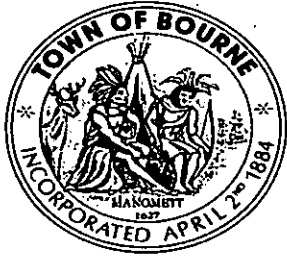
Location

Bourne Veterans' Memorial
Community Center
239 Main Street, Buzzards Bay

Joint Meeting between the Board of Selectmen and Finance Committee review of
Town Meeting Articles and discussion of same.

Thomas M. Guerino
Town Administrator

2014 APR 24 PM 12 41
TOWN CLERK'S OFFICE
BOURNE, MASS



Board of Selectmen Meeting Notice AGENDA



5:45 pm - Executive Session Fire and Town Administrator Contract

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday April 29, 2014	6:45 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

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

6:45 (Items 1-) Call to order

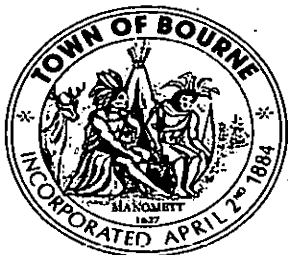
1. Moment of Silence for our Troops
2. Salute the Flag
3. Public Comment – Non-Agenda Items

4. Town Administrator Contract

5. Licenses/Appointments
 - a. Request Waiver of Fees for Friends of the Council on Aging Physic Fair
 - b. Barnstable County Human Rights Commission

6 Adjourn

2014 APR 24 PM 12 48
TOWN CLERK'S OFFICE
BOURNE, MASS



Board of Selectmen Meeting Notice AGENDA



AMENDED AGENDA

6:00 - Executive Session Fire and Town Administrator Contract

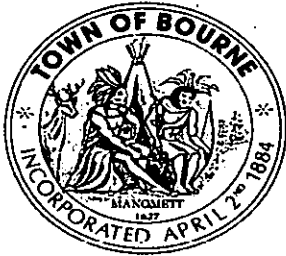
<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday April 29, 2014	7:00 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

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

7:00 – 7:10 (Items 1-4) Call to order

1. Moment of Silence for our Troops
2. Salute the Flag
3. Public Comment – Non-Agenda Items
4. Minutes:
5. Correspondence
6. Town Administrator Contract
7. Licenses/Appointments
 - a. Barnstable County Human Rights Commission –
8. Town Administrator's Report
9. Selectmen's Business
 - a. Discussion on Letter from Chatham Selectmen
 - b. Reports
 - C. Request from Mr. Ellis to direct Town Counsel to research and render an opinion regarding the advertisement for Item #7 on the April 24th Planning Board Agenda regarding the public hearing on Adams Street/Cranberry Highway zoning change.
10. Adjourn

2014 APR 28 PM 12 07
TOWN CLERK'S OFFICE
BOURNE, MASS



Board of Selectmen Meeting Notice AGENDA



AMENDED

5:45 pm - Executive Session Fire and Town Administrator Contract

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday April 29, 2014	6:45 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

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6:45 (Items 1-3) Call to order

1. Moment of Silence for our Troops
2. Salute the Flag
3. Public Comment – Non-Agenda Items

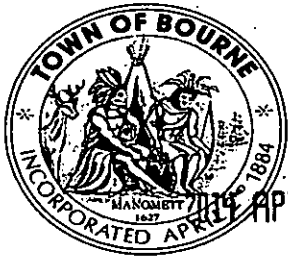
4. Town Administrator Contract

5. Licenses/Appointments

- a. Request Waiver of Fees for Friends of the Council on Aging Psychic Fair
- b. Barnstable County Human Rights Commission
- c. Request from Mr. Ellis to direct Town Counsel to research and render an opinion regarding the advertisement for Item #7 on the April 24th Planning Board Agenda regarding the public hearing on Adams Street/Cranberry Highway zoning change.
- d. Reports

6. Adjourn

2014 APR 28 PM 12 37
TOWN CLERK'S OFFICE
BOURNE, MASS



Board of Selectmen Meeting Notice AGENDA



APR 28 AM 9 40
TOWN CLERK'S OFFICE
BOURNE, MASS

AMENDED AGENDA

6:00 - Executive Session Fire and Town Administrator Contract

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday April 29, 2014	7:00 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

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7:00 – 7:10 (Items 1-4) Call to order

1. Moment of Silence for our Troops
2. Salute the Flag
3. Public Comment – Non-Agenda Items
4. Minutes:

5. Correspondence

6. Town Administrator Contract

7. Licenses/Appointments

- a. Barnstable County Human Rights Commission –

8. Town Administrator's Report

9. Selectmen's Business

- a. Discussion on Letter from Chatham Selectmen
- b. Reports

C. Request from Mr. Ellis to direct Town Counsel to research and render an opinion, if necessary, regarding the planning boards action relative to an Amended Site Plan Review/Special Permit #08-2013: 1 & 11 Trowbridge Rd. and 9 Sandwich Rd One Trowbridge Rd., LLC Building addition of a drive through window for the pharmacy.

10. Adjourn

Board of Selectmen
Minutes of April 29, 2014
Bourne Community Building
Bourne, MA 02532

2014 AUG 1 PM 3 17

.....TOWN CLERK'S OFFICE.....
BOURNE, MASS
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 – Michael Rausch Bourne Enterprise

Documents

- None

Meeting Called to Order

Chm. Baldwin called the meeting to order at 5:45 pm. Zuern moved and seconded by Pickard to go into Executive Session regarding Fire and Town Administrator's Contract and to reconvene into public session. Roll call: Pickard – yes; Zuern – yes; Meier – yes; and Baldwin – yes; Ellis – yes.

Call meeting to order

Chm. Baldwin called meeting session to order at 7:00 pm.

Moment of Silence for our Troops/Salute the Flag

Public Comment – Non-Agenda Items

Mr. Jon Nelson briefly discussed the DPW Construction project update. We have three (3) bids from qualified contractors. There are alternatives which makes us over budget. Alternate No. 1 will be funded by Chapter 90 money. Additional costs of \$975,000 for the fuel island, security system, canopy and site fencing. They are recommending contracting Weston Construction pending reviews at DCAM and a background check.

Chm. Baldwin recommended adequate supervision to avoid the issues that have come up at the Community Building. TA Guerino will report back to the board after Town Meeting.

Town Administrator Contract

Chm. Baldwin said this is a work in progress.

Licenses/Appointments

a. Request Waiver of Fees for Friends of the Council on Aging Psychic Fair

Meier moved and seconded by Pickard to approve the Friends of the Council on Aging Psychic Fair on 5/3/14 from 9:30 am – 5:00 pm at the Community Building. Vote 3-0-2 (Chm. Baldwin and Zuern abstained).

b. Barnstable County Human Rights Commission

Meier requested this item be put on agenda as there is a vacancy. He was asked to be on the Commission. It doesn't violate the Town Charter. TA Guerino noted vacancy was advertised for a while.

Zuern moved and seconded by Pickard to appoint Peter Meier as Bourne's Representative to the Barnstable County Human Rights Commission. Vote 5-0.

c. Request from Mr. Ellis to direct Town Counsel to research and render an opinion regarding the advertisement for Item #7 on the 4/24/14 Planning Board Agenda regarding the public hearing on Adams Street/Cranberry Highway zoning change.

Ellis requested this put on the agenda as there is no mention of companion lot owned by Mr. Vincent Michienzi, and the legal ad notice for the Planning Board agenda is not clear. He also questioned if the STM Article 8 in the warrant is worded correctly.

Ellis moved and seconded by Zuern to direct Town Counsel to research and render an opinion regarding the advertisement for Item #7 on the 4/24/14 Planning Board Agenda regarding the public hearing on Adams Street/Cranberry Highway zoning change. Vote 4-0-1 (Pickard abstained).

d. Reports

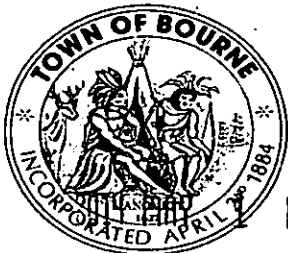
Ellis thanked the Cape Cod Centennial Committee's events for the last week's celebration at the MMA. He also was unable to attend the Planning Board meeting, but did review the DVD of the meeting. He commented on six (6) members signed conflict of interest documents at the 4/24/14 meeting day. He also commented on the Planning Board's Item #7 on zoning change in Sagamore. The blame was put on temporary secretary and wanted to stand up for her.

Zuern said the bylaw change for the COA never got into the warrant and requested TA Guerino to check where it is.

Adjourn

Ellis moved and seconded by Pickard to adjourn. Meeting adjourned at 7:21 pm. Vote 5-0.

Respectfully submitted – Lisa Groezinger, sec.



PM 3 20

TOWN CLERK'S OFFICE
BOURNE, MASS.

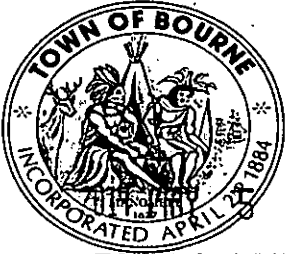
Board of Selectmen Meeting Notice



AGENDA

<u>Date</u>	<u>Time</u>	<u>Location</u>
Monday May 5, 2014	6:15 p.m.	Bourne High School Auditorium Stage Area 75 Waterhouse Road. Bourne

1. Call Meeting to Order
2. The Board of Selectmen will meet in open session to participate, discuss, and vote on the Special and Annual Town Meeting each session until the conclusion.
3. Vote essential and contingent articles for the Annual/Special Town Meeting.
4. Signing the Warrant for the Annual Town Election.
5. Fire Department Contract
6. Adjourn



AM 11 11

TOWN CLERK'S OFFICE
BOURNE, MASS

Board of Selectmen Meeting Notice



AMENDED AGENDA

<u>Date</u>	<u>Time</u>	<u>Location</u>
Monday May 5, 2014	6:15 p.m.	Bourne High School Auditorium Stage Area 75 Waterhouse Road Bourne

1. Call Meeting to Order
2. The Board of Selectmen will meet in open session to participate, discuss, and vote on the Special and Annual Town Meeting each session until the conclusion.
3. Vote essential and contingent articles for the Annual/Special Town Meeting.
4. Signing the Warrant for the Annual Town Election.
5. Fire Department Contract
6. Application from The Seaside Trolley Gourmet for a Food Vendor's License
7. Adjourn

Minutes Board of Selectmen
May 6, 2013 6:15 P.M.
Bourne High School Auditorium Stage

2013 MAY 21 AM 11 18

TOWN CLERK'S OFFICE

Chairman Ford called the meeting to order at 6:17 P.M. All members of the Board were present.

Town Administrator Guerino discussed various articles for the Annual Town Meeting that were considered "essential" by the joint session held as a pre-town meeting with the Moderator, Town Counsel, Town Clerk, Finance Committee, BOS, TA and Finance Director. Those articles included articles 1-9, 12, 13, 29. Mr. Ford asked the Board members if there was any discussion regarding these articles. A MOTION was made by Mr. Baldwin and Seconded by Mr. Meier to accept the articles as described as essential articles for the ATM. The motion was unanimously agreed upon by the Board.

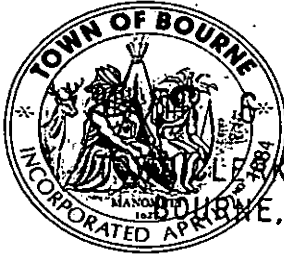
Mr. Meier made a MOTION for the Board of Selectmen to sign the Election warrant for the Annual Town Election on May 21, 2013. The motion was seconded by Mr. Pickard and unanimously agreed to by the Board.

The Board of Selectmen will remain in session until the conclusion of the Annual Town meeting.

Mr. Baldwin made a MOTION to recess the Selectmen's meeting until tomorrow (5/7/13) at 7:00 P.M. for the purpose of the continuation of the ATM. The motion was seconded by Mr. Pickard and agreed to by the Board. The meeting is in recess effective 9:56 P.M.

Respectfully submitted,

Thomas M. Guerino



PM 4 26

Board of Selectmen

TOWN CLERK'S OFFICE.

Meeting Notice

PM 4 26



TOWN CLERK'S OFFICE
BOURNE, MASS

AGENDA

Date

Thursday
May 8, 2014

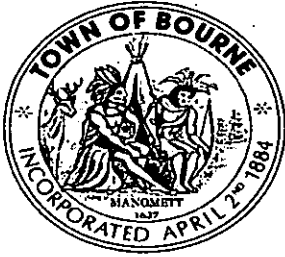
Time

7:00 p.m.

Location

Bourne Veterans' Memorial
Community Center
239 Main Street
Buzzards Bay

1. Town Administrator's Contract
2. Adjourn



Board of Selectmen Meeting Notice

Executive Session

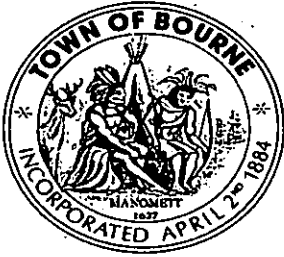
AGENDA AMENDED



019 MAY 7 PM 12 07
TOWN CLERK'S OFFICE
BOURNE, MASS

<u>Date</u>	<u>Time</u>	<u>Location</u>
Thursday May 8, 2014	7:00 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street Buzzards Bay

1. Town Administrator's Contract
2. Adjourn



Board of Selectmen Meeting Notice AGENDA



Date

Tuesday
May 13, 2014

Time

6:15 p.m.

Location

Bourne Veterans' Memorial
Community Center
239 Main Street, Buzzards Bay

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

6:15-6:25 (Items 1-3) Call to order

1. Moment of Silence for our Troops
2. Salute the Flag
3. Public Comment – Non-Agenda Items
4. Correspondence
5. Town Administrator Contract
6. Town Administrator Evaluation summary

7. Licenses/Appointments

- a. 6:30 p.m. Wayho Grill – amend year round Common Victualer License to include outside liquor service in a 16'x60' enclosed patio area
- b. 6:40 p.m. – Change in Manager only – Cranberry's LLC, d/b/a The Bog, Lindsey McGrath, Mgr.
- c. Three (3) One-Day Liquor Licenses for the MMA at the Beachmoor.

8. Adjourn

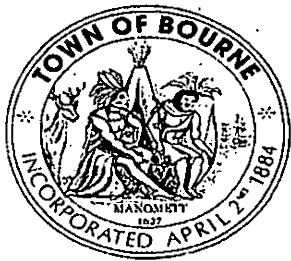
2014 MAY 9 PM 2 53
TOWN CLERK'S OFFICE
BOURNE, MASS

BOARD OF SELECTMEN

Joint Session Board of Selectmen, Bourne School Committee and Finance Committee

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday, May 13, 2014	7:00 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

1. Review of long-term financial projections town of Bourne
2. Determine objective
 - a. Discuss can we/should we bring forward an override request to Special Town Meeting in fall including timelines.
 - b. Discuss can we/should we bring forward an override request to Special Town Meeting in spring including timelines.
3. Discuss appointing a small Project Group to guide the process
 - a. Membership
 - b. Guiding principles for Project Group from the Steering Committee comprised of the BOS, School Committee, Finance Committee
 - c. Discuss how to engage Upper Cape Cod Technical High School in the process?
 - d. Discuss objectives of Project Group, specifically including identifying comprehensive list of needs, process to prioritize the needs, and funding requirements
4. Discuss how the Project Group will report back to the Steering Committee
 - a. Frequency
 - b. Format
5. Other topics for the Steering Committee to discuss
6. BOS, School Committee and Finance Committee appoint their individual members to the Project Group
7. Next steps
8. Adjourn



Board of Selectmen Meeting Notice AGENDA AMENDED



Date

Tuesday
May 13, 2014

Time

6:15 p.m.

Location

Bourne Veterans' Memorial
Community Center
239 Main Street, Buzzards Bay

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

6:15-6:25 (Items 1-3) Call to order

1. Moment of Silence for our Troops
2. Salute the Flag
3. Public Comment – Non-Agenda Items
4. Correspondence
5. Town Administrator Contract
6. Town Administrator Evaluation summary

7. Licenses/Appointments

- a. 6:30 p.m. Wayho Grill – amend year round Common Victualer License to include outside liquor service in a 16'x60' enclosed patio area
- b. 6:40 p.m. – Change in Manager only – Cranberry's LLC, d/b/a The Bog, Lindsey McGrath, Mgr.
- c. Three (3) One-Day Liquor Licenses for the MMA at the Beachmoor.
- d. One (1) One-Day Liquor License for MMA at the Beachmoor

8. Adjourn

2014 MAY 13 PM 3 27
TOWN CLERK'S OFFICE
BOURNE, MASS

2014 AUG 1 PM 3 41
Board of Selectmen
Minutes of May 13, 2014
Bourne Community Building
TOWN CLERK'S OFFICE
Bourne, MA 02532

BOURNE, MASS

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 – Michael Rausch Bourne Enterprise

Documents

- None

Meeting Called to Order

Chm. Baldwin called the meeting to order at 5:45 pm.

Moment of Silence for our Troops/Salute the Flag

Public Comment – Non-Agenda Items

None.

Town Administrator Contract

Pickard moved and seconded by Zuern to delete Section IV related to the hours of the work and compensatory time. Vote 4-1 (Baldwin in opposition).

After discussion related to the options provided by Town Counsel and the Town Administrator discussing needing the board to approve to do outside consulting in the past, Pickard moved and seconded by Meier to reconsider the previous vote. Vote 5-0.

Pickard moved and seconded by Meier to include the following wording replacing the proposed contract with Section IV stating: "TA will devote full time and attention to business to the town and will not engage in any other business during office hours, except with approval by the board. Vote 5-0.

Ellis made a motion to approve the Town Administrator's contract commencing 7/1/14 through 6/30/17. The motion was seconded by Meier. Vote 3-2 with Meier, Ellis and Chm. Baldwin in favor. Pickard and Zuern opposed.

Discussion with Pickard and Zuern expressing concern regarding the total compensation package stating they thought it was excessive given the current fiscal times and couldn't support. Both expressed concerns with the term of the contract in that they felt it was too long.

Meier made a motion to authorize the Chm. to sign the Town Administrator's 7/1/14 – 6/30/17 contract on behalf of the Board of Selectmen. The motion was seconded by Ellis and agreed to by the board. Vote 5-0.

Town Administrator Evaluation Summary

Chm. Baldwin noted overall evaluation and summary page was satisfactory and passed out to the board and the press.

Licenses/Appointments

Chm. Baldwin opened the public hearing and read into record the legal posting. Applicant Benny P. Chu was present tonight.

- a. **6:30 pm Wayho Grill – amend year round Common Victualer License to include outside liquor service in a 16'x60' enclosed patio area**

Meier moved and seconded by Pickard to amend the year-round Common Victualer License to include outside liquor service subject to the Planning Board review and per the Police Department (per routing slip). Vote 5-0.

- b. **6:40 pm – Change in Manager only – Cranberry's LLC, d/b/a The Bog, Lindsey McGrath, Mgr.**

Pickard moved and seconded by Zuern to approve request for Change in Manager from The Bog, from Semantha V. Burger to Lindsey McGrath. Vote 5-0.

- c. **Three (3) One-Day Liquor Licenses for the MMA at the Beachmoor**

Meier moved and seconded by Ellis to approve three (3) one-day liquor licenses at 101 Academy Road, Buzzards Bay for the Beachmoor: 6/8/14, 12:30 pm to 4:30 pm (All Alcoholic – Colarusso Bridal Shower); 6/14/14, 5:30 pm to 9:30 pm (All Alcoholic – Carson Dinner); 7/13/14, 11:30 am – 3:30 pm (All Alcoholic – Walsh Baby Shower) per routing slip. Vote 5-0.

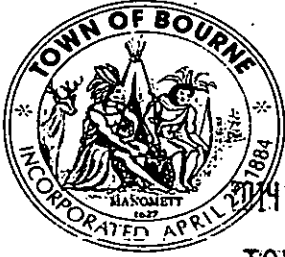
- d. **One (1) One-Day Liquor License for MMA at the Beachmoor**

Meier moved and seconded by Ellis to approve one (1) one-day liquor license for the Beachmoor at the MMA for Graduation Dinner on 5/25/14 from 3:30 pm – 7:30 pm per routing slip. Vote 5-0.

Adjourn

Meier moved and seconded by Pickard to adjourn. Meeting adjourned at 7:21 pm. Vote 5-0.

Respectfully submitted – Lisa Groezinger, sec.



Board of Selectmen Meeting Notice AGENDA



2014 MAY 22 PM 3 37
TOWN CLERK'S OFFICE,
BOURNE, MASS

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday May 27, 2014	7:00 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

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7:00 – 7:10 (Items 1-4) Call to order

1. Moment of Silence for our Troops
2. Salute the Flag
3. Public Comment – Non-Agenda Items
4. Minutes: April 22, 29, May 13

5. Narrative of Town Administrator review

6. Reorganization – Board of Selectmen

7. Establish Goals Setting session dates

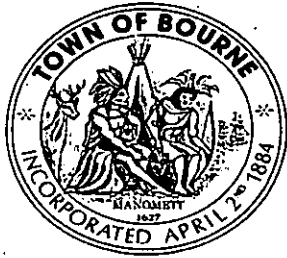
8. Correspondence

9. Licenses/Appointments
 - a. Appointment to the Base MC3 Committee
 - b. Appointment to the Community Advisory Council Per Governor Executive Order #443 (2003)
(Letter from Bourne Water District)

10. Town Administrator's Report

11. Selectmen's Business
 - a. Commuter Rail Discussion/MBTA
 - b. Formalize "Finance Project Working Group" to be in Charter Compliance
 - c. Reports

12. Adjourn



Board of Selectmen Meeting Notice AGENDA



AMENDED

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday May 27, 2014	7:00 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

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7:00 – 7:10 (Items 1-4) Call to order

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4. Minutes: April 22, 29, May 13

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6. Reorganization – Board of Selectmen
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 - a. Appointment to the Base MC3 Committee
 - b. Appointment to the Community Advisory Council Per Governor Executive Order #443 (2003)
10. Town Administrator's Report
11. Selectmen's Business
 - a. Commuter Rail Discussion/MBTA
 - b. Formalize "Finance Project Working Group" to be in Charter Compliance
 - c. Reports
 - d. Open Meeting Law complaint (Pickard)

12. Adjourn

2014 MAY 27 PM 12 45
TOWN CLERK'S OFFICE
BOURNE, MASS

2014 JUN 10 AM 11 24

**Board of Selectmen
Minutes of May 27, 2014 TOWN CLERK'S OFFICE
Bourne Community Building BOURNE, MASS
Bourne, MA 02532**

TA Guerino

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

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

Documents

- None

Meeting Called to Order

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

Moment of Silence for our Troops/Salute the Flag

Public Comment – Non-Agenda Items

None.

Minutes: April 22, 29 and May 13

Ellis moved and seconded by Meier to approve minutes of 4/22/14 as submitted. Vote 4-0-1 (Mealy abstained).

Meier moved and seconded by Ellis to approve minutes of 4/29/14 as submitted. Vote 4-0-1 (Mealy abstained).

Meier moved and seconded by Ellis to approve minutes of 5/13/14 as amended. Vote 4-0-1.

Correspondence

Meier read correspondence into the record. Hard copies are available at the Town Administrator's office.

Item I – Ellis requested TA Guerino draft a letter of the board's support of the Town Planner.

Item J – Ellis requested TA Guerino draft a letter over the Selectmen’s signature of the board’s support of Chatham. Zuern encourages residents to write letter of support of Chatham.

Item A – TA Guerino said a site inspection is complete and findings are being prepared.

Narrative of Town Administrator review

V. Chm. Zuern read into record written by Earl Baldwin.

Pickard said he completed an evaluation but was inadvertently not added to the narrative. TA Guerino did read all members reviews and concerns.

Reorganization – Board of Selectmen

Chairman

Ellis moved and seconded by Pickard to nominate Peter Meier as Chairman of the Board of Selectmen. Vote 5-0.

Vice Chairman

Mealy moved and seconded by Meier to nominate Donald Pickard as Vice Chairman of the Board of Selectmen. Vote 3-2.

Meier moved and seconded by Ellis to nominate Jerry Ellis for Vice Chairman of the Board of Selectmen. Vote 5-0.

The nominations were closed and the vote was taken. Donald Picard 3, Ellis 2.

Clerk

Meier moved and seconded by Pickard to appoint Stephen Mealy as Clerk of the Board of Selectmen. Vote 5-0.

Mealy moved and seconded by Meier to close nominations. Vote 5-0.

Chairman Vote: 5-0

- Pickard - Meier
- Mealy - Meier
- Zuern - Meier
- Ellis - Meier
- Meier - Meier

Vice Chairman Vote: 3-2

- Pickard - Pickard
- Mealy - Pickard
- Zuern - Pickard
- Ellis - Ellis
- Meier – Ellis

Clerk Vote: 5-0

Pickard - Mealy

Mealy - Mealy

Zuern - Mealy

Ellis - Mealy

Meier - Mealy

Establish Goals Setting session dates

Chm. Meier suggested more follow up on goals. TA Guerino recommends a bi-monthly or quarterly review.

Ellis would like the town website up and running correctly.

Goal Setting date: 6/5/14 at 5:30 pm.

TA Guerino to forward Mealy minutes with the board's current goals.

Pickard also would like to include the website as a goal. He would like the board to come up with five (5) goals this year. He suggested Department Heads to forward incident reports to TA Guerino for website publishing to eliminate walk-in traffic at Town Hall.

Licenses/Appointments

a. Appointment to the Base MC3 Committee

Ellis moved and seconded by Pickard to appoint Stephen Mealy to the Base MC3 Committee for a term to expire to 12/31/14. Vote 5-0.

**b. Appointment to the Community Advisory Committee Executive Order #443 (2003)
(Letter from the Bourne Water District)**

Ellis moved and seconded by Zuern to appoint Andrew Campbell to represent the Town of Bourne on the Citizen Advisory Council indefinitely or until suspended or revoked. Vote 5-0.

Town Administrator Report

TA Guerino is proposing a 6/10/14 meeting with representatives from the legal team and specialists on the Harvest Power proposal response. With the board's permission, he will send a letter of invitation requesting the Board of Health (BOH) attend for a page-flip of proposed agreement; this will allow the BOH first view.

TA Guerino to check with both Town Counsel and Associate Counsel whether it is appropriate for the board to have the goals ahead of the night discussed.

Pickard said the BOH appointed Atty. Torres is working with both Town Counsel and Associate Counsel and the decision should be left in the hands of the Town Counsel before dispersed.

The Town Administrator's Finance Project Working Group shall be composed of two members each of the Board of Selectmen, School Committee and three members of the Finance Committee. The Guiding Principals of this group shall be the following:

Guiding Principals:

- Advisory/exploratory
- No Chair – Team Leader with rolling facilitator
- Public Body
- Strive for consensus
- Ask for expertise and staff as necessary
- Don't duplicate efforts of other boards/committees

The Town Administrator and Finance Director shall serve as ex-officio members and shall attend meetings of the Committee as required and requested by the full Working Group. The Working Group may call Town and School Departmental leaders with the consent of the School Superintendent and Town Administrator.

The Group's objectives are as follows, but are not necessarily limited to:

- Standardize vocabulary
- Identify budget strategies for FY16-20
- Five-Year lookout for projects
- Look at the different levels of the budget
- Discuss contractual constraints current/future (labor/other)
- Organizational structure analysis

The Working Group will establish specific timelines for completion of tasks and report findings to the Town Administrator. The Working Group may also be required to report to either joint or individual sessions of the Board of Selectmen, Finance Committee and School Committee.

Selectmen's Business

a. Commuter Rail Discussion/MBTA

Chm. Meier said one of his proposed goals is the commuter rail, but is something we need to think about as a town. This could be an economic generator for Main Street. It needs to be thoroughly discussed to see if it is what the public wants.

Mealy asked what the Lakeville/Middleboro assessment is. TA Guerino said \$7,730 (from the Plymouth Cherry Sheet). Cordage Park is at the end of the line.

TA Guerino said the MBTA assessment in FY2014 for Lakeville is \$26,683; and the Regional transit is \$42,785 for a total of \$69,468 assessment.

Mr. Mulvey feels the rail is the future for passenger and freight. If the town has another major problem other than the budget, it is traffic and parking issues.

b. Formalize "Finance Project Working Group" compliance

See Town Administrator's report.

c. Reports

Zuern attended the last Planning Board (PB) meeting and expressed her concerns of the proposed project by a developer. She also attended the Council on Aging (COA) event last week. She encouraged citizens to go to the Randy Hunt website with regard to the reduction of gun violence law. Lastly, she is working to get a petition to appeal the automatic gas tax.

Chm. Meier would like to see a green light left lane at Academy Drive, similar to what is at Walmart in Wareham. TA Guerino to discuss with Chief Woodside and Mr. Sala for their opinion. Meier would like to see this as a future agenda item.

Adjourn

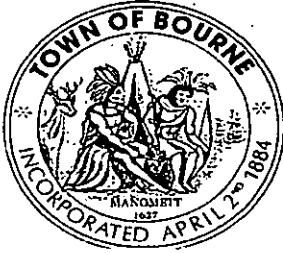
Pickard moved and seconded by Mealy to adjourn. Meeting adjourned at 8:00 pm. Vote 5-0.

Zuern moved and seconded by Pickard to reconvene the public session. Vote 5-0.

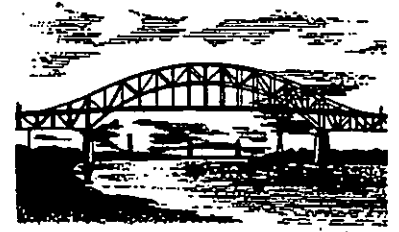
Zuern moved and seconded by Ellis to authorize Town Counsel to provide the Attorney General with any information, documents or responses necessary to cooperate with the Open Meeting Compliant regarding the Open Meeting of the Board of Selectmen by Pickard. Vote 3-0-2 (Pickard and Mealy abstained).

Pickard moved and seconded by Mealy to adjourn. Meeting adjourned at 8:05 pm. Vote 5-0.

Respectfully submitted – Lisa Groezinger, sec.



Board of Selectmen Meeting Notice AGENDA



SEWER COMMISSIONERS MEETING - 6:00

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday June 03, 2014	7:00 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

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

7:00 – 7:10 (Items 1-4) Call to order

1. Moment of Silence for our Troops
2. Salute the Flag
3. Public Comment – Non-Agenda Items
4. Minutes: 5.27.14
5. Correspondence

6. Marie Oliva – Concerts in the Park

7. Licenses/Appointments
 - a. Stomping Grounds, Inc., Common Victualer Food
 - b. Presentation from Marine Life Center for upcoming fund raiser
 - c. Request from Upper Cape students to have fee waived for gym (Volleyball team members – not school sponsored)
 - d. Selectmen's Local Pollution Task Force appointment - Jennifer Cheyne

8. Town Administrator's Report

9. Selectmen's Business

- a. Reports

10. Adjourn

2014 MAY 30 PM 3 50
TOWN CLERK'S OFFICE
BOURNE, MASS

**Board of Selectmen
Minutes of June 3, 2014
Bourne Community Building
Bourne, MA 02532**

2014 AUG 1 AM 9 05
TOWN CLERK'S OFFICE
BOURNE, MASS

TA Guerino

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

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

Documents

- None

Meeting Called to Order

Chm. Meier called the meeting to order at 7:26 pm.

Moment of Silence for our Troops/Salute the Flag

Public Comment – Non-Agenda Items

None requested.

Minutes: 5/27/14

Pickard moved and seconded by Mealy to approve minutes of 5/27/14 as amended. Vote 5-0.

Correspondence

Mealy read correspondence into the record. Hard copies are available at the Town Administrator's office. In addition, he asked to include a letter from Ms. Barbara Sullivan regarding Indian Trail in Sagamore Beach. TA Guerino said this will be on the agenda for the 6/17/14 meeting.

Item A – Ellis recommended the public read the letter from Mr. Michael Bradley in the Bourne Enterprise.

Marie Oliva – Concerts in the Park

TA Guerino suggested if the board is considering granting Ms. Oliva's request for sponsorship, to consider anyone selling goods go through the local permit process.

Ellis moved and seconded by Zuern to allow Ms. Oliva's request to go forward with this program and the Mermaid Bus be allowed on site as well as others if they obtain appropriate licenses. Vote 5-0.

Licenses/Appointments

a. Stomping Grounds, Inc. Common Victualer Food

Pickard moved and seconded by Ellis to approve Stomping Grounds, Inc. at 240 Main Street, Buzzards Bay request for a common victualer food license per routing slip. Vote 5-0.

b. Presentation from Marine Life Center for upcoming fund raiser

Ms. Kathy Zagzebski asking the board's consideration of two separate requests. One request would be to obtain a permit for a Bourne/Buzzards Bay Canal Festival. Set up on 9/19/14 and the event to be held on 9/20/14 and 9/21/14. The other request would be a Temporary tent pavilion (40'x100') from 6/1/14 through mid-October for fundraiser to raise money for private company events.

Discussion

Chm. Meier suggested looking at another date as another applicant has their annual fundraiser for the September date.

Zuern would be opposed to closing down the street. She cautioned the applicant about the need of a secure tent in high winds. She also suggested a shuttle bus to the Scallop Festival for both events to possibly feed off each other.

There was discussion about meeting zoning for additional parking spaces which the applicant stated the requests do.

TA Guerino said after speaking with the Police Chief, a positive recommendation of closing a street from the public is not likely.

Ms. Zagzebski said the idea was to pull people onto the street and move freely about.

Ellis suggested moving the event to the Buzzards Bay Park, as he feels the license would be a little easier to obtain.

c. Request from Upper Cape students to have fee waived for gym (volleyball team members – not school sponsored)

Pickard moved and seconded by Ellis to waive the gym fee for the Upper Cape Tech volleyball team requesting use of the gym for practice on Fridays from 5/30/14 until late August. Vote 5-0.

d. Selectmen's Local Pollution Task Force appointment – Jennifer Cheyne

Pickard moved and seconded by Mealy to appoint Jennifer Cheyne to the Selectmen's Local Pollution Task Force for a term to expire 6/30/15. Vote 5-0.

Town Administrator Report

TA Guerino presented a letter on behalf of the board supporting the Town of Chatham for signature. He also made a point to put in a formal correspondence to the Planning Department as a follow up to Ellis' concern of the buildings.

On Thursday, he will be out of the office attending a Wastewater Conference.

TA Guerino read letter of resignation from Fire Chief Greene into record. TA Guerino said Greene most professional and management oriented and worked well with the contracts. TA Guerino to draft a letter on behalf of the board recognizing Chief Greene's service to the town.

Selectmen's Business

a. Reports

Chm. Meier said the Town Hall will be celebrating 100 years as well as the Canal. He would like to see the dressing up of some buildings, taking pride in our town.

Zuern discussed the Historical Society events planned in June and encouraged the public to go to their website. She will attend the LEPC meeting along with Chm. Meier. In closing, she requested that the draft minutes be reviewed by either Ms. Sundman or Ms. Judge. TA Guerino concurs.

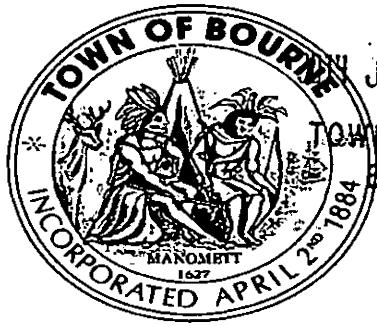
Mealy will be traveling off Cape next weekend for the new Selectmen's training session. There will be a Blood Drive on 6/11/14 at the Community Center. For more information, please call (508) 862-5663. All blood collected is kept on the Cape.

Meier will attend the Bourne High School graduation this Saturday along with Zuern and Ellis.

Adjourn

Pickard moved and seconded by Mealy to adjourn. Meeting adjourned at 8:20 pm. Vote 5-0.

Respectfully submitted – Lisa Groezinger, sec.



JUN 2 PM 4 20

TOWN CLERK'S OFFICE
BOURNE, MASS

BOARD OF SELECTMEN

MEETING NOTICE

DATE

Thursday
June 5, 2014

TIME

6:00 P.M.

LOCATION

Bourne Veterans' Memorial
Community Center
239 Main Street
Buzzards Bay, MA

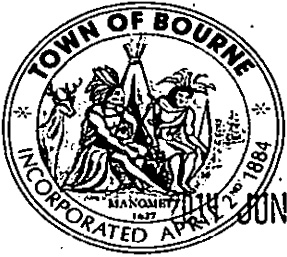
AGENDA

Goals

Peter J. Meier

Chairman, Board of Selectmen

cc: Town Clerk
Selectmen



Board of Selectmen Meeting Notice AGENDA



JUN 6 PM 3 16
TOWN CLERK'S OFFICE
BOURNE, MASS

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday June 10, 2014	6:30 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

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

6:30 – 6:50 (Items 1-4) Call to order

1. Moment of Silence for our Troops
2. Salute the Flag
3. Public Comment – Non-Agenda Items
4. Minutes: 06.03.2014
5. Ratify Town Administrator's Contract.
6. Selectmen Appointed Committees

7. Licenses/Appointments:
 - a. Knights of Columbus – Common Victualer license
 - b. Three (3) One-Day Liquor Licenses for Sagamore Beach Colony Club
 - c. Recreation Committee Appointment (Andrea Cannon - Tellier)
8. Recess

7:00 Joint meeting with Board of Health to Review Land fill RFP response from Harvest Power, Inc.

1. Introductions
2. Document overview and review (Possible Executive Session)
3. Next Steps
4. Adjourn

4

Board of Selectmen
Minutes of June 10, 2014 JUN 25 AM 8 20
Bourne Community Building
Bourne, MA 02532 TOWN CLERK'S OFFICE
BOURNE, MASS

TA Guerino

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

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Documents

- Draft letter dated 6/10/14 addressed to Martin Greene handed to the board by Mealy – 1 page

Meeting Called to Order

Chm. Meier called the meeting to order at 6:30 pm.

Moment of Silence for our Troops/Salute the Flag

Public Comment – Non-Agenda Items

None requested.

Minutes: 6/3/14

Pickard moved and seconded by Mealy to approve minutes of 6/3/14 as submitted. Vote 5-0.

Correspondence

None at this time.

Ratify Town Administrator's Contract

Atty. Troy said there have been some communications with respect to the vote of the board to authorize the Town Administrator and the recent contract. After reviewing the actual document verses the term of the vote, he recommended to the Chm. of the Selectmen and the town that the contract be ratified.

He emailed each member of the Board of Selectmen a clean copy versus dealing with the format of the board's previous vote. To ratify the Town Administrator's contract, it will require three (3) signatures of the board to ratify the contract.

Ellis MOVED and SECONDED by Mealy to ratify the Town Administrator's Contract as set forth in the document given by Town Counsel.

Discussion

Pickard raised issue about the process of the vote of said when the last contract was up for renewal, Mr. Meier was not permitted to vote because Troy's office stated as long as his mother is a town employee, he cannot vote on the Town Administrator's contract, perform an evaluation or be involved in any part in a removal of the Town Administrator under the Bourne Town Rule. Atty. Troy responded by saying he has to see what portions can be discussed in Executive session and regular session. That subject is not being discussed tonight.

Chm. Meier ruled Pickard out of order.

Pickard requested members table the Town Administrator employment agreement until it is determined whether Chm. Meier's participations violated an ethics decision.

Mealy asked Atty. Troy is there was reason all five (5) members cannot cast a vote tonight. Atty. Troy responded he doesn't know of any reason.

Pickard feels there is an underlying notion that Chm. Meier could not participate in the agreement, discussion or removal of the Town Administrator.

Zuern feels there are certain things that were done that could have been done better.

Meier explained he did his due diligence and didn't make any quick decision.

Pickard asked for clarification of why the board could not discuss how the board got to this contract. Atty. Troy said the board can discuss anything which can be fairly anticipated under the agenda item. Pickard explained that the Chm. can make the decision. Atty. Troy said it cannot be discussed at a subsequent meeting.

Mealy explained he did his due diligence (viewed the tape of the 5/13/14 meeting and made detailed notes and presented to Town Counsel). Because Town Counsel confirmed there is reason to not go forward, he would go ahead with the vote this evening and pursue legality at another date and time.

Pickard said if there is a majority vote, there will be a contract.

TA Guerino said there is a contract that was signed in May and is a valid contract. Pickard believes it is an illegitimate contract because of Chm. Meier's participation.

SELECTMEN VOTE

Roll call: Pickard – no; Zuern – no; Mealy – yes; Ellis – yes; Meier – yes.

VOTE 3-2.

Pickard requested to put on the next agenda the "Removal of the Town Administrator under the Home Rule Charter".

Ellis believes one meeting agenda for discussion is sufficient. Consistently putting this on the agenda will inflict damage to this board and the town.

Pickard disagrees. He is concerned with the contract and how it was arrived at by this board.

Atty. Troy said five (5) signed copies will go to the Finance Director, Atty. Troy's office, the Town Administrator, Town Clerk's office and the HR Department.

Atty. Troy said this item would have been able to be done with the board who originally sat on the meeting in which the contract was signed, but unfortunately that meeting was the day before an election and that member no longer on the board. He said the document is exactly what the previous board had voted.

Zuern raised issue that the last page was not the same as the document currently has only the Chairman's signature and that the original document had all of the Selectmen's signatures. Atty. Troy said the contract was sent to each member of the board yesterday. The other contract was not formatted correctly and he made sure each provision was the same. All contracts the Town enters into with the board require the majority of the board's signatures.

Zuern requested all contacts go through Town Counsel if any changes are made.

Selectmen Appointed Committees

Pickard moved and seconded by Mealy to re-appoint Peter Meier to the Affordable Housing Trust Committee for a term to expire 6/30/15. Vote 5-0.

Pickard moved and seconded by Meier to appoint Stephan Mealy to the Bourne Financial Development Corp – Main Street Steering Committee for a term to not expire unless suspended or revoked. Vote 5-0.

Meier moved and seconded by Mealy to re-appoint Don Pickard to the Bourne Landfill Business Model Working Group for a term to expire 6/30/17. Vote 5-0.

Pickard moved and seconded by Mealy to re-appoint Thomas Guerino to the Cape Cod Regional Transit Authority for a term to expire 4/30/15. Vote 5-0.

Mealy moved and seconded by Ellis to re-appoint Linda Zuern to the Cape Cod Water Protection Collaborative for a term to expire 5/2/15. Vote 5-0.

Mealy moved and seconded by Ellis to appoint Peter Meier to the Local Emergency Planning Committee for a term to expire 6/30/15. Vote 5-0.

Pickard moved and seconded by Mealy to re-appoint Donald Ellis to the Massachusetts Military Reservation – Military Civilian Community Counsel for a term to not expire unless suspended or revoked. Vote 5-0.

Pickard moved and seconded by Mealy to re-appoint Donald Ellis to the Massachusetts Military Reservation Senior Management for a term to expire 6/30/15. Vote 5-0. *TA Guerino to check if this is a one or three-year term.*

Pickard moved and seconded by Mealy to appoint Peter Meier to the Trustees, Bourne Memorial Community Building expiring when there is a new voted Chm. of the Board of Selectmen. Vote 5-0.

Licenses/Appointments

a. Knights of Columbus – Common Victualer license

Pickard moved and seconded by Mealy to approve Knights of Columbus at 5 Armory Road, Buzzards Bay request for a common Victualer license (no alcohol) for fish Fry every other Friday starting 6/13/14 from 5:00 pm – 10:00 pm per routing slip. Vote 5-0.

b. Three (3) One-Day Liquor Licenses for Sagamore Beach Colony Club

Pickard moved and second by Ellis to approve Sagamore Beach Colony Club annual request for three one-day liquor license (beer and wine only) on 7/19/14 from 5:00 pm – 9:00 pm (Family Night); 8/1/14 from 7:00 pm – 11:00 pm (Corn Hole Tournament); and 8/9/14 from 6:00 pm – 11:00 pm (Music & Comedy Night) per routing slip. Vote 5-0.

c. Recreation Committee Appointment (Andrea Cannon–Tellier)

Pickard moved and seconded by Mealy to appoint Ms. Andrea Cannon-Tellier to the Recreation Committee for a term to expire 6/30/17 based on letter of interest. Vote 5-0.

TA Guerino said pursuant to Charter to appoint a member to the Board of Assessors and would recommend the appointment of Joseph Carrara, Sr. He is asking the board wave the 15-day requirement will put on the agenda for the next meeting.

Zuern would like applicants come in before the board prior to a vote of appointment.

TA Guerino asked if the board would be willing to change the next meeting date from 6/17/14 to 6/24/14. The consensus of the board is to hold the next meeting on 6/24/14. Zuern will not be around for the 6/24/14 meeting.

Recess

7:00 pm Joint meeting with Board of Health to Review Land fill RFP response from Harvest Power, Inc.

Introductions

Board of Health: Stanley Andrews, Skip Barlow, Kelly Mastria, Kathleen Peterson and Donald Uitti.

Attorneys Robert Troy (Town Counsel), Mark Kalpin (Special Counsel) and George Harrison (consultant)

Document overview and review (Possible Executive Session)

The consensus of both the Selectmen and Board of Health is not go into Executive Session.

Mr. John Redman, Chm. of the ISWM Working Landfill Business Model Working Group said it was established on January 19, 2010 to investigate potential business opportunities at the landfill. Committee members include Bill Ware (Capital Outlay), Bob Schofield (Energy Advisory Committee), Stan Andrews (BOH), Don Pickard (Selectmen) and myself from the Finance Committee along with George Aronson (Consultant) from Commonwealth Resource Management and Dan Barrett and Phil Goddard from ISWM.

During the next two years the committee reviewed various options for the landfill. We hosted a Regional Solid Waste Management Forum at the Upper Cape Tech School for the Cape Cod Solid Waste Advisory Committee prior to a potential bid on the Cape Town's MSW contract. Although we did not sign up most Cape towns, we ultimately ended up with an agreement with the Town of Falmouth as well as a very favorable contract with Covanta to process ash from their facility in Rochester. In retrospect, this was probably a better deal for the town.

We also continued meeting with a number of firms desiring to use a small part of ISWM's land/infrastructure to locate their operations as new technologies were identified. We hosted a pre-proposal meeting in January 2012 for firms indicating an interest in bidding to use ISWM land for their operation.

Fifteen (15) firms purchased flash drives for bidding purposes. The RFP Review Subcommittee was established at the Working Group meeting of January 12, 2012 comprising of John Redman (Chairman), Bob Schofield (Vice Chairman) and Bill Ware (Clerk) joined by George Aronson from Commonwealth Resource and, Dan Barrett and Phil Goddard from ISWM. Messrs. Pickard and Andrews would not serve on the subcommittee as they would ultimately represent their respective committees on the final vote.

March 29, 2012 Bourne received proposals, noted price and non-price. April 2, 2012 we reviewed non-price proposals and ranked them – we documented the results and then opened the price proposals. What will be presented to you this evening is the subcommittee's recommendation.

Atty. Mark Kalpin presented the lease between the Town of Bourne and Harvest Power. Harvest Power will comply with all applicable laws, obtain all application permits and the modification of Assignment of Jurisdiction will be with Board of Health. The lease is on 4.4 acres of land to design, finance and construct an operation aerobic facility for turning items into useful products of food, waste, solids and fats. The town and Harvest Power agreed to work together to obtain permits (some Harvest Power will obtain directly) and some in the name of the town. Harvest Power will reimburse the town for costs as part of the permitting processes. The facility is anticipated to cost \$35M to build and 15 months to construct. This will be a 15 year underline lease with two 5-year options.

Compensation will go to the town in host fee payments for organic waste components and material brought in by Harvest Power over 25 years for the life of the project which will bring in \$14.5M in revenue to the town.

If Harvest Power doesn't comply with any terms of the lease agreement, it will be considered a breach at which time the town has the ability to stop and shut Harvest Power down. If the Harvest Power discharge is unacceptable, there will be penalties. Harvest Power is providing a removal bond if the facility should be taken down. The town has set time frames for construction of the facility (2 years), commence operations (within 2 years), and certain exemptions of permit issuance with a drop-dead date seven (7) years out.

In short, the lease agreement is to protect the town. Moving forward, assuming the lease was approved by the Board of Selectmen and to be executed by Harvest Power and the permitting process would start. The site assignment will be with the Board of Health.

Discussion

Peterson (BOH) raised concern of how neither the Board of Health nor the Board of Selectmen has been included with regard to the lease agreement. Atty. Kalpin said he tried to draft the lease agreement and negotiate on behalf of the town a detailed lease. He has represented towns on other renewable projects in other towns.

Atty. Kalpin said Harvest Power has a very good relationship with the Commonwealth of Massachusetts, the DEP and the Executive Office of Energy and Environmental Affairs.

Mr. Barrett said there will be site oversight from ISWM on the construction of the facility.

Barlow (Board of Health) said the lease is specific and the financial side may be impressive. However, he doesn't think it is a big deal to the money and is more concerned about the quality of life to the residents. He raised issue how noise pollution falls within the DEP and not the town.

Barlow said residents need to be aware of potential issues of the project.

Atty. Kalpin said before the permitting process begins, there must have site control.

Peterson said this is the first time the Board of Health has discussed this project.

Barlow suggested the Selectmen visit a compost facility before taking a vote on this.

Mr. Barrett said the odor complaint was registered 6 or 8 months ago.

Peterson said the lease is contingent on all approvals and modification site assignment approval from the Board of Health. Litigation starts when we begin to look outside of formal statutory process.

Atty. Harrison said visiting the facilities is an important point and that Harvest Power has plants that are enclosed and controlled.

Peterson said 45 days not sufficient for this board. Mr. Barrett said 60 days could work, but it can be extended.

Pickard suggested continuing discussion after a visit to the operational facility in Ontario, Orlando is conducted. Atty. Troy said if a site visits was important enough, the town could consider appropriating the money itself. The applicant could pay the town to reimburse it for the appropriation.

TA Guerino asked about a training mechanism for the staff and about time payments during construct. Atty. Kalpin said there is training and if the town uses a reverse osmosis system, under the time payments, capital costs will be covered.

Atty. Troy suggested Harvest Power is invited to the next meeting as there is no proponent here.

Pickard suggested a review on 7/8/14 and suggested TA Guerino make arrangements for Mr. Barrett and Mr. Goddard visit either the Florida or Ontario sites.

Zuern requested a summary of the said lease. Atty. Kalpin will write a summary. Chm. Meier requested to include a table of contents.

Atty. Kalpin to ask Harvest Power their availability for a 7/8/14 meeting.

Peterson asked if the Executive Session minutes were available and be distributed to the Board of Health. Chm. Meier will review with the Clerk of the Board of Selectmen; some parts will be encumbered and will ask the board to review before making the full determination.

Atty. Kalpin said the lease has a three-step process: 1) Town Meeting approval for the draft lease; 2) the site assignment process will need to be approved by the Board of Selectmen; and 3) Board of Health approval.

Mr. Mulvey said this is a complex document and new endeavor for the town. He raised a question about a dispute. Atty. Kalpin said it is in the lease agreement that a 3-step process would be involved. Mr. Mulvey asked what happens to the building and equipment if there is a corporate failure. Atty. Kalpin said there is a removal bond required to be posted before construction begins started and will be restored to pre-existing condition.

Redman said there will be experts to help with the whole process and we want what is best for the town.

Mr. Ware (ISWM working group) raised concern of ample time for Board of Health review.

Chm. Meier asked if the town is acting as the applicant, who waives the time period. Atty. Troy said if the Board of Health wants more time, the Board of Health will be given as much time as needed.

Next Steps

Atty. Kalpin said the sole purpose of tonight's meeting was to present the draft lease and answer questions as the first step in this process.

Peterson said she feels the Board of Health won't be put in position where residents don't have benefit.

TA Guerino said the next meeting will be held on 7/8/14 for the Selectmen to decide whether to sign the lease.

Mealy requested the Board of Health be invited.

Mr. Mulvey suggested Harvest Power use a PowerPoint presentation.

Barlow requested Mr. Barrett ask Harvest Power to answer what they do with residual compost.

Pickard suggested the field trip can be conducted between 7/8/14 – 7/22/14.

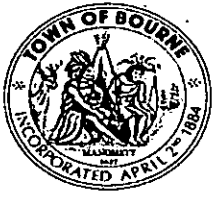
TA Guerino said there will be a Board of Sewer Commissioner's meeting at 5:45 pm before the 7:00 pm meeting on 7/8/14.

Mr. Goddard suggested visiting Harvest Power at www.harvestpower.com for local reports and video of their actual operating facility.

Adjourn

Pickard moved and seconded by Zuern to adjourn. Meeting adjourned at 9:00 pm. Vote 5-0.

Respectfully submitted – Lisa Groezinger, sec.



Board of Selectmen Meeting Notice AGENDA



Date
Tuesday
June 24, 2014

Time
7:00 p.m.

Location
Bourne Veterans' Memorial
Community Center
239 Main Street, Buzzards Bay

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

7:00 – 7:10 (Items 1-4) Call to order

1. Moment of Silence for our Troops
2. Salute the Flag
3. Public Comment – Non-Agenda Items
4. Minutes: 6.10.14 – File & Unencumber Executive Session Minutes: 5/1/12; 6/19/12; 7/3/12; 7/24/12; 10/2/12; 10/23/12; and 12/4/12 – File & Encumber Executive Session Minutes: 6/5/12
5. Correspondence

6. Michael Blanton – Cape Cod Commission update
7. Barbara Sullivan and Attorney Ford O'Connor regarding Indian Trail (see minutes of 6.3.14)
8. MMR Impact Area Groundwater – Installation of monitoring wells

9. Licenses/Permits/Appointments

- a. Marconi Club/Boosters – One Day Liquor
- b. Whistle Stop – Common Victualer – Change of Location
- c. Phinney's Harbor – One Day Liquor - Entertainment
- d. Cannabis Awareness Rally – Town Park
- e. Hot Rods for Hero's – Road Closure
- f. Oakbluffs Road Annual Block Party – Road Closure
- g. Sagamore Beach Colony Club – Use of Town Property
- h. 4th of July Parade
- i. New Road Name Approval
- j. Hoxie School Event on 7/26/14
- k. Annual Committee Appointments

10. Town Administrator's Report

- a. Appointment to Board of Assessors
- b. Various updates

11. Selectmen's Business

- a. Reports
- b. Pebbles Elementary School Project
- c. "Removal of the Town Administrator per the Town Charter" (Mr. Pickard)

12. Adjourn

2014 JUN 20 PM 2 52
TOWN CLERK'S OFFICE
BOURNE, MASS

**Board of Selectmen
Minutes of June 24, 2014
Bourne Community Building
Bourne, MA 02532**

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TOWN CLERK'S OFFICE
BOURNE, MASS

TA Guerino

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

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

Documents

- New York Times article "Don't harsh our mello, Dude" dated 6/7/14 – 1 page

Meeting Called to Order

Chm. Meier called the meeting to order at 7:02 pm.

Moment of Silence for our Troops-Recognition – Passing of Robert Eldridge, Ret. Deputy Chief

Salute the Flag

Public Comment – Non-Agenda Items

None requested.

**Minutes: 6/10/14 – File and Unencumber Executive Session Minutes: 5/1/12; 6/19/12;
7/3/12; 7/24/12; 10/2/12; 10/23/12; and 12/4/12 – File and Encumber Executive Session
Minutes: 6/5/12**

Pickard moved and seconded by Ellis to file minutes of 6/10/14 as submitted. Vote 4-0.

Pickard moved and seconded by Ellis to file and unencumber executive session minutes 5/1/12, 6/19/12, 7/3/12, 7/24/12, 10/2/12, 10/23/12 and 12/4/12. Vote 3-0. (Ellis – abstained from executive minutes vote).

Pickard moved and seconded by Meier to file executive minutes of 6/5/12 as submitted. Vote 3-0. (Ellis – abstained from executive minutes vote)

Correspondence

Mealy read correspondence into the record. Hard copies are available upon request in the Town Administrator's office. Mealy also included an email from Lisa Lane for the record.

Chm. Meier asked TA Guerino to draft a letter on behalf of the board recognizing Mr. Don Montour's service to the town.

Chm. Meier requested the town's liability of a basketball court built outside the Community Building as a future agenda item. TA Guerino suggested maybe CPA funds could be used.

Chm. Meier raised issue of the Open Gym discussed at the Community Building's Trustees meeting earlier this afternoon. He feels it falls under recreation function. TA Guerino added this function has always been a community building function and thanked the Admiral at MMA for volunteering a cadet to watch over the Open Gym.

Michael Blanton – Cape Cod Commission update

TA Guerino said Mr. Blanton may not make tonight's meeting and therefore will table this item to a future meeting.

Barbara Sullivan and Attorney Ford O'Connor regarding Indian Trail

Atty. Ford O'Connor on behalf of homeowners at Indian Trail seeking relief to secure the embankment/bluff by construction of a revetment wall on town property that has been bequeathed under the care and custody of the Conservation Commission (ConCom). This will allow the applicant to go before the ConCom to file a Notification of Intention (NOI) to protect the houses.

Brendan Mullaney explained a number of homes are on a coastal embankment. The embankment has been eroding for years and with the recent winter storms, there is reason for concern.

Atty. Troy said action is also required by the General Court to allow the work to proceed. Tonight, the Board of Selectmen vote to enter to file the NOI before the ConCom.

Brendan Mullaney said the Selectmen can authorize the work as long as the ConCom is in concurrence.

Atty. Troy recommended the applicant be put on the Selectmen's agenda to go to Special Town Meeting back in the spring of this year. In order to do so, there are steps that are needed to accomplish this. The town-owned property has a restriction the town agreed to accept at Town Meeting with a conservation restriction. In this case, because Town Meeting gave the conservation restriction to the Conservation Commission, there is a joint ownership with the town. One of two steps would be the approval of the Conservation Commission through an order of conditions to allow the work to take place. The property owner is the town acting through two boards and needs approval of each board to get to the ConCom. The Board of

Selectmen will vote if they are willing to allow the matter to go before the ConCom. Because this is town-owned land, Town Meeting requires a 2/3 vote for an easement to do the work. Lastly, this will go to General Court. Generally, if the town is on board, the General Court will approve the request.

TA Guerino said this will be a permanent structure on town-owned land.

Pickard asked if there was a need to reference the vote relative to cost. Atty. Troy said the vote would only authorize the town to be a co-applicant with the ConCom to file a Notice of Intent. If ConCom votes to not join, it may create an issue.

Mealy asked if other towns had similar situations. Atty. Troy feels this is the first time this has come up. He suggested the town be aware of legal consequences such as this of land being gifted to them.

Mealy asked if there are any ramifications if the town goes forward. Atty. Troy said he hasn't done research at this point.

Mr. Mulvey feels the town's involvement is totally inappropriate.

Pickard moved and seconded by Mealy that the Board of Selectmen vote to authorize the town to join the Bourne Conservation Commission for filing of a Notice of Intent for work to be done on town-owned land on the "Bourne Strand". Vote 4-0.

MMR Impact Area Groundwater – Installation of monitoring wells

TA Guerino explained this is an annual event and the board has never NOT authorized.

Mealy moved and seconded by Ellis the Board of Selectmen authorize the Town Administrator sign Right of Entry No. 2561 to install two monitoring wells within Michael Road for a period of one year. Vote 4-0.

Licenses/Permits/Appointments

a. Marconi Club/Boosters – One Day Liquor

Pickard moved and seconded by Mealy to approve One Day Liquor license for annual event on 7/20/14 from 11:00 am – 5:00 pm at 90 Adams Street, Sagamore. Vote 4-0.

b. Whistle Stop – Common Victualer – Change of Location (BOH approval, OP and Business certificate)

Pickard moved and seconded by Ellis to approve Change of Location from 435 Shore Road to 430 Shore Road, Monument Beach, hours from 4:00 pm – 9:00 pm during the spring and fall; 12:00 pm – 10:00 pm during the summer per routing slip (BOH, OP and Business Certificate) pending notations Ellis. Vote 4-0.

c. Phinney's Harbor – One Day Liquor – Entertainment , Location (DNR, Fire and Police)

Pickard moved and seconded by Ellis to approve Bourne Community Boating, Inc. change of Entertainment Location per routing slip (PD from 12:00 pm – 6:00 pm; DNR entertainment license until 7:00 pm; allow entertainment until 8 and liquor license per FD). Vote 4-0.

d. Cannabis Awareness Rally – Town Park (BOH, BI, PD and FD)

Pickard moved and seconded by Meier to approve per routing slip change hours from 9:00 am - 6:00 pm.

Ellis handed out an article Don't harsh our mellow, Dude. He strongly feels Bourne should not support.

Pickard withdrew his motion and Mealy withdrew second. Vote 4-0.

Meier asked Atty. Troy if this vote is appealable. Atty. Troy said the town did not receive enough information to understand what is before the town. He suggested to put on a future agenda for more research; is insurance provided.

Pickard moved and seconded by Ellis to deny the Cannabis Awareness Rally as the application is incomplete, not having any liability identified naming town additionally insured and relative to security and safety and take into consideration if applicant does come back, a fenced in area, an adults-only party until certain concerns are addressed. Vote 4-0.

TA invite applicant to come before the board at the 7/8/12 meeting.

e. Hot Rods for Heros – road Closure

Pickard moved and seconded by Ellis to approve Fraternal Order of Eagles to block off Cohasset Avenue from St. Margaret's Street to Wallace Avenue on 9/21/2014 from 7:30 am – 2:00 PM per routing slip (BOH, PD, FD). Vote 4-0.

f. Oakbluffs Road Annual Block Party – Road Closure

Pickard moved and seconded by Ellis to approve to close a portion of Oakbluff Road at Ridge Hill Road on 7/4/14 from 4:00 pm – 7:00 pm per routing slip (DPW, PD, FD). Vote 4-0.

g. Sagamore Beach Colony Club – Use of Town Property

Pickard moved and seconded by Ellis to approve for neighborhood association party on 7/12/14 from 6:00 pm – 10:00 pm for use of town property per routing slip (PD and DNR). Vote 4-0.

h. 4th of July Parade

Pickard moved and seconded by Ellis to approve request for 4th of July Parade at Academy Drive and Main Street from 9:00 am – 12:00 pm per routing slip (PD). Vote 4-0.

TA Guerino said the town won't indemnify any float that doesn't have their own insurance.

i. New Road Name Approval (all departments concurred with Kellybelle Lane)

Pickard moved and seconded by Mealy to approve the name of a cul-de-sac off the east end of Bay View Avenue named Kellybelle Lane per routing slip. Vote 4-0.

j. Hoxie School Event on 7/30/14 (BOH, BI, PD and FD)

Pickard moved and seconded by Ellis to approve applicant's request of a Hoxie School Event on 7/30/14 per routing slip (BOH, BI, PD, FD). Vote 4-0.

TA Guerino to put the Selectmen on notice of the request of a liquor license from this applicant in the future.

k. Annual Committee Appointments

Meier moved and seconded by Mealy to use a hand-stamp to sign the appointments. Vote 4-0.

Board of Appeals

Pickard moved and seconded by Mealy to appoint Thomas C. Armstrong as a Member to the Board of Appeals to fill vacancy to expire 6/30/19. Vote 4-0.

Bylaw Committee

Pickard moved and seconded by Mealy to reappoint Frank M. Kodzis as an At Large Member to the Bylaw Committee for a term to expire 6/30/17. Vote 4-0.

Capital Outlay

Pickard moved and seconded by Mealy to reappoint Mary Jane Mastrangelo and Richard Mastria as At Large Members to the Capital Outlay Committee for terms to expire 6/30/17. Vote 4-0.

Conservation Commission

Pickard moved and seconded by Mealy to reappoint Paul R. Lelito and Robert Palumbo to the Conservation Commission for terms to expire 6/30/17. Vote 4-0.

Pickard moved and seconded by Ellis to reappoint Michael Gratis, Michael Leitzel and Thomas L. Liquor as Associate Members for terms to expire 6/30/15.

Constable

Pickard moved and seconded by Mealy to reappoint Charles T. Devlin, Lee M. Gresh, Russell H. McAllister, Richard F. White and Dennis Woodside as Constable for terms to expire 6/30/15. Vote 4-0.

Council on Aging

Pickard moved and seconded by Ellis to reappoint Kathleen V. Donovan and Monica M. Layton to the Council On Aging for terms to expire 6/30/18. Vote 4-0.

Historic Commission

Pickard moved and seconded by Ellis to reappoint Gioia Dimock to the Historic Commission form a term to expire 6/30/17. Vote 4-0.

Pickard moved and seconded by Ellis to reappoint Deborah Burgess and Frances E. Speers as Associate Members to the Historic Commission with terms to expire 6/30/15. Vote 4-0.

Recreation Committee

Pickard moved and seconded by Mealy to reappoint Stephen J. McCarthy and Michael K. Tierney to the Recreation Commission with terms to expire 6/30/17. Vote 4-0.

Registrar of Voters

Pickard moved and seconded by Ellis to reappoint Barbara Jacobs as Registrar of Voters for a term to expire 6/30/17. Vote 4-0.

Shore & Harbor Committee

Pickard moved and seconded by Mealy to reappoint David Crane and Chris Southwood to the Shore and Harbor Committee for terms to expire 6/30/17.

Town Administrator's Report

a. Appointment to Board of Assessors

Ellis moved and seconded by Pickard waive time constraint requirement and appoint Joe Carrara to the Board of Assessors. Vote 4-0.

b. Various updates

TA Guerino commented on vacancies at the Police Department. The DPW is still seeking a truck driver's position which needs to be filled.

TA Guerino commented on the solar project on the Community Building is waiting for the flip switch to be turned on. This is a power purchase agreement through CVEC.

The town has authorized a two-year agreement with the FD Local 1717. All other contracts pursuant to town meeting and all contracts have all settled and will now start negotiations with LIUNA.

The summer basketball program will continue through the summer. Still need to look at how monitored. Orientation of all lifeguards is complete and have started today in Sagamore Beach and Monument Beach.

There will be a joint meeting between the Selectmen and the Finance Committee with regard to the fiscal close out on 7/14/14. TA Guerino cautioned the turnbacks will not be what they had been in years past.

The auction will move forward for 80 Clubhouse Drive.

Chm. Meier recommended commemorating the Town Hall's 100th anniversary on 7/13/14 at 8:30 am.

Chm. Meier discussed Wareham's override didn't pass and can expect Wareham residents to be using some of Bourne's services. TA Guerino met with the Town Administrator of Wareham with Mr. George Tribou and Mr. Michael Leitzel regarding billing issues.

Selectmen's Business

a. Reports

Pickard recognized Ben Gibson and Colin Fenton as students excelling in baseball careers. He recognized coaches Mr. Tom Gibbs, Assistant Coach and Mr. Mark Santos, Head Coach.

Chm. Meier recognized James Manduca's project at the Eagle Scout ceremony. He also recognized the Bay Motor Lodge's 50 year anniversary and congratulated Fred and Arlene Carbone.

b. Peebles Elementary School Project

Chm. Meier said the project is in process with Mass. School Authority.

TA Guerino met with the Superintendent who is working with his group and will continue to stay in close contact with what the town to do. Our own bylaws allow the Selectmen to set up a committee which is appointed by the moderator.

Mealy updated the board on the Finance Project Working Group meeting which discussed the cherry sheet, the history of reserve funds.

c. "Removal of the Town Administrator per the Town Charter" (Mr. Pickard)

Pickard said nothing occurred since last meeting to warrant this discussion.

Adjourn

Mealy moved and seconded by Pickard to adjourn. Meeting adjourned at 9:00 pm. Vote 4-0.

Respectfully submitted – Lisa Groezinger, sec.

BOARD OF SELECTMEN

Joint Session Board of Selectmen, Bourne School Committee, Finance Committee and Finance Project Working Group

<u>Date</u>	<u>Time</u>	<u>Location</u>
Monday, July 14, 2014	6:30 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

FY14 Reserve Fund \$206,656.98
FY15 Reserve Fund: \$200,000.00

NOTE: This meeting is being recorded for television replay. If anyone in the audience is audio or videotaping, they need to acknowledge it at this time.

Board of Selectmen will hold a joint public meeting with the Finance Committee on Monday July 14, 2014 at **6:30PM** at the Community Building.

1. FY14 Reserve Fund Transfers
2. FY14 Year end closeouts - discussion and votes

Board of Selectmen will hold a joint public meeting with the Finance Committee, School Committee, and Finance Project Working Group on Monday July 14, 2014 at **7:15PM** at the Community Building.

3. Update and discussion with Finance Project Working Group
4. Next steps
5. Update on Peebles School Project

Residents are welcome and encouraged to attend our meetings.

Finance Committee meetings are taped and replayed on the local cable channel.

2014 JUL 10 PM 11 55
TOWN CLERK'S OFFICE
BOURNE, MASS

2014 JUL 11 AM 9 10

**BOARD OF SELECTMEN TOWN CLERK'S OFFICE
AMENDED BOURNE, MASS**

**Joint Session Board of Selectmen, Bourne School Committee, Finance Committee
and Finance Project Working Group**

<u>Date</u>	<u>Time</u>	<u>Location</u>
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Board of Selectmen will hold a joint public meeting with the Finance Committee on Monday July 14, 2014 at **6:30PM** at the Community Building.

1. FY14 Reserve Fund Transfers
2. FY14 Year end closeouts - discussion and votes

The Finance Project Working Group will hold a joint public meeting with the Board of Selectmen, School Committee, and Finance Committee on Monday July 14, 2014 at **7:15PM** at the Community Building.

Meeting Facilitator: Stephen Mealy

1. Call to Order
2. Note of any Excused/absentee Task Force Members
3. Finance Project Working Group Update and discussion
4. Next steps
5. Update on Peebles School Project
6. Adjourn

Residents are welcome and encouraged to attend our meetings.

Finance Committee meetings are taped and replayed on the local cable channel.

**Joint Meeting of the Finance Committee
and the Board of Selectmen
Minutes of July 14, 2014
Bourne Community Building
Bourne, MA 02532**

Finance Committee: Chm. Michele Ford, Vice Chm. Mary Jane Mastrangelo, , Judy Conron, Kathleen LeGacy, Rich Lavoie, , Jeff Perry, John Redman, Bill Scotti, George Slade, Brian Lemee and Chris Crane

2015 JAN 30 PM 2 48
TOWN CLERK'S OFFICE
BOURNE, MASS

Guests: TA Guerino, Linda Marzelli Finance Director, Selectmen: Peter Meier, Don Pickard, Steve Mealy, Linda Zuern and Don Ellis

Members of the Press: Michael Rausch, Bourne Enterprise

List of documents

- FPWG Summary to Date dated 7/14/14 – 2-sided
- Town Meeting Calendar dated 7/2/14 – 2-sided

NOTE: This meeting is being recorded for television replay. If anyone in the audience is audio or video taping, they need to acknowledge it at this time – Michael Rausch recording tonight's meeting.

Meeting called to order

Chm. Ford at 7:00 pm.

Reserve Fund Transfers

TA Guerino reviewed the 16 Reserve Fund Transfers to close out the fiscal year.

Lavoie moved and seconded by Scotti to approve the transfer of \$42.29 to Finance Committee wages. Unanimous vote.

Lavoie moved and seconded by Scotti to approve the transfer \$5,674.31 to Town Clerk salaries. Unanimous vote.

Lavoie moved and seconded by Scotti to approve the transfer of .20? to the Planning Board salaries due to rounding debt. Unanimous vote.

Lavoie moved and seconded by Scotti to approve the transfer of \$780.47 to the Board of Appeals secretarial wages. Unanimous vote.

Lavoie moved and seconded by Scotti to approve the transfer of \$1,827.73 to Community Building salaries. Unanimous vote.

Lavoie moved and seconded by Scotti to approve the transfer of \$368.09 to Board of Appeals expense due to additional advertising for legal ads. Unanimous vote.

Lavoie moved and seconded by Scotti to approve the transfer of \$6,500 to the Facilities Management Account for the shortfall of electrical and fuel costs for the Hoxie and Cody schools. Unanimous vote.

Lavoie moved and seconded by Scotti to approve the transfer of \$1,200 to the Telephone Account for telephone expenditures. Unanimous vote.

Lavoie moved and seconded by Scotti to approve the transfer of \$7,810.72 for Police Expense for overage on gasoline and supply and operations. Unanimous vote.

Lavoie moved and seconded by Scotti to approve the transfer of \$289.79 for increase on Annual Assessment with EMS. Unanimous vote.

Lavoie moved and seconded by Scotti to approve the transfer of \$5,275.53 for Fire Expense for gasoline and out-of-state travel for staff. Pickard stated the sum is generally included in the price of the purchase price. Unanimous vote.

Lavoie moved and seconded by Scotti to approve the transfer of \$60,297.37 to the Department of Natural Resources for gasoline and maintenance to Taylor's Point. Unanimous vote.

Lavoie moved and seconded by Scotti to approve the transfer of \$14,000 to the Veterans' Assessments for benefits to Veterans in the Town of Bourne. Unanimous vote.

Lemee asked if there is another list of under-budgeted funds. Ms. Marzelli said it is printed and shows where we were before the transfers.

Lavoie moved and seconded by Scotti to approve the transfer of \$24,000 to the Community Building for natural gas and electric. Mr. Jon Nelson will perform an audit (some is due to circulating fans and pumps that never worked before are now working). Unanimous vote.

Ms. Marzelli explained the annual budgeted amount of \$21,500 electricity and \$36,000 in gas for the Community Building.

Lavoie moved and seconded by Scotti to approve the transfer of \$46,377.31 to the Town's overall share of the FICA medical share. Unanimous vote.

Lavoie moved and seconded by Scotti to approve the transfer of \$32,213.17 to the LIUNA pension fund. Unanimous vote.

FY14 Year End Closeouts

Chm. Meier called the meeting at 7:00 pm at this time.

Group Insurance Account:

\$5,500 from the Town Administrator salary to Group Insurance Expense Account
\$25,000 from Finance Department salaries to the Group Insurance Expense Account
\$117,150 from Police Department salaries to the Group Insurance Expense Account
\$58,335 from the Fire Department salaries to the Group Insurance Expense Account
\$62,000 from the DPW salaries to the Group Insurance Expense Account
\$31,706.95 from the Debt Services to the Group Insurance Expense Account
\$4,500 from the Unemployment expense to the Group Insurance Expense Account

Total: \$304,206.95 to the Group Insurance Expense Account

General Insurance Account:

A total of \$81,759.70 from the County Retirement Expense to the General Insurance Account.

Both accounts require a vote of both the Board of Selectmen and the Finance Committee.

SELECTMEN VOTE:

Pickard moved and seconded by Ellis to approve the transfers as presented by the Finance Director. Unanimous vote.

FINANCE COMMITTEE VOTE:

Lavoie moved and seconded by Scotti to approve the transfers as presented by the Finance Director to transfer the funds as presented. Unanimous vote.

Pickard raised issue of TA Guerino getting 5 weeks paid vacation. In the past the Town Administrator can turn in and get 2 weeks pay like a bonus added on top. TA Guerino said it should come out of contracted allowance.

JOINT MEETING BETWEEN THE FINANCE COMMITTEE, THE BOARD OF SELECTMEN, THE SCHOOL COMMITTEE AND THE FINANCIAL PLANING WORKING GROUP

School Committee Members present: Catherine Walton, Chris Hyldberg, Laura Innis, Anne Marie Siroonian, Joe McLane

Financial Planning Working Committee: Steve Mealy, Peter Meier, Catherine Walton, Rich Lavoie, Kathleen LeGacy, MJ Mastrangelo

FinCom Chm. Ford turned the meeting over to Stephen Mealy. Mealy, as Facilitator of the Financial Planning Working Group (FPWG) has a revolving facilitator each meeting which has worked out well.

Update and Discussion

Overview of Town Meeting and Budget Calendar. Both documents are drafts. To date, the group is trying to understand how they will be organized; that we work with a consensus of the group and use staff expertise. No duplicating of actions of other boards and committees would be undertaken. Next steps as benchmarks and desired outcomes were discussed. This group will make non-binding recommendations to the other groups. First, brought everyone up to speed on vocabulary of the finances of the town (Cherry Sheet, Budget Calendar, what the Auditor's do for the town, What the town's bond rating is, for examples). We also discussed a 5-year Financial Plan from FY16-FY20 updated annually. Review Bourne's Financial Policies which address the percentage of the total budget we keep in Reserve. We are looking at the history of Free Cash FY07-FY14. Discussed the use of Proposition 2.5 override; we do not recommend an override in the Fall 2014 Town Meeting but rather in the Spring Annual Town Meeting 2015. Town Bond rating was reviewed and criteria that affects the bond rating. We reviewed a draft of the Budget Calendar, reviewed the union contracts and the impact to the town for future budgets. Priority Based Budgeting was discussed (alternative of looking at our own budget from other towns). Town organization and efficiency of Shared Services was discussed (between other Towns – Weights and Measures for example). Discussion on outreach to residents (Arlington Visual Budget may be developed for Bourne).

Discussion on how Departments will continue to work on where the money is spent. Moving forward, the elected leaders will determine the actual priorities of where things will go (Board of Selectmen or the School Committee).

A long term plan is reviewed and what percentage works in terms of having a balance budget and is 2.5% the proper number. The FPWG will provide some of financial background to begin budget discussions.

The Budget Calendar. To really have an overall date of fiscal requirements, outside services. He suggested adding the School side requirements which makes each group aware of deadlines.

There are still some items in the bylaws that require some steps in the budget that don't match with the Charter and will need to be cleaned up.

If an override is not approved, a plan of documented items of where the cuts will be made and which will save a certain amount to understand ramifications.

Two budgets submitted to look at a budget with and without an override was discussed. There will be both provided if an override is decided.

Negotiated contracts will use a good chunk of the override percent. The town expenses overall haven't moved much at all in the last 7-10 years. It will be a policy decision as to where the town is to go for budgeted adjustments as necessary.

To be clear, no override discussions have been reviewed at this time. The purpose of this group is to understand everyone's budget and work together.

The Facilities Manager has paid for itself in a short amount of time. The amount of DPW services is beyond what is expected.

Budgeting strategy was discussed. Free Cash has been all over the map and this group should look at some revenues we have and streamline. Having a period of months vs. weeks would allow a better recommendation.

State Aid amounts were discussed as being less and the burden is put upon the taxpayers.

Peebles School Project

TA Guerino and Superintendent Lamarche signed a letter to enter into the process. The Selectmen have already concurred with the Superintendent and the School Committee. Put a School Building Committee which requires a Town Meeting vote.

Mr. Hyldberg explained the Mass School Building Authority Committee has a process and recommended 12 members rather than the town's 9 members which will be more robust. This is a different process since the Bourne Elementary School and seems more positive. There is a feasibility study which requires a vote before 3/16/14; however the Mass. School Building Authority Committee understands the ATM timeframe and will look to the vote of Fall 2014 Special Town Meeting.

Finance Committee Meeting Reconvened

Chm. Ford recognized the formal resignation of Glenn Galusha from the Finance Committee. Bill Grant has also resigned and will be involved in other activities. Don Montour resigned to pursue other interests. Brian Lemee and Chris Crane are the newest members to the Finance Committee. There is one opening from Buzzards Bay or Bournedale.

Meeting Minutes

Meeting minutes will be deferred to our next meeting.

FY15 Reserve Fund Transfers

None at this time.

Officer Discussion and Vote

Chm. Ford said after 5 years, she will not seek re-appointment as Chm. of the Finance Committee.

Conron moved and seconded by Lavoie to nominate Mary Jane Mastrangelo as Chairman to the Finance Committee. No other nominations made. Unanimous vote.

The meeting was turned over the new Chm. Mary Jane Mastrangelo.

Lavoie moved and seconded by Slade to nominate Michele Ford and John Redman as Co-Vice Chairs to the Finance Committee. No other nominations made. Unanimous vote.

Appointments

Bylaw Committee

Ford moved and seconded by Redman to appoint George Slade to the Bylaw Committee as the Finance Committee Representative. Unanimous vote.

Wastewater Advisory Committee

Ford moved and seconded by Redman to appoint Judy Conron to the Wastewater Advisory Committee as the Finance Committee Representative. Unanimous vote.

School Building Committee

Ford moved and seconded by Redman to appoint Christine Crane and Rich Lavoie to the School Building Committee as the Finance Committee Representatives. Unanimous vote.

Public Comment

None.

Future Agenda Items

OPEB discussion

Earlier Long term projections discussion

Adjourn

SELECTMEN VOTE:

Pickard moved and seconded by Zuern to adjourn. Meeting adjourned at 8:45 pm. Unanimous vote.

SCHOOL COMMITTEE VOTE:

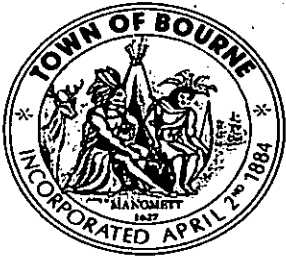
Siroonian moved and seconded by Walton to recess to another meeting room at 8:45 pm. Unanimous vote.

FINANCE COMMITTEE VOTE:

Redman moved and seconded by Ford to adjourn. Meeting adjourned at 9:30 pm. Unanimous vote.

Respectfully submitted,

Lisa Groezinger – sec.



Board of Selectmen Meeting Notice AGENDA



Date

Tuesday
July 15, 2014

Time

6:30 p.m.

Location

Bourne Veterans' Memorial
Community Center
239 Main Street, Buzzards Bay

(Items 1-4) Call to order

1. Moment of Silence for our Troops
2. Salute the Flag
3. Public Comment – Non-Agenda Items
4. Minutes: 6.24.14

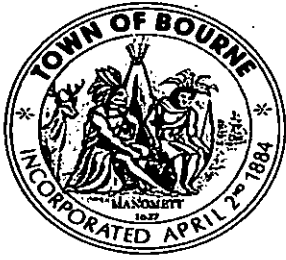
5. Correspondence

6. Licenses and Appointments:
 - a. Bay Side Café
 - b. Historic Commission Associate Member – [1] Vacancy
 1. Blanche E. Cody
 2. Sandra Goldstein
 - c. Cultural Council - Deni Garabedian
 - d. Annual Committee Appointments

7. Town Administrator's Report
 - a. Establish Ad hoc committee for School Building Committee

8. Adjourn

2014 JUL 11 PM 1 33
TOWN CLERK'S OFFICE
BOURNE, MASS



**Board of Selectmen
Meeting Notice
AGENDA
WORKSHOP**



Date
Tuesday
July 15, 2014

Time
6:45 – 8:15 p.m.

Location
Bourne Veterans' Memorial
Community Center
239 Main Street, Buzzards Bay

Selectmen's Goal Session

2014 JUL 11 PM 1 33
TOWN CLERK'S OFFICE
BOURNE, MASS

**Board of Selectmen
Minutes of July 15, 2014
Bourne Community Building
Bourne, MA 02532**

TA Guerino

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

2014 AUG 8 AM 10 44
TOWN CLERK'S OFFICE
BOURNE, MASS

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

Documents

Meeting Called to Order

V. Chm. Pickard called meeting to order at 6:31 pm and seconded by Ellis to skip Items 1-3. Vote 5-0.

Moment of Silence for our Troops-Recognition

Salute the Flag

Public Comment – Non-Agenda Items

None requested.

Approval of Minutes 6/24/14

No minutes to approve.

Correspondence

Mealy read correspondence into the record. Hard copies are available at the Town Administrator's Office.

TA Guerino to draft letters on behalf of the board to thank Mr. Grant and Mr. Galusha for their services to the town.

Open Meeting Law –TA Guerino said based on recommendations and requirements, counsel will be present for the board's 7/22/14 at 7:15 pm to provide brief seminar training on Open Meeting Law. The board must certify to the Ethics Commission that all members review the Open Meeting Law booklet.

Letter drafted on behalf of the board by TA Guerino to Mr. Galusha, Mr. Grant and Ms. Bizer-Knox recognizing their services.

Mealy notified the board and public of a music festival at the Briggs-McDermott House on 7/26/14 from 12-4 pm. TA Guerino authorized use of Coady School parking lot for overflow parking.

Licenses and appointments

a. Bay Side Café

Pickard moved and seconded by Zuern to approve Bay Side Café at 4 Barlows Landing Road, Unit 6 Pocasset for common victualer license to serve sandwiches and hot meals, Monday – Saturday, 10:00 AM – 6:00 PM per routing slip. Vote 5-0.

b. Historic Commission Associate Member – 1 Vacancy

- a. Blanche E. Cody
- b. Sandra Goldstein

Ellis moved and seconded by Mealy to appoint Ms. Blanche E. Cody and Ms. Sandra Goldstein as Associate members for terms to expire 6/30/15. Vote 5-0.

c. Cultural Council – Deni Garabedian

Ms. Garabedian present for tonight's appointment. TA Guerino briefly explained the duties of the Cultural Council.

Ellis moved and seconded by Mealy to appoint Ms. Deni Garabedian to the Cultural Council for a term to expire 6/30/17. Vote 4-0.

d. Annual Committee Appointments

Committee Appointments

Barnstable County Coastal Resources Committee

Pickard moved and seconded by Mealy to re-appoint Tim Mullen to the Barnstable County Coastal Resources Committee for a term to expire 6/30/15. Vote 5-0.

Barnstable County Dredge Advisory Committee

Pickard moved and seconded by Mealy to re-appoint William Curt Duane to the Barnstable County Dredge Advisory Committee for a term to expire 6/30/15. Vote 5-0.

Pickard moved and seconded by Mealy to re-appoint Paul Bushueff as an Alternate to the Barnstable County Dredge Advisory Committee for a term to expire 6/30/15. Vote 5-0.

Bourne Cultural Council

Pickard moved and seconded by Mealy to re-appoint Lauren Freed, Robin Pierson and Kathy Timmins to the Bourne Cultural Council for terms to expire 6/30/17. Vote 5-0.

Bourne Financial Development Corp – Board of Directors

Pickard moved and seconded by Mealy to re-appoint Marie Oliva to the Bourne Financial Development Corp – Board of Directors for a term to expire 6/30/15. Vote 5-0.

Bourne Housing Partnership Committee

Pickard moved and seconded by Mealy to re-appoint Cynthia Coffin – BOH – as a non-voting member to the Bourne Housing Partnership Committee for a term to expire 6/30/15. Vote 5-0.

Pickard moved and seconded by Mealy to re-appoint Coreen Moore – Town Planner – and Barbara Thurston – Housing Authority Director for terms to expire 6/30/15. Vote 5-0.

Pickard moved and seconded by Mealy to re-appoint Al Hill and Susan Ross – at large members – for terms to expires 6/30/15. Vote 5-0.

Bourne Human Services Committee

Pickard moved and seconded by Mealy to re-appoint Leona Bombaci, Lois Carr, Felice Monteiro and Christina Stuart to the Bourne Human Services Committee for terms to expire 6/30/17. Vote 5-0.

Bourne Landfill Business Model Working Group

Pickard moved and seconded by Mealy to re-appoint William Ware – at large member – to the Bourne Landfill Business Model Working Group for a term to expire 6/30/15. Vote 5-0.

Buzzards Bay Action Committee

Pickard moved and Mealy seconded to re-appoint Brendan Mullaney to the Buzzards Bay Action Committee for a term to expire 6/30/15. Vote 5-0.

Cape Cod Joint Transportation Committee

Pickard moved and seconded by Mealy to re-appoint George Sala to the Cape Cod Joint Transportation Committee for a term to expire 6/30/15. Vote 5-0.

Pickard moved and seconded by Mealy to re-appoint Jonathan Nelson to the Cape Cod Joint Transportation Committee as an alternate member for a term to expire 6/30/15. Vote 5-0.

Cape Light Compact Committee

Pickard moved and seconded by Mealy to re-appoint Robert Schofield to the Cape Light Compact Committee for a term to expire 6/30/15. Vote 5-0.

Pickard moved and seconded by Mealy to re-appoint Elizabeth Caporelli to the Cape Light Compact Committee as an alternate member for a term to expire 6/30/15. Vote 5-0.

Central Information and Liaison Officer for Development

Pickard moved and seconded by Mealy to re-appoint Coreen Moore to the Central Information and Liaison Officer for Development for a term to expire 6/30/15. Vote 5-0.

Commission on Disabilities

Pickard moved and seconded by Mealy to re-appoint Michael Flynn and Monice Maurice to the Commission on Disabilities for terms to expire 6/30/17. Vote 5-0.

Education/Scholarship Committee

Pickard moved and seconded by Mealy to re-appoint Lauren Freed, Steven Lamarche, Trish Lubold and Patti Parker to the Education/Scholarship Committee for terms to expire 6/30/17. Vote 5-0.

Emergency Management Director

Pickard moved and seconded by Mealy to re-appoint Charles Noyes as the Emergency Management Director by the Town Administrator for a term to expire 6/30/15. Vote 5-0. TA Guerino to check on the expiration of appointment.

Ethics Liaison

Pickard moved and seconded by Mealy to re-appoint Barry Johnson as Ethics Liaison for a term to expire 6/30/15. Vote 5-0.

Local Emergency Planning Committee

Pickard moved and seconded by Mealy to re-appoint the following to the Local Emergency Planning Committee, terms to expire 6/30/15:

- Cynthia Coffin (BOH)
 - Edward Donoghue (Schools)
 - Philip Goddard (ISWM)
 - Martin Greene (Fire Chief)
 - Lt. David Ranson (MMA)
 - Joseph Gordon (Barnstable County Sheriff's Dept.)
 - Michael Litzel (Engineering Technician)
 - Mark Lieber (Community Rep.)
 - Felice Monteiro (COA)
 - Brendan Mullaney (Environmental)
 - Timothy Mullen (DNR)
 - Jonathan Nelson (Facilities Manager)
 - David Pelonzi (Fire Dept.)
 - John Pribilla (Owners & Operators)
 - Joe Reynolds (Owners & Operators)
 - Ann Marie Riley (COA)
 - George Sala (DPW Dir.)
 - John Stofa (Community Rep.)
 - John Stowe (Police Dept.)
 - George Tribou (Sewer)
 - Dennis Woodside (Police Chief)
- Vote 5-0.

Open Space Committee

Pickard moved and seconded by Mealy to re-appoint Richard Anderson, Andrew Cooney and Barry Johnson to the Open Space Committee for terms to expire 6/30/17. Vote 5-0.

Pickard moved and seconded by Mealy to re-appoint Michael Litzel, Coreen Moore and Brendan Mullaney as staff members to the Open Space Committee for terms to expire 6/30/15. Vote 5-0.

Phase II Community Oversight Group for the Storm Water Management Group Membership of Pollution Task Force

Pickard moved and seconded by Mealy to re-appoint Stewart Bell, Elaine Cook Graybill, James Mulvey, Leslie Perry and Mort Toomey to the Phase II Community Oversight Group for the Storm Water Management Group Membership of Pollution Task Force for terms to expire 6/30/15. Vote 5-0.

Private Roads Acceptance Committee

Pickard moved and seconded by Mealy to re-appoint Michael Leitzel, Coreen Moore and George Sala to the Private Roads Acceptance Committee for terms to expire 6/30/15. Vote 5-0.

Recycling Committee

Pickard moved and seconded by Mealy to re-appoint James Boyle, Heather DiPaolo and Betty Steudel to the Recycling Committee for terms to expire 6/30/17. Vote 5-0.

Selectmen's Energy Advisory Committee

Pickard moved and seconded by Mealy to re-appoint Elizabeth Caporelli, Thomas Gray Curtis, Chris Kapsambelis, Frank Kodzis, Paul O'Keefe and Robert Schofield to the Selectmen's Energy Advisory Committee for terms to expire 6/30/15. Vote 5-0.

Selectmen's Task Force on Local Pollution

Pickard moved and seconded by Mealy to re-appoint Stewart Bell, Elaine Cook Graybill, James Mulvey, Leslie Perry and Mort Toomey to the Selectmen's Task Force on Local Pollution for terms to expire 6/30/15. Vote 5-0.

Special Works Opportunity Program

Pickard moved and seconded by Mealy to re-appoint Andrew Cormier, Susan Cronin, Patty Duffy, Janet Hughill and Judith Shorrock to the Special Works Opportunity Program for terms to expire 6/30/15. Vote 5-0.

Street & Traffic Lighting Committee

Pickard moved and seconded by Mealy to re-appoint Fire Chief, Police Chief, Robert Schofield, George Sala to the Street & Traffic Lighting Committee for terms to expire 6/30/15. Vote 5-0.

Transportation Advisory Committee

Pickard moved and seconded by Mealy to re-appoint Michael Blanton, John Carroll, Daniel Doucette, Wesley Ewell, Robert Parady, Cynthia Parola, George Sala and Dennis Woodside to the Transportation Advisory Committee for terms to expire 6/30/15. Vote 5-0.

Sallie Riggs' appointment deferred at this time.

Upper Cape Regional Transfer Station Board of Managers

Pickard moved and seconded by Mealy to re-appoint Dan Barrett and Philip Goddard to the Upper Cape Regional Transfer Station Board of Managers for terms to expire 6/30/15. Vote 5-0.

Veterans' Grave Officer

Pickard moved and seconded by Mealy to re-appoint Thomas Barclay as the Veterans' Grave Officer for a term to expire 6/30/15. Vote 5-0.

Wastewater Advisory Subcommittee

Pickard moved and seconded by Mealy to re-appoint Leroy Nolan and William Locke to the Wastewater Advisory Subcommittee for terms to expire 6/30/15. Vote 5-0.

Sallie Riggs' appointment deferred at this time. Pickard requested discussion of Wastewater Advisory Subcommittee be put on the agenda for the BOSC. TA Guerino suggested deferring until the 8/5/14 meeting.

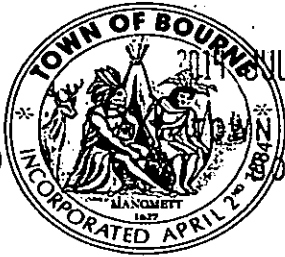
TA Guerino briefly discussed the State School Building Authority members to include TA Guerino, Ed Donohue, Chris Hylburg, Steve Lamarsh, Jon Nelson, High School Principal Carpentino, Chris Crane, Jim Potter. People on the DPW committee would be advantageous.
No further discussion.

Adjourn

Pickard moved and seconded by Ellis to adjourn regular session and to go into Workshop. Meeting adjourned at 8:30 pm. Unanimous vote.

Respectfully submitted,

Lisa Groezinger, sec.



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CLERK'S OFFICE
BOURNE, MASS

**Board of Selectmen
Meeting Notice
AGENDA**



**Executive Session – 6:30 PM
Pending Litigation Update**

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday July 22, 2014	7:00 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

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

7:00 – 7:10 (Items 1-3) Call to order

1. Moment of Silence for our Troops
2. Salute the Flag
3. Public Comment – Non-Agenda Items

4. Correspondence

5. Bob Troy/Workshop Open Meeting Law

6. Richard Hayden – Stratford Capital Group regarding Coady School

7. Parking concerns Monument Avenue – Mr. Agrillo

8. Municipal Hours – Town Hall, Community Building, Library – July 29 – Canal Celebration

9. Licenses and Appointments:
 - a. MMA One Day Liquor 8.9.14
 - b. Pan Mass Challenge – One Day Liquor – Town Roads

10. Town Administrator's Report –
Hiring and vacancies
Fire Chief Recruitment process

11. Selectmen's Business
 - a. Signing 2014 State Primary Warrant
 - b. Discussion and Disposition of non-documented unaccompanied children at Camp Edwards Cape Cod
 - c. Execution of Purchase and Sales Agreements for Thom Avenue and Plymouth Lane
 - d. Execution of Lease with Bourne Historical Society, Inc.- "Jonathan Bourne Public Library Building" – Keene Street
 - e. Selectmen's Reports

12. Adjourn

**Board of Selectmen
Minutes of July 22, 2014
Bourne Community Building
Bourne, MA 02532**

TA Guerino

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

TOWN CLERK'S OFFICE
BOURNE, MASS
AUG 8 AM 10 44

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, Jeremy Fox - Boston Globe, and Asma Khalid - WBUR/NPR, George Brennan – Cape Cod Times and Ted Cooper - Fox 25

Pickard moved and seconded by Zuern to go into Executive Session to discuss pending litigation update. Roll call: Zuern – yes; Pickard – yes; Mealy – yes; Ellis – yes; Meier – yes

- Atty. General's Open Meeting Law Guide – 9 double-sided pages

7:00 – 7:10 (Items 1-3) Call to order

1. Moment of Silence for our Troops
2. Salute the Flag

3. Public Comment – Non-Agenda Items

None requested.

4. Correspondence

Mealy read correspondence into the record. Hard copies of all correspondence is available at the Town Administrator's Office by request.

Pickard moved and seconded by Zuern to take 11c and 11d for Atty. Troy. Vote 5-0.

5. Bob Troy/Workshop Open Meeting Law

The purpose of the Open Meeting Law is to ensure transparency in the deliberations on which the public policy is based. Atty. Troy briefly reviewed Public body, deliberation, in board's jurisdiction with exceptions (Page 5); Postings and Emergency Meetings (Page 7); Purposes of Executive Session (Pages 8-11); Meeting materials (Pages 11-13); The Chairman controls how the public to contribute to open sessions (Page 13); Records of public meetings (Page 13); Open

Session meeting records (Page 14); Existing minutes made available within 10 days 2 exceptions listed (Page 14); Open meeting law complaint procedure (Page 16).
No board discussion. No public comment.

6. Richard Hayden – Stratford Capital Group regarding Coady School
Tabled.

7. Parking concerns Monument Avenue – Mr. Joseph Agrillo
Tabled.

8. Municipal
Ellis moved and seconded by Zuern to close all town offices for non-essential employees and not to create a practice for others to be given special consideration on Tuesday, 7/29/14 at 12:00 Noon and does not create any instance of past practice and the Selectmen have agreed to this only as it relates to public safety concerns. Vote 5-0.

9. Licenses and Appointments:
a. MMA One Day Liquor 8.9.14
Chm. Meier abstained from discussion and vote at this time.

Mealy moved and seconded by Zuern to approve MMA at 101 Academy Drive, Buzzards Bay/ABS Library Information Commons for One Day Liquor License – All Alcoholic on 8/9/14 from 5:00 pm – 7:00 pm per routing slip. Vote 4-0-1 (abstention from Chm. Meier).

b. Pan Mass Challenge – One Day Liquor – Town Roads
Chm. Meier stated no town roads will not be closed.

Ellis moved and seconded by Pickard to approve Dana Farber Cancer Institute through the Jimmy Fund 35th Pan Mass Challenge on 8/2/14 from 7:00 am – 9:00 pm for One Day All Alcoholic Liquor License per routing slip (DWP, PD) and the roads will not be closed and PD to police traffic issues. Vote 5-0.

10. Town Administrator's Report
Hiring and vacancies
Police dispatch and secretarial positions recommendations made by Chief Woodside funded through a grant. The secretarial was a replacement position of administrative support who resigned. Two truck driver replacement positions have been vacant at DPW and recommendations from DPW will come to his desk tomorrow.

Fire Chief Recruitment process
In January 2015, Chief Greene will retire. There will be a State-wide exam and expects 5-12 candidates with an assessment between \$55,000 - \$70,000. Recommendations will take place the 3rd week in September. Chm. Meier would like a turnover as soon as Chief Greene retires.

Pickard requested a budget, process of the civil service and timeline to the board members from TA Guerino. He would like the applicant to train with Chief Greene before he retires.

Mealy echoed Pickard and would appreciate the assistance of the Town Administrator.

TA Guerino stated on 7/29/14 the trash will be picked up normally and to please have trash out on the curb by 7:00 AM. Crews won't be back to pick up trash later in the day. Zuern suggested a Reverse 911 call.

11. Selectmen's Business

a. Signing 2014 State Primary Warrant

Pickard moved and seconded by Mealy to sign the 2014 State Primary Warrant as presented tonight. Vote 5-0.

b. Discussion and Disposition of non-documented unaccompanied children at Camp Edwards Cape Cod

Pickard heard an announcement of unaccompanied children at Cape Edwards Cape Cod on the news and wanted to put on the Selectmen agenda. The local issue is that it may have an adverse affect on our budget.

Zuern feels this invasion is against the Constitution Article 4, Section 4. She is upset and this is not the place for them.

Chm. Meier is looking to protect the fiduciary responsibility for Bourne and services. If said children are put on JBCC, he will make sure there will be communication between this board, the State and Federal agencies. He stated we wouldn't have know about this had it not been for Representatives Viera and Hunt.

Kurt Schwartz, Director of Homeland Security and Director of Emergency Management Facility, responding to rumors about unaccompanied children housed on Joint Cape Cod Base (JBCC). There are no undocumented illegal aliens on JBCC. There will be no housing or hiding of unaccompanied children on JBCC. The costs related to the said children will be no cost to the towns. The average stay in residential shelters is 35 days. This is not new. Unaccompanied minors were handled the same way in 2014, but what has changed is the number of children. The Federal government will house minors at the time the system is trying to figure out what to do with them. The secure shelter system does not house children under the age of 6; the ages are above age 6 - 17. The National Guard identified JBCC to house up to 1,000 children at one time. The government hasn't assessed the property at this time. The federal government will have to go through a process before accepting said children. They will identify a piece of real estate, put fencing around the area and turn into secure residential shelter. This is nothing like Katrina incident with an open campus. This will be a secure facility. Children have no ability to come and go. The costs to the towns are as close to zero as can be. Federal government has

been doing this for number of years. Schooling, social services, mental health services and medical services will be provided within the walls. There is potential for EMS services.

The small percentage of foster care needs are paid by the government. There is no connection between State services and the care for those children. 770 children ended in MA where their families were. This has nothing to do with a shelter location. Up to 20% of children end up in an asylum in a Federal program.

Mr. Schwartz said the Federal government provided a response as of today; two facilities in MA. One is owned by the government and the decision about the suitability of Westover will happen in a different way. JBCC will be a multi-phase process. A telephone assessment (National Guard owner) would be first. If decide base is still of interest, an assessment team would conduct a ground assessment checking on code compliance. If interested after ground assessment, there will be local engagement and negotiation. The Federal government is obligated to meet with local and State bodies for an informal process. A child cannot be put on JBCC with entering into an MOU with the landlord (the State). The MOU will allow the State to set conditions if needed; this is additional medial screening over and above what has already been done. Time restrictions, population, security restrictions all go into the MOU.

Zuern read that 65% of the kids are sent out into the community and the Federal government knew years ago. Mr. Swartz said that is not true on unaccompanied children. Zuern said there are 220,000 illegals living in this State and half are on welfare. She feels money for unaccompanied children could be better spent. Mr. Schwartz agrees and will make it clear to Governor Patrick only weighing in how we as a country house children for 35 day period.

Mr. Schwartz said the Governor will not commit an MOA any longer than 120 days. There will be full reimbursement on any EMS services provided and will only negotiate for 100% of costs covered.

Ellis believes Westover would be the easier chose made versus going through all steps at JBCC and would hope the Governor would take into consideration. He asked for the statistics for unaccompanied minors of criminal activity. Mr. Schwartz said this was not secured information on those 770 children released to families in MA. Ellis said this would be an important item to bring before the people in dealing with this. Ellis asked Mr. Schwartz to tell the Governor to not lose sight of the families on Otis; they are a part of our community and we as Selectmen protect them. Mr. Schwartz supports wholeheartedly.

Zuern asked if Christians being persecuted and us reaching out to them. Mr. Schwartz does not address the issue.

Representative David Viera thanked Secretary Schwartz and governor to have representatives here tonight. He stressed the important of constant local contact on the process as it is a Federal issue that has a local impact.

Representative Randy Hunt has taken the position that JBCC is not the right place for this activity. Another issue is the story that changes for unaccompanied alien children. They will require food, shelter, clothing and education. He questioned why education if they will be here for 35 days in the summer. He also questions the policy decisions. Mr. Schwartz cannot speak for the Federal government, as he is a State official and reports to the Governor. He will take back comments back to the Governor's office the concerns both Representatives raised tonight.

Chm. Meier, before allowing public comment, advised the audience to ask questions that haven't been addressed.

Mr. Agrillo, Monument Beach will stand up for children.

Mr. Micheal, Sagamore raised concern for the safety of our children.

Ms. Hickey, Wareham commented on taking care of the people who are here now.

Mr. Fraiser, Sagamore opposes to the care of the unaccompanied children.

Rev. Murphy, Cataumet requested to include religious communities in the MOU process.

Mr. Mulvey, Buzzards Bay said this is an opportunity that this base should not be closed.

Ms. Woodrith, Buzzards Bay suggested speaking to mayor about crowded schools. She is opposed to the project.

Ms. Keene, Sagamore Beach agrees with Mr. Mulvey. Part of her interest was how this will affect our schools and taxes. She asked if children are quarantined making sure they are not carrying diseases. Schwartz said a child is held up to 72 hours. Within 72 hours they are turned over to Health and Human Services. Then they are moved to a process center before they are moved to secure shelters. There is physical and mental health screening. There is a full physical evaluation and immunizations. Any child with diseases will be held but he has not seen that to be the case. Ms. Keene commented on the need for more money in health insurance plans and asked Mr. Schwartz to present to President Obama.

Ms. Dupuis, Buzzards Bay opposes to sheltering.

Pickard moved and seconded by Ellis to take vote to send correspondence to the Governor of the Board's position of temporary housing on Camp Edwards based on potential impact it may have on the financial and public safety reasons status of the Town of Bourne.

Zuern wanted to amend violates the Constitution. Amendment doesn't pass.

Pickard moved and seconded by Ellis to oppose the settlement of the children on Joint Base Cape Cod. Our vote was made due to our assessment that we do not have the resources and for public safety reason. Vote 5-0.

Pickard amended the main motion and seconded by Ellis for TA Guerino to draft letter based on what Board mentioned by close of business for tomorrow. Vote 5-0.

TA Guerino had two documents presented to expediate, closing dates scheduled within the next 30 days. TA Guerino said also release renewal for the Bourne Historical Society to be signed at the same time.

c. Execution of Purchase and Sales Agreements for Thom Avenue and Plymouth Lane

Pickard moved and seconded by Mealy to approve the execution of Purchase and Sales Agreements for Thom Avenue and Plymouth Lane as submitted tonight. Vote 5-0.

d. Execution of Lease with Bourne Historical Society, Inc.- "Jonathan Bourne Public Library Building" – Keene Street

Mealy moved and seconded by Pickard to approve the execution of Lease with Bourne Historical Society, Inc. "Jonathan Bourne Public Library Building" – Keene Street for a 5-year term as submitted tonight. Vote 4-0-1 (Zuern abstained).

e. Selectmen's Reports

Zuern discussed the parking lots Army Corps of Engineers. TA Guerino will talk with Chief Woodside about parking. TA Guerino doesn't recommend lifting the parking restriction.

Chm. Meier invited the public for an 8:30 am ceremony to commemorate the 100th Anniversary of Town Hall.

12. Adjourn

Pickard moved and seconded by Zuern to adjourn. Meeting adjourned at 9:50 pm. Vote 5-0.

Respectfully submitted – Lisa Groezinger, sec.

RECEIVED

Board of Selectmen
Executive Session Minutes of July 22, 2014 2016 DEC 27 AM 9:43
Bourne Veteran's Memorial Community Building
Bourne, MA 02532 TOWN CLERK BOURNE

Mr. Pickard made A motion in public session to go into executive Session for the purpose of discussion related to pending litigation updates, and to return to Open Session. The motion was seconded by Ms. Zuern and upon roll call vote was unanimously agreed to by the Board.

Mr. Pickard – YES, Mr. Mealy – YES, Ms. Zuern – YES, Mr. Ellis – YES, Chairman Meier – YES.

Town Counsel Robert Troy and Town Administrator Guerino were also present.

1. Duce case regarding moorings appeal. Missed inspections. DEP upheld the Town's decision to not grant mooring. DEP erred in the purpose for the town had not to grant mooring stating lack of fee paid (not so) as opposed to the lack of inspection. The Judge granted one mooring of the two taken.

2. Harvest Power lease – Bob, Mark Kalpin and The Town Administrator are extremely frustrated with the Attorney for the Board of Health as allowed. After what was thought to be a constructive and conciliatory meeting in Boston of the parties, it still appears that the BOH has a conspiracy thought process as it related to the negotiations with Harvest. That being that the BOS is negotiating directly and knows much more about the lease arrangement and has negotiated directly with Harvest Power. Which is not nor has been the case. Attorney Troy informed the Board of the great job Mark Kalpin has done in the Harvest Power negotiations and that the Selectmen had made an excellent choice is retaining Mr. Kalpin's firm (Wilmer Hale). Additionally, there is a sense of urgency to bring this lease arrangement to conclusion due to legislation filed in the MA House that would place landfill sites at a disadvantage in siting a facility as envisioned by the Town and Harvest Power.

3. Assessors ATB case related to the former Grand Union Plaza. The ATB granted a partial abatement to the owners of the Plaza. Comparable real-estate was difficult to ascertain as Bob and the Town Administrator had been brought into the process late. Attorney Troy noted that Town Planner Coreen Moore had done an outstanding job on behalf the Town and that Janet Black in the Assessor's Office had also done a commendable job. He noted that winning on any appeal of the ATB's decision was very doubtful.

4. Pilgrim Pines and the Hebb's – The Town maintains that there was no constructive grant in allowing the development w/o the required affordable homes occurred and the issue will continue to move forward with the ZBA and BOS.

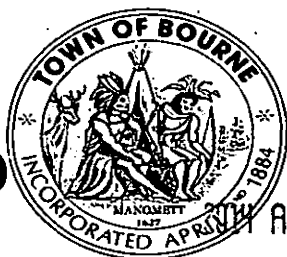
Mr. Pickard made a motion to adjourn the Exec. Session and return to open session. The motion was seconded by Ms. Zuern and unanimously agreed to by the Board by a roll call vote.

Mr. Pickard – YES, Mr. Mealy – YES, Ms. Zuern – YES, Mr. Ellis – YES, Chairman Meier – YES.

Meeting adjourned at 7:30 P.M.

Respectfully submitted,

Thomas M. Guerino



Board of Selectmen Meeting Notice AGENDA



TOWN CLERK'S OFFICE

BOURNE, MASS

6:45 PM Team players little league champs

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday August 5, 2014	7:00 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

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

7:00 – 7:10 (Items 1-4) Call to order

1. Moment of Silence for our Troops
2. Salute the Flag
3. Public Comment – Non-Agenda Items
4. Minutes: 6/24/14, 7/15/14, 7/22/14
5. Correspondence
6. Licenses and Appointments:
 - a. Cape Cod Canal Region Chamber – Clydesdale Horses at Buzzards Bay Park
 - b. Annual Watershed Ride
 - c. Election Workers
7. Bill Leitsky - Virtual Town Hall Update on new web page
8. Town Administrator's Report
9. Selectmen's Business
 - a. Selectmen's Reports
10. Adjourn

2014 OCT 9 AM 11 13
Board of Selectmen
Minutes of August 5, 2014
Bourne Community Building
Bourne, MA 02532
TOWN CLERK'S OFFICE
BOURNE, MASS

TA Guerino

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

6:45 PM – Team players little league champions
Chm. Meier recognized the players and called each individually handing out certificates.

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

Call to order
7:00 pm by Chm. Meier.

Moment of Silence for our Troops/Salute the Flag

Public Comment – Non-Agenda Items
Chief Greene publically thanked his staff and the Police Department for their involvement in the 100th Anniversary Celebration. He briefly reviewed assisting the public during the festivities. Ellis congratulated all involved and reflected well on the Town of Bourne.

Mr. Mulvey briefly discussed the possibility of the children on Joint Base Cape Cod. He said care and comfort should have been something the town would be anxious to provide rather than reject.

Approval of Minutes 6/24/14, 7/15/14 and 7/22/14
Pickard moved and seconded by Ellis to approve minutes of 6/24/14 as presented. Vote 3-0-1 (Zuern abstained).

Pickard moved and seconded by Ellis to approve minutes of 7/15/14 as amended. Vote 4-0.

Pickard moved and seconded by Ellis to approve minutes of 7/22/14 as presented. Vote 4-0.

Correspondence

V. Chm. Pickard read correspondence into the record. Hard copies of all correspondence are available at the Town Administrator's Office by request. Added: named as "Item K" which is an email from Ms. Pam Coacher of Mass. Facility recommendations.

Licenses and Appointments:

a. Cape Cod Canal Region Chamber – Clydesdale Horses at Buzzards Bay Park

Ms. Marie Oliva said there will be tours for family and children. Police detail and require a tent. This is a nice attraction.

Chm. Meier thanked Ms. Oliva for her assistance with the Cape Cod Canal Celebration Committee.

TA Guerino said L. Knife and Son to restore grass to existing conditions.

Ellis moved and seconded by Pickard to approve Cape Cod Canal Region Chamber's request for horses on 8/19/14 – 8/25/14 per routing slip (BOH, DPW, PD, FD). Vote 4-0.

b. Annual Watershed Ride

Moved and seconded by Ellis to approve Buzzards Bay Coalition Watershed Ride on 10/5/14 from 9:00 am (Westport) – 5:00 pm (Woods Hole) per notations in the routing slip. Vote 4-0.

c. Election Workers

Pickard moved and seconded by Zuern to approve Ann Gratis, Joan Marsh, Mary Reid and Karen Seiden as Election Clerks. Vote 5-0.

Pickard moved and seconded by Zuern to approve Edwin Smith, Lorraine Young as Election Clerk/Warden. Vote 5-0.

Pickard moved and seconded by Zuern to approve Estelle Blake, Carol Blanchette, Helen Blankenshi, Clarence Boucher, Loretta Brochu, Ralph Brown, Sally Butler, Eda Cardoza, Phyllis Carpenito, Nancy Carritte, Barbara Cavanaugh, Linda Connors, Diane Cremonini, Anne Dastous, Elizabeth Ellis, Kathy Fritzell, Lucia Fulco, John Garity, John Gavin, Joel Gould, Norma Goulding, Lisa Groezinger, Albert Hill, Henrietta Holden, Kathleen Kelley, Michael Kelley, Traci Langley, Monica Layton, Priscilla Lyons, Joan MacNally, Janet Malatos, Penny Myers, John O'Brien, Inez Page, Ruth Palo, Elizabeth Paquette, Martha Parody, James Russo, Patricia Saniuk, Richard Sheets, William Thomas, Sandra Vickery, Eleanor Wendell, Susanne Willey as Election Officers.

Pickard moved and seconded by Zuern to remove Ellis from approval. Vote 5-0.

Pickard moved and seconded by Zuern to approve the main motion minus Ellis. Vote 5-0.

Pickard moved and seconded by Zuern to approve Election Officer Elizabeth Ellis Vote 4-0-1 (Ellis abstained).

Pickard moved and seconded by Zuern to approve Dolores Collins, Maureen Dunn, Mary Ellis, Janis Guiney, Dorothy Harrington, Judith McAlister, Bette Puopolo as Officers/Clerks. Vote 4-0-1 (Ellis abstained).

Pickard moved and seconded by Zuern to approve Diane Flynn as Election Officer/Clerk/Warden. Vote 5-0.

Pickard moved and seconded by Zuern to approve Eleanor Brown, Judith Thrasher as Election Officer/Warden. Vote 5-0.

Pickard moved and seconded by Zuern to approve Phillip Burgess, Jan Finton, Lita Gasper, Cindy Smith and Carole Valeri as Election Wardens. Vote 5-0.

Bill Leitsky – Virtual Town Hall Update on new web page

The participation of Ms. Coreen Moore, Ms. Linda Marzelli, Ms. Felice Monteiro, Mr. Lomeland, and Ms. Krissanne Caron on the website page.

There are two goals for the website: 1) to make the website user friendly; and 2) to provide the website with more management system content to allow applicable folks to update their portion of the website.

We are at the design phase at this time and should be complete in 12 weeks time.

Ms. Marzelli said the subcommittee looked at several different towns.

TA Guerino said there will be a link to the Council on Aging, Police Department, Fire Department, the School Department and will look to include the Upper Cape Tech.

Town Administrator's Report

He thanked the Centennial Committee and everyone involved in the Canal 100th Celebration.

LIUNA contracts are due in August. The Town Treasurer and TA Guerino will need to go into Executive Session with the Selectmen for discussions.

Two DPW truck driver positions have been posted; he has retained one driver and looking to promote within for the other position which will be filled.

TA Guerino attended the SMED Regional Dispatch with regard to the grant to develop the Regional 911 and SMED system.

Selectmen's Business

- a. Selectmen's Reports

Zuern mentioned the Historical Society events over the past week and attended the concert at the Briggs McDermott House. This coming Saturday there will be a rally against illegal immigration from 11:00 am -2:00 pm at the Bourne rotary.

Pickard requested TA Guerino draft a letter on behalf of the Selectmen thanking the gentleman who donated a substantial amount of money for the 100th Canal Anniversary fireworks display; copying the two co-chairs of the Canal Committee.

Ellis commented on the success of the canal celebration.

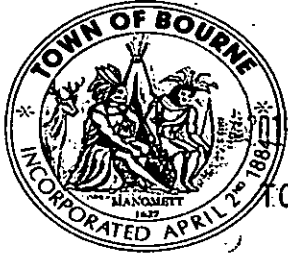
Meier commented on the canal celebration. He mentioned he was asked the true cost of the fireworks to duplicate next year, minus the fireworks coming off the train bridge.

TA Guerino reminded the board of a BOSC meeting on 8/12/14 for the purpose to set rates only. There will be BOS meetings on 8/26/14, 9/2/14 and 9/16/14.

Adjourn

Pickard moved and seconded by Zuern to adjourn. Meeting adjourned at 8:05 pm. Vote 5-0.

Respectfully submitted – Lisa Groezinger, sec.



Board of Sewer Commissioners Meeting Notice

AUG 8 AM 10 55

TOWN CLERK'S OFFICE
BOURNE, MASS

AGENDA



Date

Tuesday
August 12, 2014

Time

6:45 p.m.

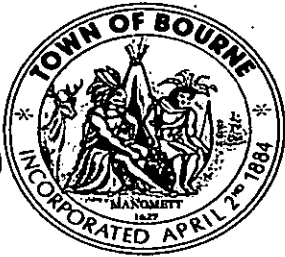
Location

Bourne Veterans' Memorial
Community Center
239 Main Street, Buzzards Bay

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

Call to order

1. Minutes: July 8, 2014
2. Establish Annual Sewer Rates and Overage Rates
3. Sewer Commissioners Reports
4. Adjourn



Board of Selectmen Meeting Notice AGENDA



2014 AUG 8 AM 10 53

TOWN CLERK'S OFFICE
Sewer Commissions 6:45 Set Annual/Overage Sewer Rates
BOURNE, MASS

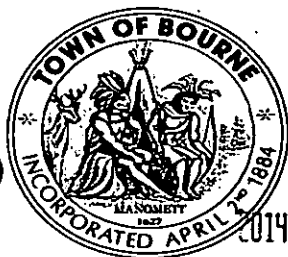
<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday August 12, 2014	7:00 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

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

7:00 – 7:10 (Items 1-4) Call to order

1. Moment of Silence for our Troops
2. Salute the Flag
3. Public Comment – Non-Agenda Items
4. Correspondence

5. "Fill the Boot" – Fire Union Request – 8.30.14 – Main Street
6. Richard Hayden – Regarding the Coady School Reuse
7. Selectmen's Goal Session
8. Adjourn



Board of Selectmen Meeting Notice AGENDA



2014 AUG 8 PM 2 29

TOWN CLERK'S OFFICE
BOURNE, MASS

Sewer Commissions 6:45 Set Annual/Overage Sewer Rates

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday August 12, 2014	7:00 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

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

7:00 – 7:10 (Items 1-4) Call to order

1. Moment of Silence for our Troops
2. Salute the Flag
3. Public Comment – Non-Agenda Items
4. Correspondence
5. "Fill the Boot" – Fire Union Request – 8.30.14 – Main Street
6. Richard Hayden – Regarding the Coady School Reuse
7. Selectmen's Business:
 - a. Establish Special Town Meeting Date
8. Selectmen's Goal Session
9. Adjourn

2014 OCT 9 AM 11:12
Board of Selectmen
Minutes of August 12, 2014
Bourne Community Building
TOWN CLERK'S OFFICE
Bourne, MA 02532
BOURNE, MASS

TA Guerino

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

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

Documents

Meeting Called to Order

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

Moment of Silence for our Troops/Salute the Flag

Public comment – Non-Agenda Items

None requested.

Correspondence

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

Item B – TA Guerino to draft letter on behalf of the board thanking Mr. David Kingsbury for his service to the town.

Mealy would like to include Mr. Gilbert Taylor letter relative to Fill the Boot, which is an agenda item.

"Fill the Boot" – Fire Union Request – 8/30/14 – Main St.

Gilbert Taylor as member of Firefighters Local tonight. Event is around Labor Day Weekend. Includes 100,000 Fire Departments. He spoke with Chief Woodside about the impact on traffic. As a safety point of view, a slow traffic pattern would be an advantage. We would create buffer zone with signage of a voluntary toll booth, place cones down, near the street wear high visibility vests (all standard requests for fundraising activity).

Pickard mentioned Sylvestro recommends traffic be detoured into a parking lot and not block traffic would be more conducive to address the PD concerns and allow the firefighters to collect their tolls.

Mealy asked if our department has had a collection which was not a toll booth collection. Because of traffic, literally walked up and down the street and "hit the cars."

Ellis asked about the hours. 10:00 am – 3:00 pm depending on manpower. Ellis suggested meeting with Mr. Sylvestro. Police Chief does not want to obstruct traffic in any shape or form.

TA Guerino asked if tags would be handed out for the tollbooth. There will be tags given for donations.

Ellis suggested a sit down discussion with the Police Department to work something out for this fundraiser.

Pickard MOVED AND SECONDED by Ellis to regrettably deny the request of the Fire Union Request to "Fill the Boot" on 8/30/14 on Main Street, however, based upon the Police Chief's input with memorandum to TA Guerino a suitable location found, the firefighters go ahead on that date without the Selectmen having to meet again.

Pickard said this board has to support the position of the Police Department who maintains the safety of the Town of Bourne, responding to Mr. Mulvey's question about public safety.

SELECTMEN VOTE: 5-0.

Richard Hayden – Regarding the Coady School Reuse
Tabled to another meeting.

Selectmen's Business

a. Establish Special Town Meeting Date

Pickard MOVED and SECONDED by Mealy to approve Special Town Meeting Date of 10/27/14 at 7:00 pm at the Bourne High School Auditorium. Vote 5-0.

Pickard moved and seconded by Mealy to approve a five minute recess. Vote 5-0.

Pickard moved and seconded by Zuern to reconvene open session. Vote 5-0.

Selectmen's Goal Session
Goals 2014/15 – Session 3

ENVIRONMENTAL

- Complete 208 Plan
 - See towns who have completed 208
 - What areas in town
 - Consultancy
 1. Assimilate information
 2. What else needs to be done
 3. Cost for implementation
- Inventory current practices
 - Eco toilets, septic updates upon sale of prod
 - Shellfish farming, shellfish beds
 - Bylaw on multiple dwellings must provide self contained WWT
 - Impact reserve capacity fee for gallons

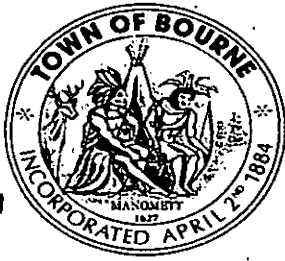
ECO/COMMUNITY DEVELOPMENT

- Commuter Rail
 - Town Meeting authorization (October)
 - Ballot (May)
 - Parking
- Staffing Possibilities
 - ECO/CD – how?
 - Zoning Enforcement (out source?)
- Redevelopment of Properties within LCP and character
 - Update LCP
- West End
 - Buxton
- Public Private Partnerships
- Third Bridge
- Stop & Shop monitoring

Adjourn

Pickard moved and seconded by Zuern o adjourn Selectmen meeting. Meeting adjourned at 8:30 pm. Vote 5-0.

Respectfully submitted – Lisa Groezinger, sec.



Board of Selectmen Meeting Notice AGENDA



<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday September 2, 2014	7:00 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

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

7:00 – 7:10 (Items 1-4) Call to order

1. Moment of Silence for our Troops
2. Salute the Flag
3. Public Comment – Non-Agenda Items
4. Minutes: August 5 & 12, 2014
5. Correspondence
6. 7:15 - NStar Pole Hearing – Falmouth Avenue
7. Richard Hayden – Stratford Capital Group – Coady School

8. Licenses/Appointments:

- a. Election Workers
- b. Associate member to Board of Appeals: Sawyer
- c. Recreation Committee – Kelli Orava
- d. Eight - One Day Licenses for MMA
 - Beachmoor (3 events)**
 - 9.13.14 - Wedding Reception 130 guests - 4:00-10:00 p.m.
 - 9.15.14 - INSLC Dinner - 100 guests - 6:30-9:30 p.m.
 - 10.2.14 - Graduation Dinner - 100 guests - 5:00-9:00 p.m.
 - ABS Library Information Commons (3 events)**
 - 9.12.14 - INSLC Conference Reception - 100 guests - 5:30-9:30 p.m.
 - 9.26.14 - MMA Event Reunion - 150-300 guests - 5:30-10:00 p.m.
 - 9.27.14 - MMA Event Reunion - 160 guests - 3:30-11:00 p.m.
 - Alumni Gymnasium/Clean Harbors Center (1 event)**
 - 9.26.14 - MMA Event - Reunion - 180 guests - 12:30-7:00 p.m.
 - Blinn Hall (1 event)**
 - 9.27.14 - Homecoming Reception - 40 guests - 3:30-7:00 p.m.

The events are all requesting one day licenses for the sale of alcoholic beverages.
- e. Bourne Bridge 24 Hour Taxi – Request for 2 additional Taxi licenses

9. Kerry Horman Affordable Housing Specialist

- a. Local Unit Application – 143 Old Plymouth Road

10. Don Bracken – Temporary Easement Circuit Avenue

11. Holmes & Mcgrath, Inc. – Temporary Easement – Jonathan Bourne Drive

2014 AUG 29 AM 9 15
TOWN CLERK'S OFFICE
BOURNE, MASS

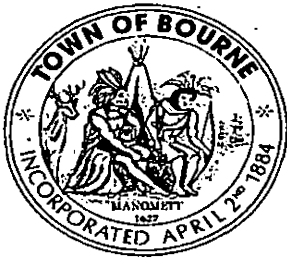
12. Town Administrator's Report

- a. Bourne's Big FIX
- b. Bourne's inclusion of an Opiate Abuse reduction grant program with Bamstable, Dennis, Yarmouth, administered by the County.
- c. Bourne's Solar Initiative progress
- d. Personnel Reviews
- e. Current vacancies/hiring
- f. Library and Planning Board Joint sessions (9.16.14)

13. Selectmen's Business

- a. 10:00 a.m. retail package store opening option
- b. Discussion regarding Harvest Power agreement
- c. Town Administrator's Report narrative (Mr. Pickard)

14. Adjourn



Board of Selectmen Meeting Notice AGENDA



<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday September 2, 2014	7:00 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

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6. 7:15 - NStar Pole Hearing – Falmouth Avenue
7. Richard Hayden – Stratford Capital Group – Coady School

8. Licenses/Appointments:

- a. Election Workers
- b. Associate member to Board of Appeals: Sawyer
- c. Recreation Committee – Kelli Orava
- d. Eight - One Day Licenses for MMA

Beachmoor (3 events)

- 9.13.14 - Wedding Reception 130 guests - 4:00-10:00 p.m.
- 9.15.14 - INSLC Dinner - 100 guests - 6:30-9:30 p.m.
- 10.2.14 - Graduation Dinner - 100 guests - 5:00-9:00 p.m.

ABS Library Information Commons (3 events)

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- 9.27.14 - MMA Event Reunion - 160 guests - 3:30-11:00 p.m.

Alumni Gymnasium/Clean Harbors Center (1 event)

- 9.26.14 - MMA Event - Reunion - 180 guests - 12:30-7:00 p.m.

Blinn Hall (1 event)

- 9.27.14 - Homecoming Reception - 40 guests - 3:30-7:00 p.m.

The events are all requesting one day licenses for the sale of alcoholic beverages.

- e. Bourne Bridge 24 Hour Taxi – Request for 2 additional Taxi licenses

9. Kerry Horman Affordable Housing Specialist

- a. Local Unit Application – 143 Old Plymouth Road

10. Don Bracken – Temporary Easement Circuit Avenue

11. Holmes & McGrath, Inc. – Temporary Easement – Jonathan Bourne Drive

CANCELLED 9/2/14

2014 AUG 29 AM 9 15
TOWN CLERK'S OFFICE
BOURNE, MASS

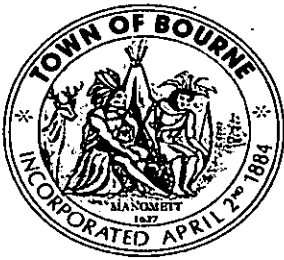
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- d. Personnel Reviews
- e. Current vacancies/hiring
- f. Library and Planning Board Joint sessions (9.16.14)

13. Selectmen's Business

- a. 10:00 a.m. retail package store opening option
- b. Discussion regarding Harvest Power agreement
- c. Town Administrator's Report narrative (Mr. Pickard)

14. Adjourn



Board of Selectmen Meeting Notice AGENDA



Date
Thursday
September 4, 2014

Time
7:00 p.m.

Location
Bourne Veterans' Memorial
Community Center
239 Main Street, Buzzards Bay

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

7:00 – 7:10 (Items 1-4) Call to order

1. Moment of Silence for our Troops
2. Salute the Flag
3. Public Comment – Non-Agenda Items
4. Minutes: August 5 & 12, 2014
5. Correspondence
6. 7:30 - NStar Pole Hearing – Falmouth Avenue

7. Licenses/Appointments:

- a. Election Workers
- b. Eight - One Day Licenses for MMA
 - Beachmoor (3 events)**
 - 9.13.14 - Wedding Reception 130 guests - 4:00-10:00 p.m.
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The events are all requesting one day licenses for the sale of alcoholic beverages.
- c. Bourne Bridge 24 Hour Taxi – Request for 2 additional Taxi licenses

8. Kerry Horman Affordable Housing Specialist

- a. Local Unit Application – 143 Old Plymouth Road

9. Selectmen's Business

- a. Harvest Power Agreement
- b. Town Administrator's Report narrative (Mr. Pickard)

10. Adjourn

2014 SEP 2 PM 12 40
TOWN CLERK'S OFFICE
BOURNE, MASS

2014 OCT 9 AM 11:11 Board of Selectmen
Minutes of September 4, 2014

TOWN CLERK'S OFFICE Bourne Community Building
Bourne, MA 02532

BOURNE, MASS

TA Guerino

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

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

Documents

Call to order

7:00 pm by Chm. Meier.

Moment of Silence for our Troops/Salute the Flag

Public Comment – Non-Agenda Items

None recorded.

TA Guerino discussed meeting was not posted proper due to the holiday and thanks the board for adjusting schedules accordingly.

Minutes: August 05 & 12, 2014

Pickard moved and seconded by Ellis to approve minutes of 08/05/14 as submitted.

Vote 3-0-1 (Mealy abstained).

Pickard moved and seconded by Mealy to approve minutes of 08/12/14 as submitted.

Vote 4-0.

Correspondence

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

Item C – Chm. Meier interested in serving in this capacity and will be nominate Peter Meier to the Commission for their tally. Meier explained the procedure.

TA Guerino said Chm. Meier will be at the Cape Cod Metropolitan Planning Organization MPO 9/15/14 meeting

Item H – Mr. Mulvey recommended applicant. TA Guerino will ask applicant to be available on the BOS 9/16/14 meeting.

Item B – Ms. Simpson would be willing to revise her resignation to a date prior to the joint session of 9/30/14 meeting.

NStar Pole Hearing – Falmouth Avenue

Chm. Meier opened the hearing and read the notice into record at 7:30 pm. He stated the board members present and residents of the area. TA Guerino said these are tax titled properties that were sold at auction.

Ms. Karen Rae briefly explained the project on Falmouth Avenue. TA Guerino said to accommodate Ms. Nora Banks at 6 Falmouth Avenue; the revised plans include moving two (2) poles across the street.

Ms. Banks, abutter, opposes the project and requests other landowners use underground wiring at their expense vs. putting two additional poles in.

Mr. Mulvey suggested putting more utilities underground, if possible.

Ms. Rae, NSTAR, said it was the new homeowners request overhead rather than underground. Ellis asked about underground and most of the units are overhead. There are no lights. Ms. Banks said the existing pole doesn't have a light. He also asked if the electric company deal with a builder or the individual. Ms. Rae said the customer would pay cost from the pole end and it is almost 300 FT.

TA Guerino said we don't have a regulatory requirement, but never required a subdivision on a public or private road for new single-family home. Ms. Banks said her home is 12 years and her builder put underground cable.

Mealy asked what the price difference would be. Ms. Rae said it was significant difference – about 10 times the amount (\$1M a mile).

Pickard moved and seconded by Mealy to approve NSTAR petition for request to install two (2) new poles on Falmouth Avenue to service a new home at #8 Falmouth Avenue as presented. Vote 3-0. (Ellis "absent").

Licenses/Appointments:

- a. **Election Workers**

Mealy moved and seconded by Ellis to appoint Election Workers Ms. Anne Ford as Checker and Mr. Dale Chapman as Clerk/Checker, Mary Fernandes as a Checker and Christine Crane as recommended by the Assistant Town Clerk for the Primary Election on 9/4/14 only. Vote 4-0.

TA Guerino to communicate with the Clerk at the Chm. request of new workers being added.

b. Eight - One Day Licenses for MMA

Beachmoor (3 events)

-9.13.14 - Wedding Reception 130 guests - 4:00-10:00 pm

-9.15.14 - INSLC Dinner - 100 guests - 6:30-9:30 pm

-10.2.14 - Graduation Dinner - 100 guests - 5:00-9:00 pm

Pickard moved and seconded by Ellis to approve the MMA Beachmoor request for one day licenses for the sale of alcoholic beverages on 09/13/14 for wedding reception; 09/15/14 for INSLC Dinner; and 10/2/14 for Graduation Dinner per routing slip. Vote 4-0.

ABS Library Information Commons (3 events)

-9.12.14 - INSLC Conference Reception - 100 guests - 5:30-9:30 pm

-9.26.14 - MMA Event Reunion - 150-300 guests - 5:30-10:00 pm

-9.27.14 - MMA Event Reunion - 160 guests - 3:30-11:00 pm

Pickard moved and seconded by Mealy to approve the MMA ABS Library Information Commons for one day licenses for the sale of alcoholic beverages on 09/12/14 for INSLC Conference Reception; 09/26/14 for MMA Event Reunion; and 09/27/14 for MMA Event Reunion per the routing slip. Vote 4-0.

Alumni Gymnasium/Clean Harbors Center (1 event)

-9.26.14- MMA Event - Reunion - 180 guests - 12:30-7:00 pm

Pickard moved and seconded by Mealy to approve the MMA Alumni Gymnasium/Clean Harbors Center for one day licenses for the sale of alcoholic beverages on 09/26/14 for MMA Event Reunion per routing slip. Vote 4-0.

Blinn Hall (1 event)

-9.27.14 - Homecoming Reception - 40 guests - 3:30-7:00 pm

Pickard moved and seconded by Mealy to approve the MMA Blinn Hall for one day license for the sale of alcoholic beverages on 09/27/14 for MMA Blinn Hall Homecoming Reception per routing slip. Vote 4-0.

e. Bourne Bridge 24 Hour Taxi – Request for 2 additional Taxi licenses

Mr. Ken Sherman is seeking two additional licenses.

Pickard moved and seconded by Ellis to approve Bourne Bridge 24 Hour Taxi request for two (2) additional Taxi licenses per routing slip (2013 Chevrolet Express Savannah and 2006 Dodge Caravan). Vote 4-0.

Kerry Horman Affordable Housing Specialist

a. Local Unit Application – 143 Old Plymouth Road

Mr. Horman stated that this project requires Local Action Unit application approval by the Massachusetts Department of Housing and Community Development in order to be included on the Town's Subsidized Housing Inventory List. This project is considered a Local Initiative Program project and requires local approval prior to the application submission.

The project consists of the new construction of a 3 bedroom, 2 bathroom Cape Cod style of house of 1,476 SF. It will be sold at \$179,500 as an owner-occupied single-family home and will be deed restricted in perpetuity as affordable as defined by DHCD. The site was a tax title property was transferred to the Bourne Affordable Housing trust Fund at Town Meeting. Additional funds for the project have been provided to the Trust from CPC funds also approved at Town Meeting. Both actions by Bourne, i.e. the donation of the site and the CPA funds were designated specifically for the creation of an owner occupied, deed restricted, and affordable home.

The Trust issued a Request for Proposals in conformance with Chapter 30B procurement process. Champion Builders was chose as the developer. The site will be transferred to the developer from the Trust under the Land Disposition Agreement included in this application.

Chm. Meier said the house was efficient, safe and maintenance free and didn't stick out like a sore thumb. Mr. Horman said if HP accessible needed, the house can be easily converted.

Pickard moved and seconded by Mealy to approve Local Unit Application for a 3-bedroom, 2-bathroom house at 143 Old Plymouth Road as presented by Mr. Kerry Horman, Affordable Housing Specialist. Vote 4-0.

Selectmen's Business

a. Harvest Power Agreement

Pickard said the Board of Health (BOH) voted to permit the Selectmen to investigate for deliberation and to sign a lease with Harvest Power for the property at the landfill for a 5.6 Acre lot. If signed, ISWM and Harvest Power will move forward. Mr. Barrett said it may take up to two (2) years to complete permitting matters and then the BOH gets involved of opening the site assignment for due diligence regarding environmental issues. The Selectmen will meet in Executive Session relevant to discussion with Mr. Kalpin and Town Counsel, and then go into Regular Session on whether to sign for Harvest Power and ISWM to move forward.

b. Town Administrator's Report narrative (Mr. Pickard)

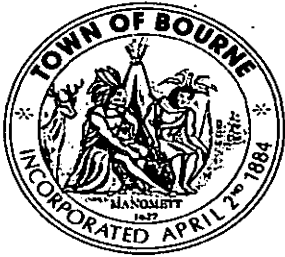
Pickard said proposed documentation is a written narrative proposed to be given at regularly scheduled meetings. A draft was given to Mr. Guerino. This will highlight functions that have a financial impact on the Selectmen's budget. Mealy requested to defer to 9/16/14 and offered to work with Pickard and TA Guerino and then to make presentation to the board.

TA Guerino said this works well towards the goals the BOS set early on for full transparency in Town Administrator's office.

Adjourn

Pickard moved and seconded by Mealy to adjourn the Selectmen meeting. Meeting adjourned at 7:45 pm. Vote 4-0.

Respectfully submitted – Lisa Groezinger, sec.



Board of Selectmen Meeting Notice AGENDA



6:15 - Executive Session Regarding Real Estate negotiation, ongoing litigation

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday September 9, 2014	7:00 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

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.

7:00 – 7:10 (Items 1-4) Call to order

1. Moment of Silence for our Troops
2. Salute the Flag
3. Public Comment – Non-Agenda Items
4. Minutes:
5. Correspondence
6. Charles Noyes – EMD on new Code Red notification system.
7. Open Meeting Law Violation
8. Harvest Power - notice of award, lease agreement
9. Hoxie School Purchase and Sale Agreement
10. Licenses/Appointments:
 - a. Request from the Bourne Friends of The Council on Aging for Psychic Fair fee waiver at BVMCC
 - b. Mad Mike's Class II License – increase car sales from 2-10
 - c. Associate member to Board of Appeals: Sawyer
 - d. Recreation Committee – Kelli Orava
 - e. Gray Gables Market – Common Victualer [food] License
 - f. Appointment to the Storm Water Committee – Christine Kane
11. Cape Cod Commission Representative Michael Blanton
12. Bond Anticipation Note Certifications
13. Don Bracken – Temporary Easement Circuit Avenue
14. Holmes & McGrath, Inc. –Relocation of drainage area– Jonathan Bourne Drive
15. Town Administrator's Report
 - a. Bourne's Big FIX

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TOWN CLERK'S OFFICE
BOURNE, MASS

- b. Bourne's inclusion of an Opioid Abuse reduction grant program with Barnstable, Dennis, Yarmouth, administered by the County.
- c. Bourne's Solar Initiative progress
- d. Personnel Reviews
- e. Current vacancies/hiring
- f. Library and Planning Board Joint sessions (9.16.14)

16. Selectmen's Business

- a. Selectmen Special Town Meeting article possibilities
- b. Selectman Liaison with Maritime Academy

17. Adjourn

**Town of Bourne Board of Selectmen
Executive Session
Meeting Minutes**

September 9, 2014

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TOWN CLERK'S OFFICE
BOURNE, MASS

Members Present: Selectman Mealy, Selectman Zuern, Selectman Ellis, Chairman Meier, Selectman Pickard

Also Present: Town Administrator Guerino, Town Counsel, Attorney Troy, Attorney Mark Kalpin of WilmerHale Associates

In Open Session, at 6:16 PM, **Mr. Pickard made a motion** to enter into Executive Session for the purposes to discuss real estate and ongoing litigation and to re-convene in Open Session. **The motion was seconded by Mr. Mealy.** Roll Call Vote 5-0. **Mr. Pickard – Yes, Mr. Mealy – Yes, Ms. Zuern – Yes, Mr. Ellis – Yes, Chairman Meier – Yes**

1. Harvest Power

The discussion pertained to the lease signing with Harvest Power and the Town of Bourne for an ongoing new project at the landfill. A formal review of the lease was conducted.

Procedurally, this is a three step process. A lease agreement is signed by the Board of Selectmen, A Notice of Award is signed by the town administrator and a Notice to Proceed is signed by the town administrator.

There was a slight change to the contract. On page 1, June 2014 was changed to September 2014 and the project schedule was changed accordingly in Exhibit H on page 60.

Attorneys Kalpin and Troy highlighted the milestones of the lease including the written fee agreements with Counsels. Attorney Troy noted that good data points were provided by the Board of Health.

Mr. Mealy questioned page 27 section B and page 8 section G15 regarding calendar days/business days.

The town will move forward and thanked Mr. Kalpin, Mr. Troy, the town administrator and the negotiating team for their hard work on this.

2. Hoxie School

Attorney Troy discussed the Purchase and Sale and the cause for delays. The Community Preservation Committee must solidify how they will undertake the grant agreement and the historic restriction. Additionally, the reverter clause needs to be worded appropriately to protect the town. Strong financials, proper accounting of progress and other benchmarking must be displayed. The tentative closing date is December 2014. This is consistent with what the Town Meeting approved authorizing the Board of Selectmen to move forward.

Mr. Pickard motioned to adjourn Executive Session and return to Open Session.
Ms. Zuern seconded. Roll Call vote 5-0. **Mr. Pickard – Yes, Ms. Zuern – Yes, Mr. Mealy – Yes, Mr. Ellis – Yes, Chairman Meier Yes.**

The Executive Session adjourned at 7:01 PM

Respectfully Submitted,

Thomas M. Guerino

Town Administrator

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TOWN CLERK BOURNE

**Board of Selectmen
Executive Session Minutes of September 9, 2014
Bourne Veteran's Memorial Community Building
Bourne, MA 02532**

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At 6:16 P.m. in public session, Mr. Pickard made a motion to enter Executive Session for the purposes of Real Estate negotiations and litigation and to return to Open Session. Mr Mealy seconded the motion and it was unanimously agreed to by the Board via a roll call vote.

Mr. Pickard – YES, Mr. Mealy – YES, Ms. Zuern – YES, Mr. Ellis – YES, Chairman Meier – YES.

Also present were Attorneys Robert Troy and Mark Kalpin. The Town Administrator was also present.

1. Attorneys Troy and Kalpin reviewed the highlights of the lease agreement as presented for approval later this evening in public session. He noted some minor changes (dates) that had changed from the last review of the draft lease. He also noted that the project schedule will probably be modified on a monthly basis if necessary. Additionally he noted that some "good data points" had been included for the benefit of the BOH to be able to assess its' ongoing responsibility in the site process. Mr. Mealy asked about page 27 Section B. This is standard lenders language but if HP is deemed in non-compliance in terms of the financing arrangement, the lender could replace HP with another firm to run the facility and remedy the financial issues. Also, page 8 section G "15 days" = calendar days.

Procedurally this evening The BOS will vote to sign the lease with HP, the Town Administrator will issue a Notice of Award, and the Town Administrator will issue a Notice to Proceed, should the BOS vote to approve.

2. Hoxie School Purchase and Sale Agreement – There has been some delay since town meeting due to trying to solidify with the CPC how the CPC wanted structure the financing of the money's authorized at Town Meeting. IT is recommended that the P and S be signed and allow time to work out the following three details for a proposed closing on December 15, 2014, consistent with the wishes of the Annual Town Meeting. The details are as follows. .1. A workable "reverter clause". 2. A historic restriction required by the Historical Commission. 3. Subject to a grantor agreement for use of the CPC funding.

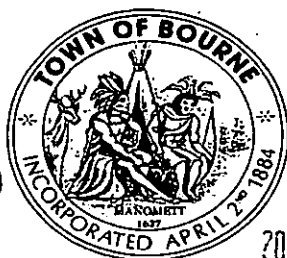
Mr. Pickard made a motion to exit Executive Session and return to Open Session. Ms. Zuern seconded the motion and it was unanimously agreed to by the Board via a roll call vote.

Mr. Pickard – YES, Mr. Mealy – YES, Ms. Zuern – YES, Mr. Ellis – YES, Chairman Meier – YES.

Meeting Adjourned at 7:01 P.M.

Respectfully submitted,

Thomas Guerino



Board of Selectmen Meeting Notice AGENDA



2014 SEP 12 PM 2 47

TOWN CLERK'S OFFICE Executive Session 6:00

BOURNE, MASS On-going Litigation

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday September 16, 2014	7:00 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

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.

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

7:00 – 7:10 (Items 1-4) Call to order

1. Moment of Silence for our Troops
2. Salute the Flag
3. Public Comment – Non-Agenda Items
4. Minutes: 9.4.14

5. 7:15 Joint Meeting with Planning Board
(3 applicants – Kenneth Melcher, Robert Scena, Rui Campos)

7:30 Joint Meeting with Library Trustees
(2 applicants - Paul Gately, Karl Spilhaus)

6. Correspondence

7. Richard Hayden – Stratford Capital Group – Coady School

8. Discussion regarding Old Bridge Road

9. Licenses

A. **Massachusetts Maritime Academy One Day Liquor Licenses**
- Pande Dining Hall (1 event)

9.27.14 – MMA Reunion – 300 guests – 3:30 to 7:00 p.m.

B. **Harrington Hall (1 event)**

9.27.27 – MMA Reunion Event – 30 guests – 3:30 to 7:00 p.m.

C. **Bresnahan Hall (1 event)**

9.27.14 - MMA Reunion Event – 120 guests – 3:30 to 7:00 p.m.

D. **Beachmoor (1 event)**

9.28.14 – Cain Memorial Service/Reception – 130 guests – 10:00-3:00 p.m.

E. **Alumni Gymnasium/Clean Harbors Center**

10.25.14 – MMA Event – Scholarship Gala – 400 guests – 5:30 – 11:00 p.m.

10. Town Administrator's Report

11. Selectmen's Business

A. Selectmen's Comments

B. Articles for Special Town Meeting

C. Commuter Rail Update

12. Adjourn

2014 OCT 9 AM 11 11 Board of Selectmen
Minutes of September 16, 2014
TOWN CLERK'S OFFICE
Bourne Community Building
BOURNE, MASS 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.

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

Documents

Call to order

7:08 pm by Chm. Meier.

Moment of Silence for our Troops/Salute the Flag

Public Comment – Non-Agenda Items

Mr. Seaver commented on a letter read and submitted to the board during public comment with regard to the immigration issue. The language used against the board was no way to conduct business.

Mr. Mulvey opposes the criticism of the board in the Bourne Enterprise with regard to impeding growth, which is a wrong charge. Selectmen are using due diligence. He also commented on the Bourne Financial Development Group saying it should be run by Bourne and Bourne residences. Lastly he commented on the design of a sewage plan with the Wastewater Advisory Committee. Chm. Meier said the board is meeting on 9/30/14.

Joint Meeting with Planning Board (3 applicants – Kenneth Melcher, Robert Scena, Rui Campos, Daniel Chauvin).

Chm. Meier read hearing notice into the record. Mr. Scena and Mr. Campos were present tonight to express interest as serving on the Planning Board.

Mr. Scena is an electrical contractor and lot of his work is out on the base, based in Bourne. Mr. Campos is a local landlord in Wareham, Fairhaven and New Bedford.

Zuern asked Mr. Scena if he had any affiliations with anyone on the Planning Board and his vision of the Bourne Village character. He responded knowing Mr. Farrell; Mr. Doucette and Mr. Michienzi for about a year. The applicant said it would be unfair to make the assessment at this time.

Zuern asked Mr. Campos the same two questions she asked of Mr. Scena. Mr. Campos doesn't have any affiliations with any of the Planning Board members. He explained he is in favor of keeping Bourne Village quaint, while wanting to bring more businesses to town.

Pickard added Mr. Melcher is resident who knows the town very well. Mr. Chauvin is a life resident, a veteran of the U.S. Navy and specializes in systems for Signet. He is the VP of Signet. Both candidates were not present tonight.

At a joint public hearing of the Board of Selectmen and Planning Board, upon motion made and seconded and by roll call vote seven to four to appoint Daniel J. Chauvin as a full time member to the Planning Board to fill a vacancy with the term to expire at the May 2015 Annual Town Election.

Selectmen Ballot vote: Ellis – Chauvin, Mealy – Scena, Zuern – Chauvin, Pickard – Chauvin, Meier – Scena.

Planning Board Roll Call Vote: Clegg – Scena, Gallo – Campos, Howarth – Chauvin, Michienzi – Chauvin, Doucette – Chauvin, Farrell – Chauvin.

At a joint public hearing of the Board of Selectmen and Planning Board, upon motion made and seconded and by roll call vote six to five to appoint Rui J. Campos as a full time member to the Planning Board to fill a vacancy with the term to expire at the May 2015 Annual Town Election.

Selectman ballot vote: Ellis – Campos; Mealy – Campos; Zuern – Campos, Pickard – Scena and Meier – Scena.

Planning Board roll call vote: Clegg – Scena, Gallo – Campos, Howarth – Campos, Michienzi – Scena, Doucette – Scena, Farrell – Campos.

Joint Meeting with Library Trustees (2 applicants – Paul Gately, Karl Spilhaus)

Chm. Meier read the hearing into the record. Mr. Spilhaus' intention was dated two (2) days after the notice was due, however Ms. Tura said there will be another opening in the Spring.

Upon a motion duly made and seconded and by roll call vote to unanimously appoint Paul Gately as a full time member to the Trustees of the Jonathan Bourne Public Library to fill a vacancy with the term to expire at the May 2015 Annual Town Election.

Selectmen Ballot Vote: Meier – Gately, Zuern – Gately, Pickard – Gately, Ellis – Gately, Mealy – Gately.

Library Trustees Roll Call Vote: DiPaoloo – Gately, Simpson – Gately, Tura – Gately.

Approval of Minutes 9/4/14

Pickard moved and seconded by Ellis to approve minutes of 9/4/14 as submitted. Vote 4-0-1. (Abstention from Zuern).

Correspondence

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

Chm. Meier added to the correspondence an e-mail in reference to a speed sign and forwarded to Police Chief and Mr. Sala from Mr. Schmidt.

Richard Hayden – Stratford Capital Group – Coady School

Mr. Hayden explained he is confident in the next DHDC round Stratford will get the funding and be able to move forward. The project has also come up a little more than originally anticipated. TA Guerino said we maintain the properties and the alarm systems in place.

There are 56 unit apartments for aged 55 and older proposed and are 100% affordable. Mr. Hayden believes it will be in February or March when DHDC will send out their list of who qualified. TA Guerino will put on the Selectmen agenda for the last meeting in June.

Chm. Meier requested to put back "Future Agenda Items" on the Selectmen's agenda.

TA Guerino asked Mr. Hayden if there is any way Stratford can assist the town with maintenance. Mr. Hayden said Stratford is willing to help out and will mail a check in the amount of \$5,000 made to the Bourne.

Mr. Hayden said the one and two apartment rentals vary in being \$300 per month and as much as \$700-\$800 per month.

Licenses

- a. **Mass. Maritime Academy One Day Liquor Licenses – Pande Dining Hall – 1 event 9/27/14 – MMA Reunion 3:30 pm – 7:00 pm**

Pickard moved and seconded by Zuern to approve Mass. Maritime Academy One Day Liquor License for Pande Dining Hall on 9/27/14 for MMA Reunion from 3:30 pm – 7:00 pm per routing slip. Vote 5-0.

b. Harrington Hall (1 event) 9/27/14 – MMA Reunion Event 3:30 – 7:00 pm

Pickard moved and seconded by Ellis to approve MMA One Day Liquor License for Harrington Hall on 9/27/14 for MMA Reunion Event from 3:30 pm – 7:00 pm per routing slip. Vote 5-0.

c. Bresnahan Hall (1 event) 9/27/14 – MMA Reunion Event 3:30 pm – 7:00 pm

Pickard moved and seconded by Ellis to approve MMA One Day Liquor License for Bresnahan Hall on 9/27/14 for MMA Reunion Event from 3:30 pm – 7:00 pm per routing slip. Vote 5-0.

d. Beachmoor (1 event) 9/28/14 – Cain Memorial Service/Reception 10:00 am – 3:00 pm

Pickard moved and seconded by Ellis to approve MMA One Day Liquor License for the Beachmoor on 9/27/14 for Cain Memorial Service/Reception from 10:00 am – 3:00 pm per routing slip. Vote 5-0.

e. Alumni Gymnasium/Clean Harbors Center – 10/25/14 MMA Event Scholarship Gala 5:30 pm – 11:00 pm

Pickard moved and seconded by Mealy to approve MMA One Day Liquor License for Alumni Gymnasium/Clean Harbors Center on 10/25/14 for MMA Event – Scholarship Gala from 5:30 pm – 11:00 pm per routing slip. Vote 5-0.

Town Administrator's Report

TA Guerino will attend and report back to the board of the RTA meeting he will be chairing tomorrow.

Selectmen's Business

a. Selectmen's Comments

Zuern commented on the Market Basket being back. There will be a pig roast on Saturday at Monument Beach. There is a Collaborative meeting on 9/10/14. She was impressed with the summary of 208 meetings. She commented on US Constitution Day and Constitution Week. It is the 200th Anniversary of the Star Spangled Banner and encouraged people to go online to read some information to appreciate the national anthem. She thanked Mr. Seaver in supporting the BOS with his public comment tonight.

Chm. Meier said the Scallop Festival was this weekend at the Barnstable County Fairgrounds.

Mealy, as liaison of MMA have a meeting next Wednesday to kick off that new relationship.

b. Articles for Special Town Meeting

TA Guerino received two (2) articles from Pickard. Pickard said after consulting with Chm. Meier, articles with regard to changes in the Charter will be withdrawn at this time. Zuern will wait for her article and defer to the ATM.

Chm. Meier explained the next meeting will be 9/30/14 with an Executive Session, BOSC and the regular session Selectmen meeting. The Old Bridge Road and DPW related issues will be

discussed in open session. TA Guerino has meeting with HAV next Thursday, and 25 Perry Avenue.

Chm. Meier's article will come out of the Community Preservation Act (CPA) funds.

c. Commuter Rail Update

Chm. Meier addressed an article in the Bourne Enterprise criticizing the Selectmen with regard to the commuter rail. This is a process and our State Representative Vieira is able to assist with it. It is not being ignored but is a process.

TA Guerino added the MPO is studying the parameters in the areas of the South Coast. We have been diligent and have gotten necessary language. The Selectmen met with Town Counsel for timing in the ATM.

Ellis suggested getting an overlay from Michael Leitzel of the Buzzards Bay area to review and deal with problems with parking that will come up.

Mr. Mulvey said the land in downtown would have to be looked at to see how many cars they can handle.

Adjourn

Pickard moved and seconded by Zuern to adjourn the Selectmen meeting. Meeting adjourned at 8:21 pm. Vote 5-0.

Respectfully submitted – Lisa Groezinger, sec.

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Board of Selectmen
Executive Session Minutes of September 16, 2014
Bourne Veteran's Memorial Community Building
Bourne, MA 02532

2016 DEC 27 AM 9:51
TOWN CLERK BOURNE

In open session, Mr. Pickard made a motion to enter into executive session for the purposes of discussion ongoing litigation and to return to open session. The Motion was seconded by Mr. Mealy and unanimously agreed to by the Board by a roll call vote.

Mr. Pickard – YES, Ms. Zuern – YES, Mr. Ellis – YES, Mr. Mealy – YES, Chairman Meier – YES.

Also in attendance were Town Counsel Robert Troy, ZBA Chair Lee Berger, and the Town Administrator.

1. Pilgrim Pines Development (PPD) – Both Attorney Troy and ZBA Chairman Lee Berger provided an extensive background on the issue related to the Comprehensive permit for PPD, the affordable units that were supposed to have been and the ratio required, financial problems that have beset PPD principals, lack of enforcement of the Comprehensive permit and the requirements still incumbent upon the developers. The PPD principals (Hebb brothers) have appealed the permit requirements to the Housing Appeals Committee and the Committee convened on September 12, 2014 in Boston.

Hebb has indicated they would like to settle. The HAC has "ordered" 8 hours of mediation. There is a question as to whether the HAC can do so but this is academic at this point in time. There is also a question as to the HAC has the authority to reduce the ratio of affordable units at all below 25% as this is the DHCD requirement.

The ZBA would very much like to have the comprehensive permit requirements met and require a full 25% of the units built to be affordable. There are only 16 units left to construct and the PPD is under by 11 units of affordable at build out. ZBA would like to see 11 affordable and 5 market rate housing units built. PPD is offering 2 affordable units and 11 market rates. Note that the PPD and Hebb's are also in Bankruptcy Court which complicates any potential agreement at any level. The BOS members queried Mr. Troy and Berger on a number of topical issues related to the case and its' complexities, including problems with the neighborhood should the road not be completed by the Hebb's.

Attorney Troy recommends that the Town try to reach some accord on with the PPD and the Town/ZBA related to the affordable units and the road issue. He acknowledged Mr. Berger's concern about a precedent being set if the Town backs away from the 25% threshold.

The BOS agreed with Town Counsel and a meeting will be established with the PPD principals and Counsel with Town Counsel and The Town Administrator.

2. Session with the Board of Assessors and the Principal Assessor, Ms. Barakauskas, regarding the former Grand Union Property and the Appellate Tax Board.

The Board of Assessors are requesting that the Town not settle the case by paying the judgment due until after the findings of fact have been completed by the ATB and distributed for review. Attorney Troy gave another synopsis of the case and that any appeal would have to be on a matter of 1. Standard of Review. He noted that the ATB magistrates are very experienced and the work product emanating from the ATB is excellent. 2. Note that the Appellate Court defers to the Admin Agencies. 3. Did the ATB make a reversible problem. The Town did well and the ATB acknowledges such in this decision.

Mr. Mealy made a motion to hold off on payment due until November 1 and give the Town the chance to review the Findings of Fact from the ATB. The motion was seconded by Ms. Zuern and by roll call vote was unanimously agreed to by the Board.

Mr. Pickard – YES, Ms. Zuern – YES, Mr. Ellis – YES, Mr. Mealy – YES, Chairman Meier – YES.

Mr. Pickard made a motion to exit Executive Session and return to open session. The motion was seconded by Ms. Zuern and unanimously agreed to by the Board through a roll call vote.

Mr. Pickard – YES, Ms. Zuern – YES, Mr. Ellis – YES, Mr. Mealy – YES, Chairman Meier – YES.

Meeting adjourned at 7:08 P.M.

Respectfully submitted,

Thomas M. Guerino

Waiting on
answer
from Debbie
Spt 19?

**Town of Bourne Board of Selectmen
Executive Session
Meeting Minutes**

September 16, 2014

2015 JUL 29 PM 4 21
TOWN CLERK'S OFFICE
BOURNE, MASS

Members Present: Selectman Mealy, Selectman Zuern, Selectman Ellis, Chairman Meier, Selectman Pickard

Also Present: Town Administrator Guerino, Town Counsel, Attorney Troy, and Lee Berger, Zoning Board of Appeals Chair.

In Open Session, **Mr. Pickard** made a motion to enter into Executive Session for the purpose of ongoing litigation. The motion was seconded by **Mr. Mealy**. Roll Call Vote 5-0. **Mr. Pickard - Yes, Mr. Mealy - Yes, Ms. Zuern - Yes, Mr. Ellis - Yes, Chairman Meier - Yes**

Attorney Troy provided information on the Hebb owned property, Pilgrim Pines, and the comprehensive permit. He provided background relative to the market and the problems that occurred with the Pilgrim Pines and the Ocean Pines issues. Hebb has appealed the Zoning Board's decision to the Housing Appeals Committee in Boston. The Housing Appeals Committee met on 9/12/14, with all parties present. The Housing Appeals Committee is recommending that we try to negotiate. The Town agreed to 8 hours of mediation but feels this is futile. Attorney Troy recommends that the Town have a sit-down with Mr. Hebb to see if we can obtain a mutually agreeable disposition of this case and then return to the Housing Appeals Committee with the agreed outcome.

There are several concerns that will need to be addressed. One in particular is there's a discrepancy in the number of affordable housing units that are to be built. The case calls for 5 more market rate and 11 affordable (that's what's left on the permit) but, Mr. Hebb wants to build 14 market rate and 2 affordable units.

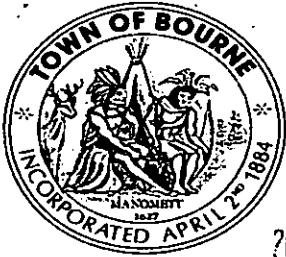
The Town along with Mr. Hebb and the Affordable Housing Trust will work together to come to an amicable solution. Attorney Whitten has also been involved (with Town Counsel's approval) to try to move this forward and work with the 25% or some variation thereof that the Department of Housing and Community Development will agree to.

Mr. Ellis questioned the status of the subdivision. Mr. Troy indicated that we would continue to try to reach an accord on affordable and market rate units and to ensure that the roads and other specifications in the original permit are up to standard as required.

Respectfully Submitted,

Thomas M. Guenino

Town Administrator



Board of Selectmen Meeting Notice AGENDA



2014 SEP 26 PM 2 32

TOWN CLERK'S OFFICE
BOURNE, MASS

EXECUTIVE SESSION 6:00 P.M. ONGOING LITIGATION

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday September 30, 2014	7:00 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

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.

7:00 – 7:10 (Items 1-4) Call to order

1. Moment of Silence for our Troops
2. Salute the Flag
3. Public Comment – Non-Agenda Items
4. Minutes: 9.9.14 & 9.16.14

5. Correspondence

6. Licenses/Appointments:
 - a. Hoxie Halloween & Harvest Event
 - b. Transportation Advisory Committee – Sallie Riggs
 - c. Fee Waiver for use of Buzzards Bay Park, October 5, PTA
 - d. Fee Waiver for use of Buzzards Bay Park, September 28, BHS Class of 2015
 - e. Kerry Horman Affordable Housing Specialist Housing Needs and Action Plan Revision

7. Old Bridge Road, Buzzards Bay reconstruction, sewer line replacement. (joint session as Sewer Commissioners and BOS)
8. Town Administrator's Report
 - Update on Recent Regional Transportation Authority meeting
 - Special Town Meeting update
 - Fire Chief Search update
 - Vacancies and hires

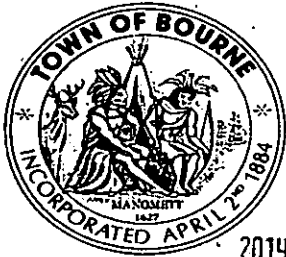
9. Selectmen's Business
 - a. Selectmen's Comments
 - b. Action, if any, related to Mr. Conron's recommendations related to the open meeting law violation charges.
 - c. Discussion of the written Town Administrator's Report

d. Future uses of Buzzards Bay Park

10. Adjourn

Future Agenda Items:

- a. Policy on non-residents serving as voting members on town appointed committees
- b. Eagle Scout Project on Buttermilk Bay (10/07/14)
- c. Joint session with School and Finance Committee (10/07/14)
- d. Sign STM Warrant (10/07/14)
- e. BOS Goals Adoption (10/07/14)
- f. Meeting with Chief of Police and Fire, Sheriff Cummings related to fire and police dispatch services. (10/14/14)



Board of Selectmen Meeting Notice AGENDA



2014 SEP 29 PM 3 36

TOWN CLERK'S OFFICE
BOURNE, MASS

Amended Agenda

EXECUTIVE SESSION 6:00 P.M.
ONGOING LITIGATION

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 - d. Fee Waiver for use of Buzzards Bay Park, September 28, BHS Class of 2015
 - e. Kerry Horman Affordable Housing Specialist Housing Needs and Action Plan Revision
 - f. Extension of Temporary Access Easement for Erosion Protection at 39 & 45 Phillips Road Sagamore Beach
7. Old Bridge Road, Buzzards Bay reconstruction, sewer line replacement. (joint session as Sewer Commissioners and BOS)
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Board of Selectmen
Minutes of September 30, 2014
Bourne Community Building
Bourne, MA 02532

2014 OCT 27 PM 3 36

TOWN CLERK'S OFFICE
BOURNE, MASS

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

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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 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. Our 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.

**Joint Meeting of the Finance Committee and
The Board of Selectmen,
Minutes of October 6, 2014
Bourne Community Building
Bourne, MA 02532**

Finance Committee: Chm. Mary Jane Mastrangelo, Co-Vice Chm. Michele Ford, Judy Conron,
Jeff Perry, George Slade, Bill Scotti and Chris Crane, Brian Leme

2015 JAN 30 PM 2:48
TOWN CLERK'S OFFICE
BOURNE, MASS

Excused: Co-Vice Chm. John Redman, Rich Lavoie

Absent: Kathleen LeGacy

Board of Selectmen: Chm. Peter Meier, Stephen Mealy, Jerry Ellis and Linda Zuern.

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.

Documents

- Warrant Tracker dated 10/6/14 for Article Assignment – 1 page

Reserve Fund Transfer

None.

Review and Discuss Town Meeting Warrant Articles

Article 8 & Article 9

TA Guerino said there are two pieces to the Old Bridge Road – BBWD plans to replace the waterlines from Main Street to Everett Road. While the road is open, it is anticipated there will be several breaks in the wastewater line. The piece of the Sewer Department \$200,000 (\$165,000 with 20% contingency and BOS voted unanimously to endorse this article). In addition, the DPW will undertake a project to repave the road, repair the sidewalk, new berm – reconstruction cost shared between Water District and the Town. The proposed construction for the road piece is \$225,000 – cost savings is we have one engineer. BOS voted on the road portion to unanimously support.

Discussion

The work would begin in the Spring 2015. The Water District will not pay for the road resurfacing, however, they are covering half of the cost of engineering and the retaining wall.

There will be no cross contamination of labor on both the projects.

The Capital Outlay Committee voted unanimously to approve both Article 8 and Article 9.

CPC Requests

Article 14

Mr. Johnson explained three (3) projects have been voted unanimously by the CPC. Representatives are from the Bourne Historic Commission, Bourne Historical Society and the Facilities Director Jon Nelson with DPW Superintendent George Sala. The funding source will come from Undesignated Balance per Ms. Marzelli.

- Bourne Historic Commission – Judy Riordan-McKenzie
\$10,000 is requested to continue inventory of Historic Homes in Bourne. An additional \$10,000 would come from the Mass. Historic Commission. CPC approval is not contingent for the additional \$10,000.

Discussion

Mass. Cultural Resource Systems 391 properties in Bourne, MA on the historical inventory.

Other towns on the Cape have towns that have participated in the same type of inventory. Hard copy in Town Hall and at the Library are available.

Ms. Riordan-McKenzie said the intent is to identify properties of significant interest. There isn't an answer of how many other homes that will need to be identified for future requests. There are no demands on property owners, but rather enhance properties.

- Bourne Historic Commission – Aptuxet Trading Post
Mr. Skip Barlow explained \$20,000 is requested for the West End of the building for beam replacement.

Discussion

The beam would be replaced with either cedar or locust wood.

- DPW Director/Facilities Director – Basketball Court at the Community Building
Mr. George Sala explained the application is for changing the tennis courts to basketball courts and for lights to deter the vandalism and to respond to an outcry for a basketball court

Discussion

Capital Outlay Committee voted unanimously to approve this Article.

The surface will last about 10 years and will be replaced with the same material. Cracks will be filled in and repaint the lines as a basketball court.

There will be a 10 PM closing with exceptions. There will be lights and a camera out there.

The skate park had some difficulties in the past and is better today and is used frequently.

Capital Outlay Requests

Article 11

- Sidewalk/plow loader (\$95,000) to use this winter to plow sidewalks; it is a multi-use loader. It will also be used for field maintenance and a salt and sand dispenser.

Discussion

The request is for \$95,000. It will be a cost savings.

The \$95,000 will be borrowed for the sidewalk plow.

The sidewalk plow will come in by the end of November, if approved.

- Fire Department Cardiac Compression Device (\$28,000)

TA Guerino explained this device is a CPR Automated Compression machine in each of the stations. Success rate is higher with this device.

Discussion

Ms. Ford highly recommends this device as it has a high success rate with the consistency vs. done by hand working in the medical field.

- School Committee (\$60,000) to replace pieces of the high school elevator to be a fully functional elevator.

Unpaid Bills Article - Ms. Marzelli

- Coastal Motors (Fire Department) inspections \$58
- Noonan Brothers (ISWM) \$1,466.36
- Falmouth Hospital (Human Resources) physical \$225.71

Discussion

The total will be in the motion. Two will be from Free Cash and ISWM Retained Earnings.

Article 1

Hydroid seeking relocation permission to a new facility on the same property, but in a new location. Plans on file to continue expansion. The Selectmen voted unanimously to move forward.

Article 2

Repair and replace leaching field for a house on Circuit Avenue.

Article 4

This article will allow the military to continue monitoring the plumes at the base up to 35 years. The Selectmen voted unanimously to move forward.

Discussion

There will be a representative at Town Meeting to briefly discuss Article 4.

Article Assignment

Bylaw Articles (COA and School Committee) – Slade
Article 5, 6 and 10 – Ford

Article 15 Reports of Committees – Crane

Unpaid Bills, CPC – Scotti

CPC & Easements (Old Bridge Road and Sagamore Highlands) – Redman

Articles 1, 2 – Conron

Government Easement - Perry

TA Comment (for informational purposes only)

None.

Selectmen Comment (for informational purposes only)

Chm. Meier briefly discussed agenda items at the Selectmen's meeting.

Finance Committee Comment (for informational purposes only)

Chm. Mastrangelo said continued OPEB discussion on Article 6 for background information will be at the next meeting.

Public Comment (for informational purposes only)

None.

Future agenda items

OPEB discussion and Introductory Priority Based Budgeting to be discussed jointly with the Selectmen.

Adjourn

FINCOM VOTE:

Ford moved and seconded by Conron to adjourn. Unanimous vote. Meeting adjourned at 8:15 PM.

Respectfully submitted,
Lisa Groezinger – sec.

**Joint Meeting of the Board of Selectmen,
Finance Committee and the School Committee
Minutes of October 7, 2014
Bourne Community Building
Bourne, MA 02532**

2015 JAN 30 PM 2 48

TOWN CLERK'S OFFICE

BOURNE, MASS

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

Documents

- MSBA Modules Overview dated 10/7/14 – 3 pages
- MSBA Building Process dated 10/7/14 – 1 page
- Feasibility Study document dated 10/7/14 – 1 page
- Town of Bourne Financial Review dated 10/7/14 – 27 pages
- OPEB Funding Around the Cape dated 10/7/14 – 8 pages

Meeting Called to Order

Chm. Meier called the joint meeting to order at 7:00 pm and turned the meeting over to the FinCom Chm. Mary Jane Mastrangelo.

Introduction of new members

Board of Selectmen: Peter Meier, Don Pickard, Stephen Mealy, Don Ellis and Linda Zuern

Finance Committee: Mary Jane Mastrangelo, Michele Ford, Judy Conron, Rich Lavoie, Kathleen LeGacy, Brian Lemee, Jeff Perry, Bill Scotti and Chris Crane

Excused: John Redman, George Slade

School Committee: Chris Hyldberg, Matt Stuck, Anne Marie Siroonian

Also attending: TA Guerino, Financial Director Linda Marzelli and School Superintendent Steven Lamarche.

Mass School Building Authority process and progress update

Mastrangelo explained the process for the School Building process is different. Under the old way, the town is responsible for the initial plan. Under the new way the School Committee is to send a statement of interest to MSBA in order to be considered for funding. The said statement was accepted. The MSBA accepted Bourne's application as a great need.

Chris Hyldberg briefly explained the MSBA building process. The Peebles School continues to deteriorate and continues to cost Bourne money. Module 1 is the Eligibility Period used to obtain information to generate a feasibility study which is the goal. This is the biggest challenge for towns.

Meier clarified that the 'old' School Building Committee for the Bournedale School may be different but it was just as much as a process. Mastrangelo wants the public to understand that the process is different and when we come to Town Meeting to request the new school building, we will have schematic designs at that time.

Mealy asked about a timeframe. Mastrangelo suggested the feasibility study would begin in February. Once a feasibility study is conducted, it references a 2 year process.

TA Guerino, Peter Meier and Chris Hyldberg are meeting with Mr. Nick Milano on 10/20/14 in Boston.

Mr. Nelson discussed an amount of \$750,000 for the feasibility study. It is important to note although appropriated, we still have to bid the project. You can set the value for what you think the contract is worth once the scope of the feasibility study is determined.

TA Guerino said to obtain the money, there will be an authorization through Town Meeting through borrowing. He added it is best to get sufficient amount of funds.

Mastrangelo said there would be a 20% contingency for the project included in the \$750,000.

Chris Hyldberg said the reimbursement range could be up to 83% and as low as 42%. Bourne is estimated to be around 47%.

When planning the first meeting of the School Building Committee, it was proposed for October 15th. This is in conflict with a Finance Project Working Group meeting. It was suggested for 10/16/14 at 6:00 pm. It is noted that Superintendent Lamarche cannot attend that date. TA Guerino to work on the date.

Chris Crane excused herself from the meeting.

Report of the Financial Planning Working Group (FPWG)

Mr. Mealy gave report for FPWG to which all members were present tonight.

The last FPWG meeting was held on 9/24/14 where they reviewed the town's cherry sheet from the Statehouse. FY13-FY14 Sources and Uses were compared to FY14-FY15. They finalized and adopted a financial calendar to bring to TA Guerino for adoption. They are planning a detailed report at the Town Meeting to discuss an article to allow any committee to allow reports approved by the FinCom. A big portion for next year is the feasibility study and the construction of a new school. The next meeting will be held on 10/15/14 at 6:30 pm.

Matthew Stuck said it was a great opportunity to collaborate. This is a learning curve not just for the town processes but also to hear about challenges or pitfalls we have faced in the past. It has been enlightening.

Mastrangelo said the group will make a presentation to the Selectmen and the FinCom to discuss whether priority based budgeting would make sense for us; it is a way of thinking and worthwhile discussing.

FY14 Closeout Report – Finance Director/TA Guerino

Ms. Marzelli briefly reviewed the Financial Review for FY14. Highlights to General Fund Revenues & Expenditures were reviewed. The budget to actual for local receipts was tighter due to change in Cherry Sheet Charge increases. Revenues received were higher than budgeted resulting in a new surplus of \$1,076,627 of which \$528,041 was from one-time sources. Net turn back by departments were \$608,379 and less than budgeted. The Snow & Ice account had a deficit of \$398,560 which is being raised on the Tax Rate recap for FY15. Tax Title Collections increased by \$143,237; collections in the first 3 months of FY15 are already at \$191,870 due to current filings being brought up to date. Miscellaneous Revenues were \$573,936.81 for FY14. FY14 Expenditures by Department had 42.73% from the Schools; 21.35% was in shared costs.

ISWM & Sewer Revenue & Expenditure Highlights were reviewed. Actual revenues received were higher than budgeted by \$197,671. ISWM's departmental expenditures were \$387,614 lower than budgeted; ISWM's Free Cash was down \$120,717 from FY13. ISWM set aside additional funds of \$654,666 to Post Closure accounts. Sewer budgeted revenues were higher by \$112,296. Sewer departmental expenditures were less than budgeted by \$81,483. Sewer Enterprise Fund ended with a Free Cash approval of \$677,255 slightly higher than FY13.

Financial Policies & Reserve were briefly reviewed. The town changed its policies in April 2012 from the requirement of maintaining an Unreserved Fund Balance of 5% of the General Fund Operating Budget to maintain a Free Cash balance of 5% of the GFOB. Also changed was a debt service budget of at least 5% of the GFOB to striving to maintain a debt service budget of 3%; this was a result of the BMS debt being refunded. Certified Free Cash as of 7/1/14 is \$4,897,346. Free Cash is \$2,129,840 over minimum policy. Town Meeting approval transfers brought Stabilization fund to \$3,517,265 which is still under the minimum policy amount by \$357,244. The net difference in Free Cash & Stabilization policy amounts excess is over minimum is \$1,772,596 for both. The Unreserved Fund/Free Cash balance has been above the town's policy of 5% of the GFOB for the past five years. The Debt Service budget has been within the policy for the past three years. Employer Health Insurance Trust Fund continues to fall within the financial policy.

Other Post employment benefit OPEB discussion

A sum of \$300,000 is recommended by Finance Director; TA Guerino recommends \$200,000. Guerino said if you go back to the auditor's reports over the last couple years, this will show on our balance sheet as being upside down. This amount will show a commitment by the town.

Ms. Marzelli said Bourne has put it \$350,000 since initial conception. The majority of other Cape towns don't have a policy; they don't know what to do, but do know it is something that affects their bond rating.

Ms. Marzelli said FY15 budget is what we pay in health insurance – pay for retiree shares. She doesn't know what it is broken down. MJ wants to have on as an agenda item. She is hesitant to put money in until we know. Since the audit we've been trying to address she isn't comfortable putting in \$300,000; it should be a STM as part of the ATM.

Mastrangelo recommends putting in \$100,000 at the May Special Town Meeting.

Pickard suggested of a token amount of \$50,000. TA Guerino said it wouldn't be looked at seriously.

Mealy agrees with Mastrangelo.

Zuern asked what we are spending each year on those kinds of costs. Ms. Marzelli said \$2,800,000 approximately; we have to budget about \$3M every year.

Michele Ford suggests making a significant amount (either \$100,000 or \$200,000) which signals to the State we are serious. This will hold us accountable to determine a policy. It is better to have a policy vs. being forced by the State.

Mastrangelo stated the next FinCom meeting will be held on 10/20/14. TA Guerino suggests having motions in place before the last five days before the Special Town Meeting of 10/27/14.

STM ARTICLE 5 - OPEB

Selectmen Vote:

Zuern moved and seconded by Mealy to put \$200,000 aside for OPEB. Vote 5-0.

FinCom Vote:

Ford moved and seconded by Lavoie to put \$200,000 aside for OPEB. Vote 5-0-2 (Mastrangelo and Scotti abstained).

Uncompensated Absence Discussion

TA Guerino said when someone retires and has a buyout, it is not coming from the operating budget of that department. This will replenish this fund and recommends putting in \$100,000 in this fund.

Selectman Vote:

Mealy moved and seconded by Pickard to put \$100,000 into the Uncompensated Absence. Vote 5-0.

FinCom Vote:

Ford moved and seconded by Lavoie to put \$100,000 into the Uncompensated Absence. Vote 7-0.

Other business

None.

Adjourn joint session

Selectmen Vote:

Pickard moved and seconded by Zuern to adjourn. Unanimous vote.

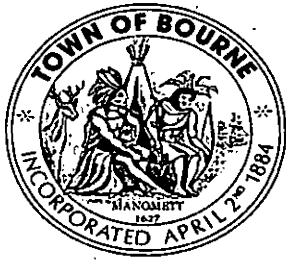
FinCom Vote:

Ford moved and seconded by Lavoie to adjourn. Unanimous vote.

Meeting adjourned at 9:00 PM.

Respectfully submitted,

Lisa Groezinger – sec.



Board of Selectmen Meeting Notice AGENDA



Date

Tuesday
October 7, 2014

Time

5:45 p.m.

Location

Bourne Veterans' Memorial
Community Center
239 Main Street, Buzzards Bay

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.

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

5:45-5:55 p.m. (Items 1-4) Call to order

1. Moment of Silence for our Troops
2. Salute the Flag
3. Public Comment – Non-Agenda Items
4. Minutes: 9.30.14

5. Correspondence

6. 6:00 p.m. - Brandon Waters Eagle Scout Project – Pine Ridge Road

7. Kerry Horman Affordable Housing Specialist Housing Needs and Action Plan Revision

8. Election Workers – Anne Ford and Mary Fernandes

9. Future of Buzzards Bay Park

10. 7:00 Joint Session with School and Finance Committee

11. Licenses/Appointments:

- a. NOI – Massachusetts Maritime Academy
- b. Sign Change of Hours for Sunday Openings on Retail Package Stores
- c. Road name Approval – Paesano Way

12. Town Administrator's Report

13. Selectmen's Business

- a. Selectmen's Comments
- b. Signing of Warrant for Special Town Meeting
- c. Proposed bylaw discussion of non-residents serving on appointed committees
- d. Surplus Equipment – 1987 Pierce Arrow Fire Truck

14. Adjourn

BOURNE, MASS
TOWN CLERK'S OFFICE
OCT 3 3 10 37

Future Agenda Items:

- a. Bylaw on non-residents serving as voting members on town appointed committees
- b. BOS Goals Adoption (10/14/14)
- c. Meeting with Chief of Police and Fire, Sheriff Cummings related to fire and police dispatch services. (10/14/14)
- d. Long Term Comprehensive Plan
- e. January 2015 Charter Review Committee

2014 OCT 29 AM 11 30

TOWN CLERK'S OFFICE
BOURNE, MASS

**Board of Selectmen
Minutes of October 7, 2014
Bourne Community Building
Bourne, MA 02532**

TA Guerino

- Peter Meier, Chairman
- Don Pickard, Vice-Chairman
- Stephen Mealy, Clerk
- Don Ellis (arrived at 5:48)
- Linda Zuern

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

Documents

- Special Town Meeting Warrant of 10/27/14 – 4 pages two-sided

Meeting Called to Order

Chm. Meier called the meeting to order at 5:45 pm.

Moment of Silence for our Troops/Salute the Flag

Public Comment – Non-Agenda Items

None requested.

Minutes 9/30/14

Pickard moved and seconded by Zuern to approve minutes of 9/30/14 as submitted. Vote 5-0.

Correspondence

TA Guerino said all LIUNA contracts will be coming in at the same time. Correspondence from Mr. Lee Berger was entered into the correspondence.

Kerry Horman Affordable Housing Specialist Housing Needs and Action Plan Revision B

Mr. Horman briefly explained the revised changes. More than 42% of all households in Bourne are living beyond their needs. This would make almost half of the households in Bourne would be eligible. The median household income has decreased and household incomes are back up; the Plan will address these issues.

Chm. Meier commented on the Acknowledgement page and clarified that his mother Ms. Marie Meier is an employee of the Clerk's Office and not Town Clerk.

Zuern commented on the flood insurance driving people out of town. She suggested when looking at housing, to look at other issues as well. Helping small businesses in town will help people to bring up their income.

Zuern also commented about high density and the issue with wastewater gallonage the town can allot. Mr. Horman said this is a goal that can probably not be met at this time.

Zuern said it upsets her when 50% or 80% come from outside of Bourne. Mr. Horman said there is a housing placement priority. Zuern commented on the conservation areas not being always connected. Mr. Horman said the whole idea of cluster development is to preserve these resources. Zuern was happy the mobile homes were included in the plan.

Chm. Meier suggested getting military housing included in the overall figure to help Bourne in getting their 10% quota.

Pickard moved and seconded by Mealy to support the Affordable Housing Specialist Housing Needs and Action Plan Revision as presented. Vote 5-0.

Election Workers – Anne Ford and Mary Fernandes

Pickard moved and seconded by Zuern to appoint Election Workers Ms. Anne Ford and Ms. Mary Fernandes as checkers for terms to expire 6/30/15. Vote 5-0.

Future of Buzzards Bay Park

TA Guerino said the Main Street Steering Committee (MSSC) has been working on a plan for the Buzzards Bay Park.

Ms. Moore, MSSC member, said with the Cape Cod Commission (CCC) reset team who had a landscape architect who worked on a conceptual landscaping of the park. Mr. Sala and the DPW plan to replace the gazebo roof. Mr. Jon Nelson is working on replacing some lights with Community Preservation Act (CPA) funds. A conceptual plan was taken into effect including the Scallop Festival before they moved to Falmouth.

Ms. Sallie Riggs briefly explained that last summer there was interest in doing something with the park. The questions like what is the cost, where would it come from and what the timeline would be are unknown at this time.

Chm. Meier said the park should be used as an attraction, money maker or attraction for the main street businesses. He would like to see results for next summer.

Ms. Moore suggested community input by a survey. Ideas of paved walkways, small walkway lights, a hardscape pocket park where playground with benches were discussed.

Ms. Riggs suggested the National Marine Life Center use a projector for movies with a grassy seating area.

Zuern suggested a canopy where people could have events if it rained or the weather was questionable.

Mr. Sala said there was only one issue of one deposit that hasn't been returned.

Ms. Marie Oliva echoed the park upgrades. The Chamber is the recipient of \$50,000 grant in Community Development. The Chamber would like to spearhead this project and start before fiscal year. She suggested timing could be used in conjunction with town funds.

Ms. Riggs said in addition to CPA funds, there are other grants to look at going forward.

TA Guerino said the Chamber helping the town with non-housing specific grants is a big deal.

Mr. Joseph Agrillo suggested contacting organizations such as the Lions or Rotary Club one weekend and make liable active time for residents.

Chm. Meier would like this to be a recurring agenda item.

Ms. Riggs said the Main Street Steering Committee would take on the survey project for getting the public involved.

Licenses/Appointments

a. NOI – MMA

TA Guerino explained that MMA wants to reuse dredged material on town property. The dredged material will be removed in association with a new pier and other waterfront facilities proposed on state property. The material will be utilized to enhance resource areas by refortifying the existing areas; nourishing existing beach areas and enhance the habitat value of the area.

Pickard moved and seconded by Mealy to endorse the Notice of Intent filing by Mass. Maritime Academy with the Conservation Commission as presented by the Conservation Agent.
Vote 5-0.

b. Sign Change of Hours for Sunday Openings on Retail Package Stores

Pickard moved and seconded by Zuern to approve change of hours for Sunday openings on retail package stores for the Bourne Bridge Liquors at 310 Main Street; Liberty Warehouse at 21 St. Margarets Street; Luke's Liquors 'N More at 170 Clay Pond Road; One Stop Convenience Store at 227 Route 6A; and Ye Old Spirit Shoppe at 41 Meetinghouse Lane. Vote 5-0.

c. Road Name Approval – Paesano Way

TA Guerino clarified the sign has been up but not formally acknowledged by the board.

Mealy moved and seconded by Pickard to allow the formal recognition for the Town of Bourne road "Paesano Way" as presented. Vote 5-0.

Town Administrator's Report

Chm. Meier and TA Guerino met to discuss the commuter rail.

TA Guerino thanked Mary Jane Mastrangelo, Nancy Sundman, Atty. Bob Troy, Town Moderator Bob Parady and Superintendent Larmarche for their efforts for the School article.

Selectmen's Business

a. Selectmen's Comments

Zuern attended the Hydroid luncheon and ribbon cutting ceremony. She plans to join the Wareham Selectmen on the Veteran's Day parade. Chm. Meier will also attend.

Mealy said the Hydroid building is 80% energy efficient and the company is looking to hire more employees. He echoed the hard work Mary Jane Mastrangelo put forth for the articles for the Special Town Meeting. There will be a Fire Department Open House on Main Street on 10/18/14 from 12:00 -2:00 PM. Blood Drive will be held on 10/17/14 from 10:00 AM – 3:00 PM at the Community Building.

b. Signing of Warrant for Special Town Meeting

Pickard moved and seconded by Zuern to sign the Warrant as presented for the Special Town Meeting to be held on 10/27/14. Vote 5-0.

c. Proposed bylaw discussion of non-residents serving on appointed committees

Ellis moved and seconded by Zuern to bring forward to the Bylaw Committee to come up with an article for a bylaw about non-residents serving on committees for the Town of Bourne.

Discussion

Zuern would like to see as a Selectmen Policy and not a bylaw.

Pickard suggested a written petition for Town Meeting brought forward by interested parties.

Mealy said the town asks individuals who have the best qualifications. He doesn't believe there has been an incident.

TA Guerino said there are a couple of groups that are appointees or representatives where memberships may include members from being non-residents. There will be ripples on how you make appointments and we will need to look at committees differently. There are less than five (5) of non-residents.

Ellis feels Bourne has more than enough ability to serve in this capacity and encourages anyone from the town to get onto these committees.

Mealy suggested postponing action until after town meeting to determine if there should be a change across the board. He agrees with Zuern says about a policy. He volunteered to do some research for the board and report back.

Mr. Mulvey doesn't believe a non-resident should have the right to vote on matters that don't affect their own financial responsibilities. Non residents are not allowed to vote at a town meeting, so why vote on town matters and committees? This policy, if adopted, would not deny committees. It would give the right to advise them but don't have to be a seated member of the committee. He believes a policy would be a better way to go but a long procedure.

Mr. Meier did not cast a vote – motion failed

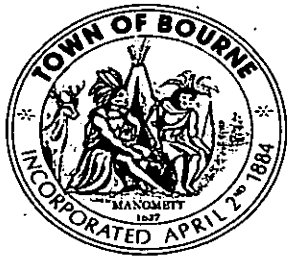
d. Surplus Equipment – 1987 Pierce Arrow Fire Truck

Pickard moved and seconded by Mealy to deny the request of the Fire Chief for the 1987 Pierce Arrow Fire Truck and to instruct TA Guerino to bid appropriately. Vote 5-0.

Adjourn

Pickard moved and seconded by Zuern to adjourn. Meeting adjourned at 9:00 pm. Vote 5-0.

Respectfully submitted – Lisa Groezinger, sec.



Board of Selectmen Meeting Notice AGENDA



7:00 p.m. Joint Session with School and Finance Committee

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday October 7, 2014	7:00 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

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.

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

1. Introductions of new members
2. Mass School Building Authority process and progress update.
3. Report of the Financial Planning Working Group
4. FY 14 close-out report – Finance Director/Town Administrator
5. Other Post Employment Benefit (OPEB) discussion
6. Uncompensated Absence Discussion
7. Other Business
8. Adjourn Joint session. (Selectmen to continue with regular business meeting)

2014 OCT 3 AM 10 37
TOWN CLERK'S OFFICE
BOURNE, MASS

**Joint Meeting of the Board of Selectmen,
Finance Committee and the School Committee
Minutes of October 7, 2014
Bourne Community Building
Bourne, MA 02532**

2014 OCT 23 AM 8 11
TOWN CLERK'S OFFICE
BOURNE, MASS

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

Documents

- MSBA Modules Overview dated 10/7/14 – 3 pages
- MSBA Building Process dated 10/7/14 – 1 page
- Feasibility Study document dated 10/7/14 – 1 page
- Town of Bourne Financial Review dated 10/7/14 – 27 pages
- OPEB Funding Around the Cape dated 10/7/14 – 8 pages

Meeting Called to Order

Chm. Meier called the joint meeting to order at 7:00 pm and turned the meeting over to the FinCom Chm. Mary Jane Mastrangelo.

Introduction of new members

Board of Selectmen: Peter Meier, Don Pickard, Stephen Mealy, Don Ellis and Linda Zuern

Finance Committee: Mary Jane Mastrangelo, Michele Ford, Judy Conron, Rich Lavoie, Kathleen LeGacy, Bill Lemee, Jeff Perry and Bill Scotti

School Committee: Chris Hylberg, Matt Stuck, Ann Marie Siroonian

Also attending: TA Guerino, Financial Director Linda Marzelli and School Superintendent Lamarche.

Mass School Building Authority process and progress update

Mastrangelo explained the process for the School Building process is different. Under the old way, the town is responsible for the initial plan. Under the new way the School Committee is to send a statement of interest to MSBA in order to be considered for funding. The said statement was accepted. The MSBA accepted Bourne's application as a great need.

Chris Hylberg briefly explained the MSBA building process. The Peebles School continues to deteriorate and continues to cost Bourne money. Module 1 is the Eligibility Period used to obtain information to generate a feasibility study which is the goal. This is the biggest challenge for towns.

Meier clarified that the 'old' School Building Committee for the Bournedale School may be different but it was just as much as a process. Mastrangelo wants the public to understand that the process is different and when we come to Town Meeting to request the new school building, we will have schematic designs at that time.

Mealy asked about a timeframe. Mastrangelo suggested to wait until February to ask for the money. Once a feasibility study is conducted, it references a 2 year process.

TA Guerino, Peter Meier and Chris Hylberg are meeting with Mr. Nick Milano on 10/20/14 in Boston.

Mr. Nelson threw out \$750,000 for the feasibility study. It is important to note although appropriated, we still have to bid the project. You can set the value for what you think the contract is worth and enough money.

TA Guerino said to obtain the money, there will be an authorization through Town Meeting through borrowing. He added it is best to get sufficient amount of funds.

Mastrangelo said there would be a 20% contingency for the project.

Chris Hylberg said the reimbursement range could be up to 83% and as low as 42%. Bourne could be 47%.

When planning the next joint meeting between the three boards and committees, it was suggested 10/16/14 at 6:00 pm. It is noted that Superintendent Lamarche cannot attend. TA Guerino to work on the date.

Report of the Financial Planning Working Group (FPWG)

Mr. Mealy gave report for FPWG to which all members were present tonight.

The last FPWG meeting was held on 9/24/14 where they reviewed the town's cherry sheet from the Statehouse. FY13-FY14 Sources and Uses were compared to FY14-FY15. They finalized and adopted a financial calendar to bring to TA Guerino for adoption. They are planning a detailed report at Town Meeting to discuss an article to allow any committee to report to Town Meeting. A big portion for next year is the feasibility study and the construction of a new school. The next meeting will be held on 10/15/14 at 6:30 pm.

Matthew Stuck said it was a great opportunity to collaborate. This is a learning curve not just for the town processes but also to hear about challenges or pitfalls we have faced in the past. It has been enlightening.

Mastrangelo said the group will make a presentation to the Selectmen and the FinCom to discuss whether budgeting would make sense for us; it is a way of thinking and worthwhile discussing.

FY14 Closeout Report – Finance Director/TA Guerino

Ms. Marzelli briefly reviewed the Financial Review for FY14. Highlights to General Fund Revenues & Expenditures were reviewed. The budget to actual for local receipts was tighter due to change in Cherry Sheet Charge increases. Revenues received were higher than budgeting resulting in a new surplus of \$1,076,627 to which \$528,041 were from one-time sources. Net turn back by departments were \$608,379 and less than budgeted. The Snow & Ice account had a deficit of \$398,560 which is being raised on the Tax Rate recap for FY15. Tax Title Collections increased by \$143,237; collections in the first 3 months of FY15 are already at \$191,870 due to current filings being brought up to date. Miscellaneous Revenues were \$573,936.81 for FY14. FY14 Expenditures by Department had 42.73% from the Schools; 21.35% was in shared costs.

ISWM & Sewer Revenue & Expenditure Highlights were reviewed. Actual revenues received were higher than budgeted by \$197,671. ISWM's departmental expenditures were \$387,614 lower than budgeted; ISWM's Free Cash approve was down \$120,717 from FY13. ISWM set aside additional funds of \$654,666 to Post Closure accounts. Sewer budgeted revenues were higher by \$112,296. Sewer departmental expenditures were less than budgeted by \$81,483. Sewer Enterprise Fund ended with a Free Cash approval of \$677,255 slightly higher than FY13.

Financial Policies & Reserve were briefly reviewed. The town changed its policies in April 2012 from the requirement of maintaining a Unreserved Fund Balance of 5% of the General Fund Operating Budget to maintain a Free Cash balance of 5% of the GFOB. Also changed was a debt service budget of at least 5% of the GFOB to striving to maintain a debt service budget of 3%; this was a result of the BMS debt being refunded. Certified Free Cash as of 7/1/14 is \$4,897,346. Free Cash is \$2,129,840 over minimum policy. Town Meeting approval transfers brought Stabilization fund to \$3,517,265 which is still under the minimum policy amount by \$357,244. The net difference in Free Cash & Stabilization policy amounts excess is over minimum is \$1,772,596 for both. The Unreserved Fund/Free Cash balance has been above the town's policy of 5% of the GFOB for the past five years. The Debt Service budget has been within the policy for the past three years. Employer Health Insurance Trust Fund continues to fall within the financial policy.

Other Post Employment Benefit (OPEB) discussion

A sum of \$300,000 is recommended by Finance Director and TA Guerino recommends \$200,000. TA Guerino said if you go back to the auditor's reports over the last couple years, this will show on our balance sheet as being upside down. This amount will show a commitment by the town.

Ms. Marzelli said Bourne has put it \$350,000 since initial conception. The majority of other Cape towns don't have a policy; they don't know what to do, but do know it is something that affects their bond rating.

Ms. Marzelli said FY15 budget is what we pay in health insurance – pay for retiree shares. She doesn't know what it is broken down. MJ wants to have on as an agenda item. She is hesitant to put money in until we know. Since the audit we've been trying to address she isn't comfortable putting in \$300,000; it should be a STM as part of the ATM.

Mastrangelo recommends putting in \$100,000 at the May Special Town Meeting.

Pickard suggested of a token amount of \$50,000. TA Guerino said it wouldn't be looked at seriously.

Mealy agrees with Mastrangelo.

Zuern asked what we are spending each year on those kinds of costs. Ms. Marzelli said \$2,800,000 approximately; we have to budget about \$3M every year.

Michele Ford suggests making a significant amount (either \$100,000 or \$200,000) which signals to the State we are serious. This will hold us accountable to determine a policy. It is better to have a policy vs. being forced by the State.

Mastrangelo stated the next FinCom meeting will be held on 10/20/14. TA Guerino suggests having motions in place before the last five days before the Special Town Meeting of 10/27/14.

STM ARTICLE 5 - OPEB

Selectmen Vote:

Zuern moved and seconded by Mealy to put \$200,000 aside for OPEB. Vote 5-0.

FinCom Vote:

Ford moved and seconded by Lavoie to put \$200,000 aside for OPEB. Vote 6-0-2 (Mastrangelo and Scotti abstained).

Uncompensated Absence Discussion

TA Guerino said when someone retires and has a buyout, it is not coming from the operating budget of that department. This will replenish this fund and recommends putting in \$100,000 in this fund.

Selectman Vote:

Mealy moved and seconded by Pickard to put \$100,000 into the Uncompensated Absence. Vote 5-0.

FinCom Vote:

Ford moved and seconded by Lavoie to put \$100,000 into the Uncompensated Absence. Vote 8-0.

Other business

None.

Adjourn joint session

Selectmen Vote:

Pickard moved and seconded by Zuern to adjourn. Unanimous vote.

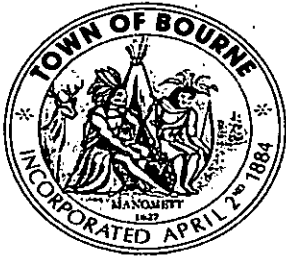
FinCom Vote:

Ford moved and seconded by Lavoie to adjourn. Unanimous vote.

Meeting adjourned at 9:00 PM.

Respectfully submitted,

Lisa Groezinger – sec.



Board of Selectmen Meeting Notice AGENDA



Date

Wednesday
October 8, 2014

Time

2:30 p.m.

Location

Bourne Veterans' Memorial
Community Center
239 Main Street, Buzzards Bay

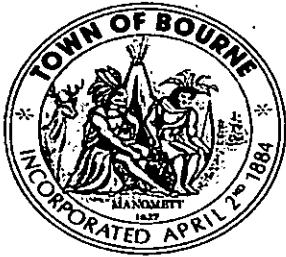
All items within the meeting agenda are subject to deliberation and vote(s) by the Board of Selectmen.

2:30 – Call Meeting to Order

Discussion and Review on Proposed 3rd Bridge

Adjourn

2014 OCT 6 PM 2 26
TOWN CLERK'S OFFICE
BOURNE, MASS



Board of Selectmen Meeting Notice AGENDA



EXECUTIVE SESSION – Contract Negotiations Strategy

WORKSHOP

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday October 14, 2014	6:00 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

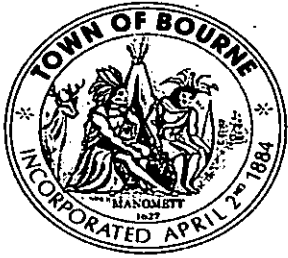
Note this meeting is being televised and recorded. If anyone in the audience is recording or video-taping, they need to acknowledge such at this time.

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

6:00 p.m. Call to order

1. Motion to go into executive session and not to return to open session
2. Adjourn

2014 OCT 9 AM 9 22
TOWN CLERK'S OFFICE
BOURNE, MASS



Board of Selectmen Meeting Notice AGENDA



EXECUTIVE SESSION – Contract Negotiations Strategy

WORKSHOP

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday October 14, 2014	6:00 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

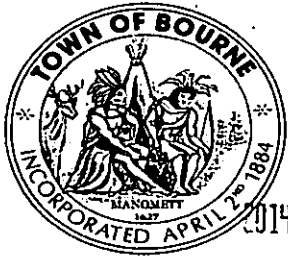
Note this meeting is being televised and recorded. If anyone in the audience is recording or video-taping, they need to acknowledge such at this time.

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

6:00 p.m. Call to order

1. Motion to go into executive session and not to return to open session
2. Adjourn

2014 OCT 10 AM 10 52
TOWN CLERK'S OFFICE
BOURNE, MASS



Board of Selectmen Meeting Notice AGENDA



2014 OCT 14 AM 8 39

AMENDED

TOWN CLERK'S OFFICE

BOURNE, MASS

EXECUTIVE SESSION – Contract Negotiations Strategy

WORKSHOP

Date

Tuesday
October 14, 2014

Time

6:00 p.m.

Location

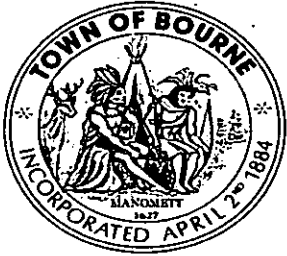
Bourne Veterans' Memorial
Community Center
239 Main Street, Buzzards Bay

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.

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

6:00 p.m. Call to order

1. Motion to go into executive session and not to return to open session
2. Adjourn



Board of Selectmen Meeting Notice AGENDA



MEETING NOTICE

NOTE: This meeting is being recorded for television replay. If anyone in the audience is audio or videotaping, they need to acknowledge it at this time.

The Board of Selectmen will hold a joint public meeting with the Finance Committee on Monday October 20, 2014 at 7:00 PM at the Community Building.

1. Review and discuss Special Town Meeting Warrant Articles:
 - Article 3 – Easement for stone revetment
 - Article 10 Moorings/Boats
 - Article 11 Capital Outlay Requests
 - Article 12 School Building Bylaw
 - Article 13 Council on Aging Bylaw
 - Article 15 Reports of Committees
2. Vote STM Articles 1 – 4, 7 – 16
3. TA Comment (for informational purposes only)
4. Selectmen Comment (for informational purposes only)
5. Finance Committee Comment (for informational purposes only)
6. Public Comment (for informational purposes only)
7. Future agenda items

2014 OCT 16 AM 9 16
TOWN CLERK'S OFFICE
BOURNE, MASS

**Joint Meeting of the Finance Committee and
The Board of Selectmen,
Minutes of October 20, 2014
Bourne Community Building
Bourne, MA 02532**

2014 DEC 2 AM 8:55

TOWN CLERK'S OFFICE

-----BOURNE, MASS-----

Finance Committee: Chm. Mary Jane Mastrangelo, Co-Vice Chm. Michele Ford, Co-Vice Chm. John Redman, Judy Conron, Kathleen LeGacy, Jeff Perry, Brian Lemee, George Slade, Bill Scotti, and Chris Crane
Excused: Rich Lavoie

Board of Selectmen: Chm. Peter Meier, V. Chm. Don Pickard, Jerry Ellis, Steve Mealy, and Linda Zuern

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

Documents

Draft Warrant Articles and Motions.

Chm. Mastrangelo called the meeting to order at 7:02 pm.

Reserve Fund Transfer

TA Guerino explained \$25,850 was to settle the Appellate Tax case regarding the former Grand Union to Other Interest and Tax Refunds.

Ford moved and seconded by Redman to approve the Reserve Fund Transfer of \$25,850 to Other Interest and Tax Refunds. Vote 10-0.

TA Guerino cautioned documents are draft motions only until reviewed with Town Counsel on Wednesday.

Review and discuss Special Town Meeting Warrant Articles

Article 3 – Easement – Sagamore Highlands

Mr. Don Perry of Pinnacle was spokesman for a group of homeowners willing to pay for the proposed stone revetment/armored seawall to protect "The Strand" in Sagamore Highlands off Indian Trail. He is in receipt of the Board of Governor's approval letter raising concerns of being narrow lots and any structural issues; if a home were to fall, the septic system is behind the home and the road right of way less than 100 ft.

TA Guerino explained Town Meeting approval is the first step and will require Conservation Commission approval and possible legislation.

Article 10 – Moorings/Boats

TA Guerino explained this article is to remove derelict boats and to transfer the balance of an old article to cover the cost of paying for the boat that has been already been moved in the amount of \$6,200.

Redman asked if a lien had been placed on a home to help pay for the costs. TA Guerino said the owner isn't a resident.

Article 11 – Capital Outlay Requests

Chm. Mastrangelo said the Committee discussed items and how they would be paid for at the Capital Outlay Committee meeting. TA Guerino said this is on the State bid which is a new 48" articulating machine in addition to plowing sidewalks.

Article 12 – School Building Bylaw

TA Guerino explained this is to amend the current bylaw to be more in conformance with the State requirements for membership. It will allow the Town Moderator to appoint a committee as needed without Town Meeting approval.

Article 13 – Council on Aging Bylaw

TA Guerino explained this will allow the Council on Aging (COA) to act in an advisory capacity to the Director to clarify roles.

Article 15 – Reports of Committees

Selectman Mealy stated the Report of the Finance Project Working Group (FPWG) will be included at the Town Meeting.

Vote STM Articles 1-4, 7-16

Article 1

FINCOM VOTE:

Ford moved and seconded by Conron a favorable recommendation for Article 1. Vote 10-0. Conron will ask the Town Moderator if okay if one speaks on the matter.

BOS VOTE:

Pickard moved and seconded by Mealy to approve Article 1 as presented. Unanimous vote.

Article 2

FINCOM VOTE:

Ford moved and seconded by Conron a favorable recommendation for Article 2. Vote 10-0.

BOS VOTE:

Pickard moved and seconded by Mealy to approve Article 2 as presented. Unanimous vote.

Article 3

FINCOM VOTE:

Ford moved and seconded by Redman to approve Article 3. Unanimous vote.

BOS VOTE:

Pickard moved and seconded by Zuern to approve Article 3 as presented. Unanimous vote.

Article 4

FINCOM VOTE:

Ford moved and seconded by Redman a favorable recommendation for Article 4. Vote 10-0.

BOS VOTE:

Pickard moved and seconded by Zuern to approve Article 4 as presented. Unanimous vote.

Article 7

FINCOM VOTE:

Ford moved and Redman seconded a favorable recommendation for Article 7. Vote 10-0.

BOS VOTE:

Pickard moved and seconded by Ellis to approve Article 7 as presented. Unanimous vote.

Article 8

FINCOM VOTE:

Redman moved and seconded by Ford a favorable recommendation for Article 8. Vote 10-0.

BOS previously voted Article 8.

Article 9

FINCOM VOTE:

Redman moved and seconded by Ford a favorable recommendation for Article 9. Vote 10-0.

BOS previously voted Article 9.

Article 10

FINCOM:

Ford moved and seconded by Redman a favorable recommendation for Article 10. Vote 10-0.

BOS VOTE:

Pickard moved and seconded by Ellis to approve Article 10 as presented. Unanimous vote.

Article 11

FINCOM:

Ford moved and Redman seconded a favorable recommendation for Article 11. Vote 10-0.

BOS VOTE:

Pickard moved and Ellis seconded to approve Article 11 as presented. Unanimous vote.

Article 12

FINCOM VOTE:

Redman moved and seconded by Ford a favorable recommendation for Article 12. Vote 10-0.

BOS VOTE:

Pickard moved and seconded by Zuern to approve Article 12 as presented. Unanimous vote.

Article 13

FINCOM:

Redman moved and seconded by Ford a favorable recommendation for Article 13. Vote 10-0.

BOS VOTE:

Pickard moved and seconded by Zuern to approve Article 13 as presented. Unanimous vote.

Article 14

FINCOME MOTION:

Redman moved and seconded by Ford a favorable recommendation for Article 14.

Discussion

Crane has reservations on antique homes; and asked who is going to research and pay for the research. Conron asked if the homeowner has input before a home is put onto a list.

Ellis explained the cut-off date is set up by the group doing the studying and planning (the State encompasses the age timeframe). There is about an 8-page check sheet. Once completed, the homeowner is contacted and asked if they wish to be on a historic site (which is a separate category). The homeowner is never forced to be put on the list, however, the more houses Bourne has on the Town Registry, the better the chances on getting a grant in the future.

FINCOM VOTE:

10-0.

BOS VOTE:

Pickard moved and seconded by Zuern to approve Article 14 as presented. Unanimous vote.

Article 15

FINCOM VOTE:

Redman moved and seconded by Ford a favorable recommendation for Article 15. Vote 10-0.

BOS VOTE:

Pickard moved and seconded by Mealy to approve Article 15 as presented. Unanimous vote.

Article 16

FINCOM VOTE:

Redman moved and seconded by Ford a favorable recommendation for Article 16. Vote 10-0.

BOS VOTE:

Pickard moved and seconded by Zuern to approve Article 16 as presented. Unanimous vote.

Minutes of previous meetings – none at this time

TA Comment (for informational purposes only)

None.

Selectmen Comment (for informational purposes only)

None.

Finance Committee Comment (for informational purposes only)

Visual budget document from this past Saturday's meeting. If we wanted their assistance, it's not that expensive. Chm. Mastrangelo recommends looking at Arlington's visual budget.

Public Comment (for informational purposes only)

None.

Future agenda items

Next week's meeting will begin at 6:30 PM. OPEB representative invited to the 11/5/14 meeting for FPWG.

Adjourn

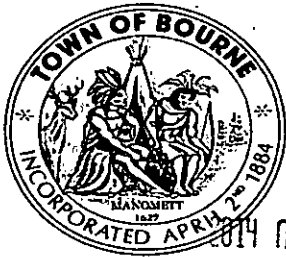
FINCOM VOTE:

Redman moved and seconded by Ford to adjourn. Unanimous vote. Meeting adjourned at 8:03 PM.

BOS VOTE:

Pickard moved and seconded by Zuern to adjourn. Unanimous vote. Meeting adjourned at 8:03 PM.

Respectfully submitted,
Lisa Groezinger – sec.



Board of Selectmen Meeting Notice AGENDA



2014 OCT 17 PM 1 31

TOWN CLERK'S OFFICE
EXECUTIVE SESSION - 6:00 ONGOING LITIGATION AND CONTRACT NEGOTIATION STRATEGY
BOURNE, MASS

6:30 EXECUTIVE SESSION - JOINT SESSION WITH BOARD OF APPEALS

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday October 21, 2014	7:10 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

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.

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

7:10 p.m. (Items 1-4) Call to order

1. Moment of Silence for our Troops/Kay Donovan
2. Salute the Flag
3. Public Comment - Non-Agenda Items
4. Minutes: 10.7.14 (Regular Meeting) 10.7.14 (Joint Meeting) 7.22.14, 9.9.14, 9.19.14 & 9.30.14 (Executive Meeting)
5. Correspondence
6. Election Workers - Appoint Dolores Collins as an Election Worker until 6.30.15; Appoint Mary Ann Gavin as Election Officer/Clerk until 6.30.15.
7. Shellfish Propagation Opening - Tim Mullen
8. Confirm vote regarding issue of non-resident committee membership service
9. Licenses/Appointments:
 - a. Sign Change of Hours for Sunday Openings on Retail Package Stores
 - b. One Day Liquor - Hoxie Halloween Event
 - c. Cape Cod Burger and Fries - Common Victualer [food]
10. Special Town Meeting - articles/final preparations
11. Town Administrator's Report
 - a. Goals
12. Selectmen's Business
 - a. Selectmen's Comments

- b. FY16 Budget Discussion
- c. Future Use of Buzzards Bay Park
- d. Signing of the November 4, 2014 Election Warrant
- e. Signing of a deed from the Town of Bourne to the CPC
- f. Keystone Project legal opinion
- g. Status of Tesla Charging Station in Sagamore

13. Adjourn

Future Agenda Items:

Long Term Comprehensive Plan
January 2015 Charter Review Committee
Initial Budget Discussion – November 18, 2014

2014 DEC 2 AM 8 55

**Board of Selectmen
Minutes of October 21, 2014
Bourne Community Building
Bourne, MA 02532**

TOWN CLERK'S OFFICE

BOURNE, MASS.

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

7:25 pm by Chm. Meier.

Moment of Silence for our Troops/Salute the Flag

Public Comment – Non-Agenda Items

Mr. Agrillo commented on Monk's Park during the winter.

Minutes: 10/7/14, 10/7/14 (Joint Meeting), 7/22/14, 9/9/14, 9/19/14 and 9/30/14 (Executive Meeting)

Pickard moved and seconded by Mealy to approve minutes of 10/7/14 as amended. Vote 5-0.

Pickard moved and seconded by Mealy to approve minutes of 10/7/14 Joint Meeting as submitted. Vote 5-0.

Pickard moved and seconded by Ellis to approve Executive Session minutes of 7/22/14 as submitted and encumber. Vote 5-0.

Pickard moved and seconded by Mealy to approve Executive Session minutes of 9/9/14 as submitted and encumber. Vote 5-0.

Pickard moved and seconded Mealy by to approve ES minutes of 9/19/14 as submitted and encumber. Vote 5-0.

Pickard moved and seconded by Mealy to approve minutes of 9/30/14 Executive Session as submitted and encumbered. Vote 5-0.

Correspondence

Mealy read correspondence into the record. Hard copies are available upon request in the Town Administrator's office. Additional Selectmen Correspondence AA Letter from the Phase II Stormwater Management Community Oversight Group. TA Guerino apologized as being a supplemental piece. Chm. Meier requested to be put on the 11/18/14 BOS meeting.

Election Workers – Appoint Dolores Collins as an Election Warden until 6/30/15; Appoint Mary Ann Gavin as Election Officer/Clerk until 6/30/15

Pickard moved and seconded by Zuern to appoint Dolores Collins as an Election Warden for a term and Mary Ann Gavin as Election Officer/Clerk for terms to expire 6/30/15. Vote 5-0.

Shellfish Propagation Opening – Tim Mullen

Mr. Mullen recommends to re-classify three shellfish areas from CLOSED to OPEN status. They were closed on 4/21/14 for propagation and general management of the fishery. Ram Cove located in Little Bay, Recreational Area in Phinney's Harbor known as Tobey Island, North Side and a portion of the Recreational Area in Windsor Cove. Openings will be subject to pathology testing by the DMF; if the quahog samples test clean, the areas would re-open 11/1/14.

Pickard moved and seconded by Zuern to adopt 20014-2 the Shellfish Propagation Opening as presented by Mr. Timothy Mullen. Vote 5-0.

Confirm vote regarding issue of non-resident committee membership service

Chm. Meier explained his vote in opposition.

Pickard moved and seconded by to confirm vote of non-resident committee membership service. Vote 3-2 (Meier and Mealy opposed).

Licenses/Appointments

a. Sign Charge of Hours for Sunday Openings on Retail Package Stores

Mealy moved and seconded by Zuern to acknowledge of the Package Stores 10:00 AM Sunday Opening for: Grey Gables at 181-183 Shore Road; Portside Liquors, Inc. at 590A MacArthur Blvd.; The Liquor Barn at 150 Main Street. Vote 5-0.

b. One Day Liquor – Hoxie Halloween Event

Pickard moved and seconded by Ellis to approve the Hoxie Center for Arts Science Education at 30 Williston Road, Sagamore Beach for One Day Liquor License for Beer and Wine on 10/25/14 from 12:00 PM – 6:00 PM and to include the rain date of 10/26/14 as necessary per routing slip. Vote 5-0.

c. Cape Cod Burger and Fries – Common Victualer (food)

Pickard moved and seconded by Mealy to approve Cape Cod Burgers and Fries at 71 Main Street, Buzzards Bay request for Common Victualers (food) License per routing slip (food licenses are paid, allergen certificates to be turned in and total inspection before opening from BOH and FD inspection prior to opening). Vote 5-0.

Special Town Meeting – articles/final preparations

Chm. Meier last night took positions to articles. TA Guerino said some motions may have some augmentation but the intent is the same; Article 3, Article 13 (amendment) Town Counsel language. Pre-town meeting at Town Hall at 3:00 PM.

Town Administrator's Report

a. Goals

Initial Report:

1. I plan to enter into the following contracts/agreements that have a financial impact outside of the normal operations on the Town of Bourne and need to schedule a meeting with the Board to obtain their guidance and directives. Currently, there are no contracts pending that fit this criteria.
2. I plan to negotiate the following contracts with the following individual management employees or bargaining units. These negotiations will have a financial impact on the Selectmen's budget and I need to schedule a meeting with the Board to obtain their guidance and directives. We will be doing LIUNA and BEA negotiations in the next 8 weeks.
3. An Executive Session with the Board is anticipated to be necessary within the next two weeks to discuss the following: Parameters for negotiating strategy on the above contracts; Personnel issues that may require assistance from Town Counsel
On-going litigation matters
4. I have received correspondence of a legal nature from the following parties and I have forwarded the correspondence to Town Counsel and the Chairman. There has been no legal correspondence that the Selectmen have not been cc'd on via electronic mail.
5. I have made the following progress on the Board directives in the following areas: Work related to the proposed Dispatching continuation with the BCSO.
6. The following citizen complaints or concerns escalated to the level of requiring the Town Administrator's attention and have handled them in the following manner: No citizen complaints have reached the level of needed action by the Town Administrator in the last week.
7. The Following paid administrative leave have been authorized in the following departments. The purpose for such need to be discussed in Executive Session: There are no employees currently on paid administrative leave

8. The following departmental grievances have reached my office and may have a financial impact on the Selectmen's budget: The TA currently has no grievances pending that the Board of Selectmen are not aware of.
9. The following vacancies have been announced since our last meeting. The current list of advertised positions are: 1 Mechanic in DPW (closed), 1 Planning Department/Engineering Department Shared Administrative Assistant due to retirement, 1 Laborer in DPW (closed).
10. The following is a progress report of the hiring process of the department head. Presently fire chief: Applications have closed and the Assessment Center will take place week after next
11. Since our last meeting I have made the following progress on the Goals of the Board of Selectmen for FY15: Board to adopt goals this evening.

The following items are additional to those topics above but may have an impact outside the normal course of business to the Selectmen's budget and I report the following: Please note that the annual bid for road salt has been accepted (regional id) and the cost for this material is up \$15 per ton over last year from 50.00 to 65. Per ton). IF the winter is similar to last year the additional cost could exceed \$37,500 based on 2013/14 winter of 2500 tons). Other than this item there are currently no items that would have an impact to the normal course of business that the Selectmen are not currently aware of.

TA Guerino will re-send to the Selectmen and will be voted at the 11/18/14 meeting.

Selectmen's Business

a. Selectmen's Comments

Zuern recognized Ms. Kay Donovan's involvement, concern and contribution to the Town.

b. Budget Discussion

Pickard stated he requested an item each week from when we meet between now and Town Meeting as it relates to the Selectmen's budget and to keep finances on the forefront and on our minds. The word override has been brought up and we've established a Financial Plan Working Group (FPWG) comprised of Selectmen, FinCom and the School Committee.

Mealy doesn't anticipate the FPWG getting involved on specific line item changes; their goal is looking at a more broad financial scope. The idea is a good one and as we come across we will see things where we can make suggestions relative to the budget.

TA Guerino said the FinCom is working with the Selectmen to meet on a Tuesday evening as well. Pickard said if members are not available on a Monday or Tuesday it does make sense to meet on a Saturday. Pickard suggested meeting 2 or 3 Saturdays spread out. FinCom Chm. Mastrangelo will work with Chm. Meier.

c. Future Use of Buzzards Bay Park

Chm. Meier said it would be on-going. Since last week's meeting we have received inquiries to serve on the Main Street Steering Committee; the input is great and forwarded information to Ms. Sallie Riggs. TA Guerino requested the Recreation Director be invited to the meetings moving forward.

d. Signing of the 11/4/14 Election Warrant

Pickard moved and seconded by the Board of Selectmen sign the 11/4/14 Election Warrant. Vote 5-0.

e. Signing of a deed from the Town of Bourne to the CPC

Zuern moved and seconded by Pickard the Board of Selectmen sign the Deed from the Town of Bourne to the CPC. Vote 5-0.

f. Keystone Project legal opinion

Chm. Meier said this is in reference to Mr. Lee Berger's question of Keystone Place. Town Counsel opinion is given. The Building Inspector issued a Cease and Desist for occupancy permits at this time. Proponents/owners have remedies that can be taken through the ZBA and remedies thereafter.

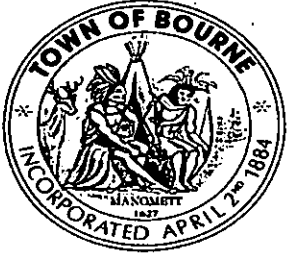
Status of Tesla Charging Station in Sagamore

TA Guerino asked to provide synopsis of activities from the Electrical Inspector. There has not been a Master Electrician on staff at TRM who can sign off with a stamp. It was recommended from Mr. Janson that the town file a formal complaint against TRM against unlicensed for code violation. Pickard feels this is a day-to-day operation and comes under the TA Guerino and feels the board should allow the Electrical Inspector complete the job as he sees fit. The board concurs. Mealy requested TA Guerino to draft a letter on behalf of the Electrical Inspector to TRM to inform them of the town's action.

Adjourn

Pickard moved and seconded by Zuern to adjourn the Selectmen meeting. Meeting adjourned at 8:06 PM. Vote 5-0.

Respectfully submitted – Lisa Groezinger, sec.



Board of Selectmen Meeting Notice



AGENDA

<u>Date</u>	<u>Time</u>	<u>Location</u>
Monday October 27, 2014	6:30 p.m.	Bourne High School Auditorium Stage Area 75 Waterhouse Road Bourne

1. Call Meeting to Order
2. The Board of Selectmen will meet in open session to participate, discuss, and vote on the Special Town Meeting each session until the conclusion.
3. Goals adoption
4. Adjourn

2014 OCT 23 PM 8 10
TOWN CLERK'S OFFICE
BOURNE, MASS

2014 DEC 2 AM 8 54

TOWN CLERK'S OFFICE
BOURNE, MASS

**Board of Selectmen
Minutes of October 27, 2014
Special Town Meeting
Bourne High School
Bourne, MA 02532**

TA Guerino

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

The Chairman called the meeting to order at 6:32 P.M.

Goals – The Board discussed the draft for the 2014/15 Goals of the Board of Selectmen.

Ms. Zuern noted that sections E, F, G, and K were not relevant to the Section 208 Planning process and should be removed.

A motion to remove Sections E, F, G, and K of the 208 portion of the Selectmen's goals was made by Ms. Zuern. The motion was seconded by Mr. Ellis and unanimously agreed to by the Board.

There was discussion amongst the Board members to perhaps defer the final adoption of the Goals until the next Selectmen's meeting. It was determined that the Board should act on the Goals this evening.

Mr. Mealy made a motion to accept the goals as amended. Ms. Zuern Seconded the motion and it was agreed to by a majority of the Board with Mr. Pickard opposed. (4 / 1).

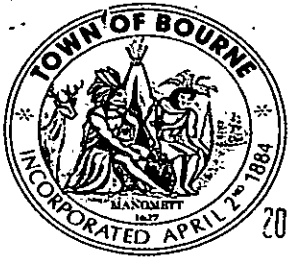
The Board will stay in session until the conclusion of the Special Town Meeting.

Mr. Ellis made a motion to adjourn. The motion was seconded by Mr. Pickard and unanimously agreed to by the Board.

Meeting Adjourned at 9:27 P. M.

Respectfully submitted,

Thomas M. Guerino
Town Administrator



Board of Selectmen Meeting Notice AGENDA



2014 NOV 13 PM 3 02

TOWN CLERK'S OFFICE
BOURNE, MASS

6:00 Executive Session

Discuss strategy with respect to pending litigation

BOARD OF SEWER COMMISSIONERS

6:50 P.M.

Bourne Veterans' Memorial Community Center

6:50 p.m. – Consideration for Appointment to the Wastewater Advisory Subcommittee - Elmer Clegg, Judith Conron and Louis Gallo

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday November 18, 2014	7:00 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

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.

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

7:00 p.m. (Items 1-4) Call to order

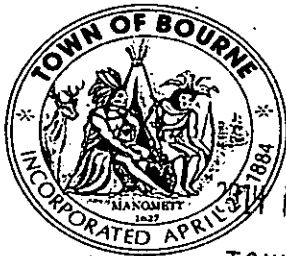
1. Moment of Silence for our Troops
2. Salute the Flag
3. Public Comment – Non-Agenda Items
4. Minutes: 10.20.14 (Joint Session), 10.21.14, 10.27.14
5. Correspondence
6. Admiral Rick Gurnon
7. 7:30 p.m. Joint Meeting with Phase II Stormwater Management Community Oversight Group
8. Licenses/Appointments:
 - a. Appt. of Regular and Alternate Members Conservation Commission
 - b. 10:00 a.m. opening Barlow's Landing Corp., d/b/a Sea Side Wine & Spirit
 - c. Appt. member to Council on Aging – Earl Baldwin
 - d. One Day Wine & Malt Beverages License for 31st Annual MS Cape Cod Getaway Bike Ride – June 27, 2015 from 12 noon – 6:00 pm at the MMA
9. Town Administrator's Report
10. Selectmen's Business

- a. Selectmen's Comments
- b. Status on Closing December 26
- c. Budget Discussion FY16
 - Marina Discussion
- d. Future use of Buzzards Bay Park
- e. Signing of Notes (BAN)

11. Adjourn

Future Agenda Items:

Long Term Comprehensive Plan
January 2015 Charter Review Committee



Board of Selectmen Meeting Notice AGENDA



NOV 14 AM 10 07

TOWN CLERK'S OFFICE
BOURNE, MASS

AMENDED AGENDA

6:00 Executive Session

Discuss strategy with respect to pending litigation

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday November 18, 2014	7:00 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

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.

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

7:00 p.m. (Items 1-4) Call to order

1. Moment of Silence for our Troops
2. Salute the Flag
3. Public Comment – Non-Agenda Items
4. Minutes: 10.20.14 (Joint Session), 10.21.14, 10.27.14

5. Correspondence

6. Admiral Rick Gurnon

7. 7:30 p.m. Joint Meeting with Phase II Stormwater Management Community Oversight Group

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9. Town Administrator's Report

10. Selectmen's Business
 - a. Selectmen's Comments
 - b. Status on Closing December 26
 - c. Budget Discussion FY16
 - Marina Discussion
 - d. Future use of Buzzards Bay Park

e. Signing of Notes (BAN)

11. Adjourn

Future Agenda Items:

Long Term Comprehensive Plan
January 2015 Charter Review Committee

**Board of Selectmen
Minutes of November 18, 2014
Bourne Community Building
Bourne, MA 02532**

2014 DEC 2 AM 10 52

TOWN CLERK'S OFFICE
BOURNE, MASS

TA Guerino

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

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

Documents

Meeting Called to Order

Chm. Meier called the meeting to order at 7:03 pm.

Moment of Silence for our Troops/Salute the Flag

Public Comment – Non-Agenda Items

None requested.

Minutes: 10/20/14 (Joint Session), 10/21/14, 10/27/14

Pickard moved and seconded by Zuern to approve minutes of 10/20/14 as submitted. Vote 5-0.

Pickard moved and seconded by Zuern to approve minutes of 10/21/14 as submitted. Vote 5-0.

Pickard moved and seconded by Mealy to approve minutes of 10/27/14 as submitted.
Vote 5-0.

Correspondence

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

Additional Correspondence Items A-C read into the record. Also included was the letter from Elmer Clegg. TA Guerino to check into the allegations.

Admiral Rick Gurnon

Admiral Rick Gurnon gave a brief summary of the school, including updates and future projects. The total growth plan is for 1,600 cadets.

Both TA Guerino and the board acknowledged the MMA community service and Admiral Gurnon to the town. Mr. Mulvey complimented the Admiral and the MMA.

Ms. Mary McCollin requested a brief description of the newest project. The proposed pier is designed to sit on top of the dredged slip. It has been a commercial pier (not recreational) and designed to withstand significant wave action coming up from Buzzards Bay. There is a wave fence to stop the waves. The pier provides: 1) A harbor of refuge; 2) A place to put their sailboats; 3) Re-establish an aquaculture pens; and 4) A facility for hydrokinetic testing (Green Energy footprint).

Mr. Joseph Roy requested information about the dredging material. It is still under review. The pier won't be available to the public for shellfishing; segregate waterfront access from the public due to security and safety issues.

Mr. Mulvey has concerns about this project and with construction traffic and future parking. He disagrees putting dredged material near the wastewater treatment. Construction traffic will be temporary and anticipates the construction phase to be less than 6 months.

Ms. McCollin raised concern about the pier being used for commercial boats. Commercial vessels would be the MMA's.

7:30 pm Joint Meeting with Phase II Stormwater Management Community Oversight Group

Also present: Brendan Mullaney (Conservation Agent), Coreen Moore (Town Planner), Cindy Coffin (Board of Health), George Sala (DPW), Tim Mullen (DNR) and Mike Leitzel (Engineering)

Phase II Stormwater Management Community Oversight Group Vote:

Bell moved and seconded by Mulvey for the Phase II Stormwater Management Community Oversight Group to reconvene. Unanimous vote.

As stated in memo from then TA William R. Griffin dated 1/26/05, the town is obligated to participate in the Phase II Stormwater Remediation Program. The program was scheduled to run until March 2008. This is a federally mandated program for all communities other than major cities which are considered Phase I Programs. The town is required to appoint an Advisory Committee and has been appointed a committee titled "Phase II Stormwater Management Community Oversight Group". The committee is comprised of the same membership as the Selectmen's Task Force on Local Pollution. The town must set yearly goals and report on achievement or lack of. The goals call for public input education, meetings, publications listing run off problem areas, proposed remediation. Most importantly proposing "Stormwater By-Laws" for acceptance by the town.

TA Guerino said the concern is relative to the bylaw which was a cumbersome bylaw and the town had no way to enforce. New EPA regulations expect to come out sometime in 2015. In the meantime, a lot of the provisions are being acted upon by the town through work we are currently undertaking.

Coreen Moore briefly explained when the mandate came from the EPA, each town had to identify an urbanized to comply with Phase II Stormwater. The remaining issue is the town-wide bylaw and implementation. The bylaw was 44 pages and took a full-time engineer to oversee and implement. This time was paid for by the town with the cost of approximately \$2,500. The town tackled in-house and got bogged down with definitions. It was suggested to not do a zoning bylaw. The Board of Health (BOH) adopted some bylaws; Conservation implements stormwater. The planning side can review subdivision regulations but does not require a town vote. Another portion would be zoning under commercial; does this include residential and if it did, it would be a hardship on homeowners, and didn't seem it would pass at Town Meeting. There is a draft at this point. If it passes through town vote, how do we enforce? How do we implement? Currently the town ensures a design to best handle management practices and certify to current engineer practices but there is still the issue of enforcement. Since 2005 there has been an annual report that has been submitted.

Mr. Toomey said at the recent seminar he attended, the EPA can offer financial assistance. He said the town is still in non-compliance.

Ms. Moore said some other towns have adopted the bylaw, but she doesn't know if they are enforcing the bylaw or implementing.

Discussion held on obtaining the vote for the bylaw as the next step. TA Guerino believes the town can have something for the Fall Town Meeting. In the meantime, if the EPA is willing to help with funding, we should pursue those potential funding sources. If the EPA was overly concerned about the town not making progress, they would be in contact with the town by certified mail. We can work toward an appropriate bylaw but we are as a community out of compliance to a degree that has not triggered any concern by EPA or Commonwealth of Mass.

Mr. Mulvey would like to bring a draft bylaw to Town Meeting.

Zuern suggested forming a committee that includes staff to work on the draft bylaw. TA Guerino explained if an engineer is continually called upon for the seven-to-eight pieces of the said bylaw, are we as a town prepared for that kind of expense? Enforcement will be the issue.

Mealy suggested contacting other communities for what was done and how much it costs.

Mr. Toomey believes this should be a Town bylaw. Ellis suggested each piece be worked on separately and then go to Ms. Moore.

Brendan Mullaney said this is not unique to the Town of Bourne; the biggest complaint is the unfunded mandate put in place by the EPA. If funding was provided, the town will chase the money. The town has not been neglecting its duties; the town has received millions of dollars in grant funds. Stormwater infrastructure will always be addressed.

Mr. Mulvey suggested involving the Buzzards Bay Estuaries.

Mr. Mullaney said he spoke with Ms. Bernie Tabor who will put Bourne on the list for a full atlas of known catch basins which is already in process.

Chm. Meier requested to put this item on the Selectmen's agenda every 60 days to follow up. Need to take suggestions made tonight and move forward.

TA Guerino recommends an environmental scan and to bring the information forward every 60 days and tie into the 2008 goals.

Mr. Toomey to forward contact numbers of the EPA to TA Guerino.

Phase II Stormwater Management Community Oversight Group Vote:
Mulvey moved and seconded by Toomey to adjourn. Unanimous vote.

Licenses/Appointments

a. Appt. of Regular and Alternate Members Conservation Commission

Pickard moved and seconded by Mealy to appoint Thomas Ligor as regular member to the Conservation Commission for a term to expire 6/30/17. Vote 5-0.

Pickard moved and seconded by Mealy to appoint Paul Szwed to the Conservation Commission as an Alternate Member for a term to expire 6/30/17. Vote 5-0.

b. 10:00 am opening Barlow's Landing Corp., d/b/a Sea Side Wine & Spirit

This is a notification only.

c. Appt. member to COA – Earl Baldwin

Pickard moved and seconded by Mealy to appoint Earl Baldwin to the Council on Aging as a regular member for a term to expire 6/30/18. Vote 5-0.

d. One Day Wine & Malt Beverages License for 31st Annual MS Cape Cod Getaway

Pickard moved and seconded by Mealy to approve the One Day Wine & Malt Beverage License for 31st Annual MS Cape Cod Getaway on 6/27/15 from 12:00 pm to 6:00 pm providing the applicant supplies liability insurance. Vote 5-0.

e. Bike Ride – 6/27/15 from noon to 6:00 pm at the MMA

Pickard moved and seconded by Mealy to approve the MMA Bike Ride on 6/27/15 from 12:00 pm to 6:00 pm. Vote 5-0.

Town Administrator Report

TA Guerino's report talks about some things he has in the works and some things he answered clearly. He met with Departmental Heads about where the budgets are going and the board needs to meet in executive session as we move toward negotiation with LIUNA and other contracts.

Currently he is working through the IT department and the phone. He will meet with School Department to put synergy and incorporate into one phone system. He will meet the Superintendent to discuss budgetary issues and review.

The Future Financial Plan Working Group (FPWG) will meet to work on some budgetary discussion. From the previous meeting he met with Ms. Linda Marzelli and Mr. William Scotti (FinCom) regarding different ways to look at funding for OPEB funding.

The Fire Chief assessment is completed. Candidates have been ranked and have an appeal period which ends on 12/4/14. Additional interviews will be conducted with the assistance of the Fire Chief and Police Chief. Pickard will assist with background checks.

The DPW facility has a steel "spine" and cement has been poured. It is being capped off and moving along well. Chm. Meier added the suggestion of the capping off with a Beam Ceremony but a date is not yet set.

Chm. Meier requested TA Guerino to give a copy of the Selectmen goals to Mr. Conron.

Selectmen's Business

a. Selectmen's Comments

Zuern and Meier attended the Wareham Parade. She requested to put on future meeting agenda to discuss a possible committee for certain events which include Memorial Day and Veteran's Day parades.

Pickard encouraged citizens to donate to the Bourne Food Pantry.

Mealy and Meier attended meeting with the Hoxie School. Mealy encouraged citizens to donate items to the Bourne Food Pantry. A survey for what the people would like for use of the Buzzards Bay Park is on the website and asking the public for their feedback; this includes residents and non-residents. Hard copies will be available for people who don't have computer access.

Ellis attended the Gray Gables Market open house and encouraged citizens to visit and shop.

b. Status on Closing 12/26/14

To be put on the 12/2/14 agenda.

c. Budget Discussion FY16

a. Marina Discussion

Pickard said it is the Selectmen's obligation to look at any avenue to generate funds to the town and avoid override. He suggested County Study done by a Shore & Harbor Committee (SHC) member, TA Guerino and the Financial Director as an ex officio, to find out how the town can do business in a better way. Mealy offered to assist and worthwhile undertaking to look at this.

Discussion on reviewing open or new positions between now and town meeting. Based on the numbers we see right now with some minor adjustments (1.5% first pass budget) if we look at bottom line no more than on budget, then go back into the number and figure out essentials and public safety. DPW, Police are committed to the override; he looked at individually and if hold off positions he will do that. The COA part time position is due to a retirement. Full time positions other than public safety will be looked at.

Pickard said if in the Selectmen's budget there is an 18 hour position we should try to find a creative way to cover and turn back in the money. TA Guerino said the biggest concern is the 9C cuts from the governor; Chapter 70 is not on the table; Foundation reserve money and other Chapter 90. He understands the point well and will look at each position individually.

Zuern commented on the 18 hour COA position and stating there needs to be consistency. TA Guerino said a number of positions are the same but what people do/don't – we may look at different types of people in new positions.

d. Future use of Buzzards Bay Park

Mealy said the Main Street Steering Committee introduced a survey will be out on the internet. Discussions held on updated plans and initial upgrades. Ms. Marie Oliva announced the Chamber will provide \$50,000 for improvements to the park.

e. Signing of Notes (BAN)

I, Steven Mealy, Clerk of the Board of Selectmen of the Town of Bourne, Massachusetts, certify that at a meeting of the board held November 18, 2014, of which meeting all members of the board were duly notified and at which a quorum was present, the following votes were unanimously passed, all of which appear upon the official record of the board in my custody and seconded by Donald Pickard:

VOTED: To approve the sale of a \$14,848,798 2.00 percent General Obligation Bond Anticipation Notes (the "Notes") of the Town dated December 2, 2014 and payable December 2, 2015 to J.P. Morgan Securities LLC at par and accrued interest, if any, plus a premium of \$273,663.35.

FURTHER VOTED: that in connection with the marketing and sale of the Notes, the preparation and distribution of a Notice of Sale and Preliminary Official Statement dated November 13, 2014, each in such form as may be approved by the Town Treasurer, be and hereby are ratified, confirmed, approved and adopted.

FURTHER VOTED: that the Town Treasurer and the Board of Selectmen be, and hereby are, authorized to execute and deliver a significant events disclosure undertaking in compliance with SEC Rule 15c2-12 in such form as may be approved by bond counsel to the Town, which undertaking shall be incorporated by reference in the Notes for the benefit of the holders of the Notes from time to time.

FURTHER VOTED: that we authorize and direct the Treasurer to establish post issuance federal tax compliance procedures in such form as the Treasurer and bond counsel deem sufficient, or if such procedures are currently in place, to review and update said procedures, in order to monitor and maintain the tax exempt status of the Notes.

FURTHER VOTED: that each member of the Board of Selectmen, the Town Clerk, and the Town Treasurer be and hereby are, authorized to take any and all such actions, and execute and deliver such certificates, receipts or other documents as may be determined by them, or any of them, to be necessary or convenient to carry into effect the provisions of the foregoing votes.

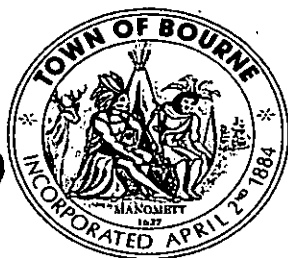
I further certify that the votes were taken at a meeting open to the public, that no vote was taken by secret ballot, that a notice stating the place, date, time and agenda for the meeting (which agenda included the adoption of the above votes) was filed with the Town Clerk and a copy thereof posted in a manner conspicuously visible to the public at all hours in or on the municipal building that the office of the Town Clerk is located or, if applicable, in accordance with an alternative method of notice prescribed or approved by the Attorney General as set forth in 940 CMR 29.03(2)(b), at least 48 hours, not including Saturdays, Sundays and legal holidays, prior to the time of the meeting and remained so posted at the time of the meeting, that no deliberations or decision in connection with the sale of the Notes were taken in executive session, all in accordance with G.L. c30A §§18-25 as amended.

Roll call: Ellis – yes; Mealy – yes; Pickard – yes; Zuern – yes; Meier – yes.

Adjourn

Pickard moved and seconded by Mealy to adjourn. Meeting adjourned at 9:40 pm. Vote 5-0.

Respectfully submitted – Lisa Groezinger, sec.



Board of Selectmen Meeting Notice AGENDA



2014 NOV 21 AM 11 14

TOWN CLERK'S OFFICE
BOURNE, MASS

Date

Tuesday
November 25, 2014

Time

7:00 p.m.

Location

Bourne Veterans' Memorial
Community Center
239 Main Street, Buzzards Bay

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.

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

7:00 p.m. (Items 1-4) Call to order

1. Moment of Silence for our Troops
2. Salute the Flag
3. Public Comment – Non-Agenda Items
4. Minutes: 11.18.14

5. Correspondence

6. Senator Elect Vincent DeMacedo

7. Licenses/Appointments:
 - a. 2015 Liquor Licenses Renewals and accompanying Food, Entertainment and Coin Operated Amusement Devices.
 - b. Appointment member to Bourne Cultural Council – Sandra Mealy

8. Town Administrator's Report

9. Selectmen's Business
 - a. Selectmen's Comments
 - b. Holiday schedule for Christmas
 - c. Finance Project Working Group Update. (Mr. Meier, Mr. Mealy)

10. Selectmen's Report

11. Adjourn

Future Agenda Items:

BOS Goals Adoption (10/28/14)
Long Term Comprehensive Plan
January 2015 Charter Review Committee
Initial Budget Discussion – November 18, 2014
Discussion of events committee

2015 FEB 11 AM 10 46

TOWN CLERK'S OFFICE
BOURNE, MASS

**Board of Selectmen
Minutes of November 25, 2014
Bourne Community Building
Bourne, MA 02532**

TA Guerino

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

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

Documents

Meeting Called to Order

Chm. Meier called the meeting to order at 7:01 pm.

Moment of Silence for our Troops/Salute the Flag

Public Comment – Non-Agenda Items

None requested.

Minutes: 11/18/14

Zuern moved and seconded by Mealy to approve minutes of 11/18/14 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 A – TA Guerino to draft letter on behalf of the board recognizing her service to the town.

Item C – TA Guerino to put Item C on the agenda for 12/9/14.

Senator Elect Vincent DeMacedo

Mr. DeMacedo publically introduced himself to the board, TA Guerino and the citizens of Bourne and looks forward to building a relationship for this community.

Discussion on pothole money and the circuit breaker money for Special Needs students as well as the vocational transportation.

Discussion held on the median strip cutting. There will be no more cutting as it is a safety as well as an aesthetics issue. Mass Highway will put install guardrails while vegetation comes back. Also raised was the issue of the noise and more water on the highway due to the cutting.

TA Guerino commented on seeking federal waivers.

Licenses/Appointments

a. 2015 Liquor Licenses Renewals and accompanying Food, Entertainment and Coin Operated Amusement Device

TA Guerino noted inspections for both Fire and Building Inspector are required for Buzzards Bay House of Pizza, WayHo, WayHo Grille and Sagamore Inn. Also required is the Building Inspector's signature for the Weary Travelers and The Trowbridge. Votes can be approved tonight pending appropriate approvals.

Mealy moved and seconded by Zuern to approve Aptuxet Post #5988 at 180 Shore Road, Bourne for Liquor, Common Victualer/Food Vendor, Weekday Amusement, Sunday Amusement and Operated Amusement Device. Vote 5-0.

Mealy moved and seconded by Ellis to approve Buzzards Bay Eagles at 39 Cohasset Avenue, Buzzards Bay for Liquor, Common Victualer/Food Vendor, Weekday Amusement, Sunday Amusement and Operated Amusement Device. Vote 5-0.

Mealy moved and seconded by Ellis to approve Marconi Club at 7 Commonwealth Avenue, Sagamore for Liquor and Common Victualer/Food License. Vote 5-0.

Mealy moved and seconded by Ellis to approve Monument Beach Sportsman's Club, Inc. at Dump Road, Off MacArthur Blvd., Monument Beach for Liquor and Common Victualer/Food License. Vote 5-0.

Mealy moved and seconded by Ellis to approve Otis Fish and Game Club, Inc. at Otis National Guard, Camp Edward for Liquor and Common Victualer/Food License. Vote 5-0.

Mealy moved and seconded by Ellis to approve Pocasset Golf Club, Inc., Clubhouse Drive, Pocasset for Liquor, Common Victualer/Food Vendor, Weekday Amusement and Sunday Amusement. Vote 5-0.

Mealy moved and seconded by Ellis to approve the Weary Travelers Club, Inc. for Liquor, Common Victualer/Food Vendor, Weekday Amusement, Sunday Amusement and Operated Amusement Device. Vote 5-0.

Mealy moved and seconded by Ellis to approve The Brookside Club at 11 Brigadoon Road, Bourne for Liquor, Common Victualer/Food Vendor, Weekday Amusement and Sunday Amusement. Vote 5-0.

Mealy moved and seconded by Ellis to approve Buzzards Bay Tavern at 145 Main Street, Buzzards Bay for Liquor, Common Victualer/Food Vendor, Weekday Amusement, Sunday Amusement and Operated Amusement Device. Vote 5-0.

Mealy moved and seconded by Ellis to approve Courtyard Restaurant at 1337 County Road, Cataumet for Liquor, Common Victualer/Food Vendor, Weekday Amusement, Sunday Amusement and Operated Amusement Device. Vote 5-0.

Mealy moved and seconded by Ellis to approve Cranberry's Restaurant and The Bog Pub at 618 MacArthur Blvd., Pocasset for Liquor, Common Victualer/Food Vendor, Weekday Amusement and Sunday Amusement. Vote 5-0.

Mealy moved and seconded by Zuern to approve Flynn's at 119 Cranberry Highway, Sagamore for Liquor, Common Victualer/Food Vendor, Weekday Amusement and Sunday Amusement. Vote 5-0.

Mealy moved and seconded by Zuern to approve Leo's Seafood Restaurant, Inc. at 249 Main Street, Buzzards Bay for Liquor and Common Victualer/Food Vendor. Vote 5-0.

Mealy moved and seconded by Zuern to approve The Lobster Trap Fish Market and Restaurant at 290 Shore Road, Bourne for Liquor, Common Victualer/Food Vendor, Weekday Amusement and Sunday Amusement. Vote 5-0.

Mealy moved and seconded by Zuern to approve Lost Dog Canal Café at 71 Cranberry Highway, Sagamore for Liquor, Common Victualer/Food Vendor, Weekday Amusement, Sunday Amusement and Operated Amusement Device. Vote 5-0.

Mealy moved and seconded by Ellis to approve Mezza Luna Restaurant, Inc. at 253 Main Street, Buzzards Bay for Liquor, Common Victualer/Food Vendor and Weekday Amusement. Vote 5-0.

Mealy moved and seconded by Ellis to approve The Parrot Bar & Grill at 1356 Route 28A, Cataumet for Liquor, Common Victualer/Food Vendor, Weekday Amusement, Sunday Amusement and Operated Amusement Device. Vote 5-0.

Mealy moved and seconded by Ellis to approve Port O'Call, Inc. at 57-59 Main Street, Buzzards Bay for Liquor, Common Victualer/Food Vendor, Weekday Amusement, Sunday Amusement and Operated Amusement Device. Vote 5-0.

Mealy moved and seconded by Ellis to approve Sandy's Famous Seafood Restaurant at 7 Bourne Bridge Approach, Buzzards Bay for Liquor and Common Victualer/Food Vendor. Vote 5-0.

Mealy moved and seconded by Ellis to approve Stir Crazy Restaurant at 570 MacArthur Blvd., Pocasset for Liquor and Common Victualer/Food Vendor. Vote 5-0.

Mealy moved and seconded by Ellis to approve T.J.'s Grill & Bar, LLC at 4 Bourne Bridge Approach, Buzzards Bay for Liquor, Common Victualer/Food Vendor, Weekday Amusement, Sunday Amusement and Operated Amusement Device. Vote 5-0.

Mealy moved and seconded by Ellis to approve Trading Post Lounge, Inc. at 12 Trowbridge Road, Bourne for Liquor, Common Victualer/Food Vendor, Weekday Amusement, Sunday Amusement and Operated Amusement Device. Vote 5-0.

Ellis moved and seconded by Mealy to approve Trowbridge Tavern & Ale House at 100 Trowbridge Road, Bourne for Liquor, Common Victualer/Food Vendor, Weekday Amusement and Sunday Amusement. Vote 5-0.

Ellis moved and seconded by Mealy to approve Wayho Grill Inc. at 4 Old Bridge Road, Buzzards Bay for Liquor, Common Victualer/Food Vendor and Weekday Amusement. Vote 5-0.

Ellis moved and seconded by Mealy to approve Wayho Restaurant at 300 Main Street, Buzzards Bay for Liquor and Common Victualer/Food Vendor. Vote 5-0.

Ellis moved and seconded by Mealy to approve Whaleback Restaurant at 1052 Sandwich Road, Sagamore for Liquor, Common Victualer/Food Vendor, Weekday Amusement and Operated Amusement Device. Vote 5-0.

Ellis moved and seconded by Mealy to approve Buzzards Bay House of Pizza at 270 Main Street, Buzzards Bay for Liquor and Common Victualer/Food Vendor. Vote 5-0.

Ellis moved and seconded by Mealy to approve Golden Place Restaurant at 4 Barlows Landing Road, Unit 2A, Pocasset for Liquor and Common Victualer/Food Vendor. Vote 5-0.

Ellis moved and seconded by Mealy to approve Graziella's at 375 Barlows Landing Road, Pocasset for Liquor and Common Victualer/Food Vendor. Vote 5-0.

Ellis moved and seconded by Mealy to approve Pizza by Evan at 170E Clay Pond Road, Monument Beach for Liquor and Common Victualer/Food Vendor. Vote 5-0.

Ellis moved and seconded by Mealy to approve Ryan Family Amusement at 200 Main Street, Buzzards Bay for Liquor, Common Victualer/Food Vendor, Sunday Amusement, Operated Amusement Device and General License. Vote 5-0.

Ellis moved and seconded by Mealy to approve Bourne Bridge Liquors at 310 Main Street, Buzzards Bay for Liquor License. Vote 5-0.

Ellis moved and seconded by Mealy to approve Grey Gables Market at 181-183 Shore Road, Bourne for Liquor and Common Victualer/Food Vendor. Vote 5-0.

Ellis moved and seconded by Mealy to approve Liberty Warehouse Liquors at 21 St. Margarets Street, Buzzards Bay for Liquor License. Vote 5-0.

Ellis moved and seconded by Mealy to approve The Liquor Barn at 150 Main Street, Buzzards Bay for Liquor License. Vote 5-0.

Ellis moved and seconded by Mealy to approve Luke's Liquor 'N More at 170 Clay Pond Road, Monument Beach for Liquor License. Vote 5-0.

Ellis moved and seconded by Mealy to approve Portside Liquors, Inc. at 590 A MacArthur Blvd., Pocasset for Liquor License. Vote 5-0.

Ellis moved and seconded by Mealy to approve One Stop Convenience Store at 227 Route 6A Sagamore for Liquor License. Vote 5-0.

Ellis moved and seconded by Mealy to approve Sea Side Wine and Spirit at 4 Barlows Landing Road, Unit 1, Bldg. 2, Pocasset for Liquor License. Vote 5-0.

Ellis moved and seconded by Mealy to approve Ye Olde Spirit Shoppe at 41 Meetinghouse Lane, Sagamore Beach for Liquor and Common Victualer/Food Vendor. Vote 5-0.

b. Appoint member to Bourne Cultural Council – Sandra Mealy

Ms. Mealy is very enthused with this appointment and Mealy asked the board to consider and appoint.

Meier moved and seconded by Ellis to appoint Ms. Sandra Mealy to the Bourne Cultural Council for a term to expire 6/30/17. Vote 3-0-1 (Mealy abstained).

TA Guerino to look into the Sagamore Inn as it wasn't on the list.

Town Administrator Report

A written report is forthcoming. A Signing Ceremony to be held on 12/8/14 at 1:00 pm for the new Public Works garage area for signing of the top beam.

Selectmen's Business

a. Selectmen's Comments

Zuern attended last week's Council on Aging. She attended the public library book sale and the Assembly of Delegates meeting. She also attended the Plymouth Thanksgiving Day Parade. Lastly, she participated in a TV show with the newly elected Barnstable County Commissioner. Bourne churches will be opening for Thanksgiving dinner for those in need.

Mealy stated at the joint meeting with the Phase II Stormwater Management group, Chm. Toomey was to get EPA contact for financial assistance to TA Guerino. TA Guerino will follow up for next week's agenda. Mealy attended the Transportation Advisory Committee and Financial Planning Working Group (FPWG) meeting for discussion of the extension of the train service from Middleboro to Buzzards Bay. There will be a Mass DOT meeting on 12/1/14 at 7PM relative to said plan. The FPWG got into good discussions with the Financial Director and the group put together the first cut of the model spreadsheet to support the Town Administrator (TA) and the Board of Selectmen (BOS). There is a continued need for items at the Food Pantry and commented on he and his wife's own contributions.

Ellis assisted the Historic Commission, Historic Society and the Historic Preservation Society with items for the Community Preservation Act (CPA) with Town Clerk Mr. Johnson; Mr. Jon Nelson has been a great help and recognized his efforts as well as Mr. George Sala. He also thanked all who participated.

Chm. Meier notified the public of the Bourne Thanksgiving Turkey dinner at Trowbridge. He attended the Transportation Advisory Committee with Mealy.

Zuern mentioned the Christmas Care Package Day for the troops on 11/29/14 from 11AM-4PM.

All board members wished the public a Happy Thanksgiving.

b. Holiday schedule for Christmas

Mealy moved and seconded by Ellis to close Town Hall for employees and all non-essential personnel on 12/26/14. Vote 4-0. TA Guerino thanked the board on behalf of the town employees.

c. Finance Project Working Group Update (Mr. Meier, Mr. Mealy)

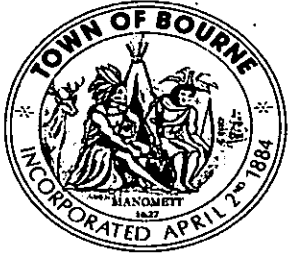
Mealy to provide more detail at the next meeting.

An appointment will be made to the Library Trustees at the joint meeting on 12/9/14.

Adjourn

Zuern moved and seconded by Mealy to adjourn. Meeting adjourned at 8:00 pm. Vote 5-0.

Respectfully submitted – Lisa Groezinger, sec.



Board of Selectmen Meeting Notice AGENDA



**6:00 p.m. Executive Session: Litigation
as it relates to Real Estate**

7:15 p.m. Joint Meeting with School Committee to fill vacancy

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday December 2, 2014	7:15 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

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.

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

7:15 p.m. (Items 1-3) Call to order

1. Moment of Silence for our Troops
2. Salute the Flag
3. Public Comment – Non-Agenda Items

4. Correspondence

5. 7:15 p.m. - Reclassification – Donna

6. 7:30 Thomas Cahir – RTA and Alternative Train Station site

7. Town Administrator's Report

8. Selectmen's Report

9. Selectmen's Business
 - a. Selectmen's Comments

10. Adjourn

2014 NOV 28 AM 10 08
TOWN CLERK'S OFFICE
BOURNE, MASS

TA Guerino

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

Pickard moved and seconded by Zuern that the Board vote to convene in Executive Session for the purpose of discussing strategy with respect to litigation and to reconvene in Open Session immediately following the conclusion of the Executive Session. The Chm. stated on the record that an open session may be detrimental to the Town's litigation position. Roll call: Zuern – yes; Pickard – yes; Mealy – yes; Ellis – yes; Meier – yes.

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 of the Bourne Enterprise; Mr. Bauer of the Cape Cod Times.

Meeting Called to Order

Chm. Meier called the meeting to order at 7:15 pm.

Moment of Silence for our Troops/Salute the Flag

Public Comment – Non-Agenda Items

Mr. David Veira explained the Home Rule Charter regarding the language of the 36 member make up being cleaned up and is waiting for Governor's signature.

He is seeing some recovering of the pothole money. The Speaker of House announced there is no vote to reduce unrestricted government aid. It is unfair of a burden on one community.

Regarding the State's \$96,000 discrepancy to Bourne, this year the money will go through an offset payment.

Correspondence

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

Joint Meeting with School Committee to fill vacancy called to order at 7:20 pm – Judith MacLeod Froman

At this time, the School Committee opened their meeting.

Chm. Hyldburg recommends Ms. Froman's appointment. He publically thanked Ms. Katherine Walton for her assistance to the Town of Bourne.

Ms. Froman introduced herself to the board.

Hyldburg moved and seconded by Pickard to appoint Ms. Judith MacLeod Froman to the Bourne School Committee. This term will run through May 2015.

VOTE: Hyldburg – yes; Stuck – yes; Scena – yes; McClain – yes; Zuern - yes; Pickard - yes; Meier – yes; Ellis – yes; Mealy - yes. Unanimous vote.

Reclassification – Donna

The Board of Assessors recommends the Selectmen retain one tax rate for all classes of property for fiscal year 2015. The board feels that the relatively small benefit to the residential taxpayer that could be achieved through the use of two tax rates is not warranted in light of the dramatic increase in taxes paid by the Commercial/Industrial/Personal Property taxpayer. Bourne is largely a residential community that simply does not have enough of a Commercial/Industrial base to make classification worthwhile.

TA Guerino recommends the board approve as presented.

Pickard moved and seconded by Mealy that the Town of Bourne retain one tax rate for all classes of property for fiscal year 2015 as recommended by the Board of Assessors. Vote 5-0.

Thomas Cahir – RTA and Alternative Train Station site

Mr. Cahir clarified the confusion of the station site. He opposes any commuter rail on the Cape side of the canal. The Cape Flyer will bring three (3) trains on the weekends.

The State is paying for the added tracks. There will be the two services – the commuter rail and the Cape Flyer. The commuter rail will be a daily, year-round service; the Cape Flyer will be a 15 weekend run from Memorial Day through Labor Day. Zuern suggested including bicycle paths.

Ellis said the end run comment was directed at the Department of Transportation. He will continue to be against a commuter service. He suggested running service from Buzzards Bay to the Gallo Arena parking lot as well as the RTA bus service. Parking, access and egress, noise and pollution under the bridge will increase and affect Bakersville. He raised issue with the money the State is spending as it will trickle down to our town.

Mealy feels this will bring people away from Buzzards Bay. He feels investing monies for a platform for 8 people. He also commented on not knowing the traffic as well as the traffic for the third bridge.

Mr. John Pearson commented on the horn and said it is set by Federal Code. Tracks and signals are inspected. TA Guerino said it is the interpretation by the engineer.

Mr. Mulvey commented on how the acoustics will make an impact on the area.

Town Administrator Report

If the board is of the mind to allow citizens the opportunity to vote on the issue of whether they want to look at the Commuter Rail, there will be two votes (legislative vote at Town Meeting and the ballot at the May Election). There must be more than 90 days between the two votes. He recommends the Board put on the agenda for next week to a vote and recommends a 1/26/15 Special Town Meeting. More detail will follow next week. This will be on the next meeting agenda.

He will start framing the budget with the Selectmen. There are positions that are needed and there will be offsets. He would also like to frame labor issues (there are five to negotiate between now and May).

Selectmen's Business

a. Selectmen's Comments

Zuern participated on the Christmas Care Packages for the Troops.

Pickard requested agenda item at the next meeting for documentation on disciplinary action by the Town Administrator. The entire board should weigh in on who is responsible and how this occurred. TA Guerino will speak with Town Counsel as discussion is either in an Open Session or Executive Session.

Mealy informed the board of two meetings: 12/4/14 is Transportation Advisory Committee regarding the third bridge and 12/8/14 Main Street Steering Committee regarding the Buzzards Bay Park and responses to the survey. He reminded the public of the need for the Food Pantry.

Chm. Meier said the Food Pantry served over 350 families for Thanksgiving. Chm. Meier would like to put on a future agenda the action of the Human Services Committee.

Ellis reminded everyone of the 12/5/14 Christmas In Old Bourne Village and other functions around town at the Library, the Briggs McDermott House, Buzzards Bay, the Methodist Church and the Bourne Archives Building.

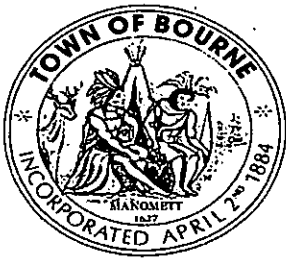
TA Guerino commented that the rocks at the Buzzards Bay Park will be removed before the Holiday celebration.

Chm. Meier informed the public the town lost the grant from the Chamber of \$50,000 due to cuts in Chapter 9C. Transportation Advisory Committee meeting next Thursday.

Adjourn

Pickard moved and seconded by Mealy to adjourn. Meeting adjourned at 8:34 pm. Vote 5-0.

Respectfully submitted – Lisa Groezinger, sec.



Board of Selectmen Meeting Notice AGENDA



6:15 p.m. – Sewer Commissioners Meeting

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday December 9, 2014	7:00 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

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.

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

7:00 p.m. (Items 1-4) Call to order

1. Moment of Silence for our Troops
2. Salute the Flag
3. Public Comment – Non-Agenda Items
4. Minutes: 11.25.14 and 12.2.14

5. Correspondence

6. Revised Purchase & Sales agreement for Hoxie School – Bob Troy will be present

7. 2015 Shellfish Regulations – Tim Mullen

8. Mr. and Mrs. Manter – Clarissa Joseph Road, Sue Phalen – Green Cape – RE: Power line spraying

9. Recreation Director, Krissanne Caron – Proposed expanded Recreation fees

10. Licenses/Appointments:
 - a. 2015 Food – Entertainment – COAD – Auto Dealers – Taxi – Public Livery – Lodging Renewals

11. Town Administrator's Report

12. Selectmen's Report

13. Selectmen's Business
 - a. Procedure for new committee appointees
 - b. Update on Buzzards Bay Park
 - c. Establish Special Town Meeting date (January 26th)
 - d. Selectmen's Comments
 - e. IFTS Program – Duffy Health Center - Hyannis

14. Adjourn

2014 DEC 5 PM 3 25
TOWN CLERK'S OFFICE
BOURNE, MASS

Future Agenda Items
Discussion of Events Committee
Long-Term Comprehensive Plan
Stormwater Review every 60 days...mid January 2015
Human Services Committee

Board of Selectmen
Minutes of December 9, 2014
Bourne Community Building
Bourne, MA 02532

2015 FEB 11 AM 10 46
TOWN CLERK'S OFFICE
BOURNE, MASS

TA Guerino

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

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 of the Bourne Enterprise; Mr. Bauer of the Cape Cod Times.

Meeting Called to Order

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

Moment of Silence for our Troops/Salute the Flag

Public Comment – Non-Agenda Items

Minutes 11/25/14 and 12/2/14

Zuern moved and seconded by Mealy to approve minutes of 11/25/14 as amended. Vote 4-0-1 (Pickard abstained).

Pickard moved and seconded by to approve minutes of 12/2/14 as amended. Vote 5-0.

Correspondence

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

Mrs. Burke submitted a letter regarding power line spraying to the correspondence.

Andrea Forte submitted a letter and requests to add to the correspondence.

Revised Purchase & Sales agreement for Hoxie School

TA Guerino said at the request of the board, Town Counsel cleaned up some of the language. He recommends the board vote to move forward.

Pickard moved and seconded by Zuern the board sign the revised Purchase and Sale agreement dated 12/9/14. Roll call: Zuern – yes; Pickard – yes; Meier – yes; Mealy – yes; and Ellis – yes.

2015 Shellfish Regulations – Tim Mullen

Mr. Tim Mullen said this is a formality. There are the same fees and same areas. Only the dates have changed.

Pickard moved and seconded by Mealy to approve the 2015 Shellfish Regulations as presented by the Harbormaster. Vote 5-0.

As a reminder, Mr. Mullen said back in February the Selectmen moved to raise fees and will go into effect (marina, parking) in the next month or so.

TA Guerino said stormwater mediation at Taylor Point was conducted and we are starting to open shellfish beds. Mr. Mullen said this has been an on-going project for the past two years near the Beachmoor and the catch basins in Buttermilk Bay. He briefly explained the project.

Chm. Meier asked for information for the grants. TA Guerino said there is a list of agencies the Department Heads are aware of. He will make a copy of the letter and distribute.

Mr. Mulvey is happy to see the Director and Shellfish Warden given credit for the project. It was largely put together from a two year period by Mr. Mullen.

Mr. & Mrs. Manter – Clarissa Joseph Road, Sue Phalen – Green Cape – RE: Power line spraying
Lydia Manter read a letter of testimony into the record of the effects of the NSTAR spraying and is seeking a town resolution of the NSTAR line spraying.

Chm. Meier said all 15 towns have passed a town resolution.

Ellis asked Mr. Manter if he noticed a sheen on the water that has come off down the hill and infiltrate downhill. Mr. Manter said he couldn't see it was from spraying but has seen a sheen. Mr. Manter read into record a passage from the Wampanoag report. Ellis reminded the board the town has been diligent in acquiring Open Space.

Steven Seamore commented about the herbicide up and down the Cape use at the military base.

Zuern asked what else the board can do and can the ConCom be more involved? TA Guerino said they began to use selective cutting and even using goats. There are other alternative methods for maintaining the rights of way that are done throughout the Commonwealth. Zuern commented on the 208 Plan and feels this is more important.

TA Guerino suggests reincarnating the resolution that was passed a couple years back and add to the Town Meeting as a redundant vote.

Ms. Manter suggested contacting a company in Algonquin that used bobcats to clear an area which was a one-day job and not too big of an expense.

Mealy drafted a letter on behalf of the board into record to Governor Deval asking for safer weed control methods.

Richard Flynn said NSTAR mowed the area with machines last year.

Ms. Susan Phalen is here tonight to request the reduction of the use of herbicides and other pesticides for water quality. Their opposition is management control. The same conditions amplify the risks of herbicide use. NSTAR Herbicide Ingredients was a registration process and was reviewed. You can substitute herbicide use with the use of the Americorp, volunteers or county prisoners to do the clearing - all of which may encourage private landowners and businesses to do the same. She also suggested a reverse 911 phone call. She would like to suggest asking for immediate ramification of the 5-Year Management Plan.

Chm. Meier suggested Ms. Phalen contact the Buzzards Bay Water District and put them on notice.

Mealy moved and seconded by Ellis to amend the draft letter to final letter be signed on behalf of the board for next week. Vote 5-0.

Ray Burke commented on the draft by Mealy and suggested discussing herbicides in the first paragraph.

Mr. Mulvey said this is a Cape-wide problem.

Recreation Director, Krissanne Caron – Proposed expanded Recreation fees

Mealy moved and seconded by Pickard to take Item #9 out of order. Vote 5-0.

Ms. Caron put together a Recreation Department Outdoor Facility Fee Schedule. The document will release the town of liability of the M.G.L. Recreational Use at this point.

Pickard asked how this will be forced. Ms. Caron said there is an application process and fees would be collected. The schedule will be on the town website. The funds will go into the Recreation Revolving Fund and the DPW Repair and Maintenance. This is to generate a little money for routine maintenance of the properties by the DPW.

Ms. Caron said currently there are four groups that would be charged.

Chm. Meier suggested the board write a policy for restrooms at the ballparks.

Ms. Caron requested the Recreation Department to waive a fee without coming to the board. TA Guerino agreed.

Pickard moved and seconded by Mealy to approve the Bourne Recreation Department Outdoor Facility Fee Schedule as presented by Ms. Caron tonight. Vote 5-0.

Licenses/Appointments

a. 2015 Food – Entertainment – COAD – Auto Dealers – Taxi – Public Livery – Lodging Renewals

Mealy moved and seconded by Zuern to approve Common Victualer licenses for: Bay Side Café at 4 Barlow's Landing Road, Pocasset; Chen's Kitchen, Inc. at 41 Meetinghouse Lane, Sagamore; Clammy's Pantry at 260 MacArthur Blvd., Bourne; Knights of Columbus Council 2911 at 5 Armory Road, Buzzards Bay; Borman Enterprises, LLC at 369 Barlows Landing Road, Pocasset; Dunkin Donuts at 24 Meeting House Lane, Sagamore, 278 Main Street, Buzzards Bay, 174 Clay Pond Road, Monument Beach, 688 MacArthur Blvd., Pocasset; 343 Scenic Highway, Buzzards Bay; Friendly's Ice Cream Corp #743 at 10 Canal Road, Sagamore; Hoagies Diner at 808 MacArthur Blvd., Pocasset; Krua Thai at 100 Main Street, Buzzards Bay; Market Basket at 1 Factory Outlet Way, Sagamore; McDonalds at 370 MacArthur Boulevard, Monument Beach; Monument Beach Pizza at 18 Beach Street, Monument Beach; Mr. G's Pizza & Ice Cream LLC at 41A Meetinghouse Road, Sagamore Beach; Sam's Snack Bar at 231 Sandwich Road, Bourne; Cream at 856 Scenic Highway, Bourne; Stomping Grounds Grille at 240 Main Street, Buzzards Bay; and Subway at 282 Main Street, Buzzards Bay, and Subway #41630 at 626 MacArthur Blvd., Pocasset. Vote 4-0. Chm. Meier not present at time of vote.

Pickard moved and seconded by Mealy to approve Weekday Amusement license for Knights of Columbus at 5 Armory Road, Buzzards Bay. Vote 4-0. Chm. Meier not present at time of vote.

Pickard moved and seconded by Mealy to approve Auto Dealers – Class I licenses for: Atlantic Subaru at 124 Waterhouse Road, Bourne; Battles Buick GMC at 50 MacArthur Blvd, Bourne; Bobcat of Bourne at 170 MacArthur Blvd., Bourne; Cape Cod Harley-Davidson/GZ Riders, Inc. at 750 MacArthur Blvd., Pocasset; Falmouth Toyota at 290 MacArthur Blvd., Bourne; New England RV & Marine, Inc. at 150 MacArthur Blvd., Bourne; and Nissan of Bourne at 60 MacArthur Blvd., Bourne. Vote 5-0.

Pickard moved and seconded by Zuern to approve Auto Dealers – Class II licenses for: Bay Motor at 29 Harrison Avenue, Buzzards Bay; Buzzards Bay Garage at 174 Main Street, Buzzards Bay; Canal Auto at 78 Cranberry Highway, Sagamore; Cataumet Auto Sales, Inc. at 1236 Route 28A, Cataumet; Falmouth Motorcar, Inc. at 10 Longhill Road – 45 Route 28A, Cataumet; GAF Auto Brokers at 95 Lewis Point Road, Buzzards Bay; Miracle Auto Sales at 18 Commerce Park Road, Pocasset; Ocean Enterprises, LLC at 355 Old Plymouth Road – Unit 1, Sagamore Beach; Southeast Truck Center, Inc. at 147 State Road, Sagamore Beach; Towers Used Cars at 610 MacArthur Blvd., Pocasset; Try Auto Group at 10 Millennium Drive – Unit #1, Cataumet. Vote 5-0.

Pickard moved and seconded by Zuern to approve Auto Dealers – Class III Junk Yard license for Knowlton's Garage, Inc. at Route 6A, Sagamore. Vote 5-0.

Pickard moved and seconded by Zuern to approve Taxi license for Bourne Bridge 24HR Tax, Inc. [5 vehicles] at 271 Barlow's Landing Road, Pocasset. Vote 5-0.

Pickard moved and seconded by Mealy to approve Public Livery license for: Any Occasion Limousine [3 vehicles] at 440 County Road, Pocasset; Green Shuttle of Cape Cod [4 vehicles] at 5 Sherry Lane, Monument Beach; and Road Runner at PO Box 969 – 43 Bennets Neck Drive, Pocasset. Vote 5-0.

Town Administrator Report

TA Guerino said budgets were due yesterday and at the request of the Chm. and Mealy we established next week's meeting to include the FinCom and the School Committee. Chm. Meier attended the Stormwater and Selectmen's Committee on stormwater management last night.

The board received a letter (Item E in Correspondence) from the Duffy Health Center challenge on \$1,000. TA Guerino said there isn't an appropriation but we may be able to for next year.

The website is in the final stages of being populated. There are some visual items that need to be finalized and on track.

He met with Department Heads re: 208 Plan on Goals and went through A-H and all have been assigned duties and to report back to him in mid January. The costs are meaty and this is an effort to bring costs forward. All Department Heads were energetic.

The tentative dates for the priority-based budgeting are 1/13/15 and 1/14/15 or 1/14/15 and 1/15/15. Department Heads will hear the same presentation. It will be presented to the BOS, FinCom and the School Committee. He also extended the invitation for colleague managers. The second night will be a phase two, in-depth discussion.

He submitted three report goals and if the board has questions of adequacy, to please email him and he will amend.

Selectmen's Business

a. Procedure for new committee appointees

Zuern read into record the Proposed Amendment to the Board of Selectmen's Procedures First Reading dated 12/9/14.

TA Guerino said tonight is for the purpose of the First Reading; amendments and additions can fall into Second Reading.

Pickard moved and seconded by Mealy to accept First Reading as amended and to go into Second Reading at the next meeting. Vote 5-0.

b. Update on BB Park

Mealy said 400 responders and will meet with Ms. Sallie Riggs. The survey will run for another couple of weeks for more input. Due to the 9C cuts, we are looking for alternatives of the \$50,000 grant.

Chm. Meier said there are handwritten surveys for those who don't have computers. He also said the 2005 contest finalist Dave McClain would like to present information to see if we want to incorporate any information into the BB Park. Mealy will reach out to Mr. McClain.

Mealy said the next meeting will be next Monday at Town Hall at 10:00 AM.

c. Establish Special Town Meeting date (1/26/15)

Pickard moved and seconded by Zuern to establish a Special Meeting date of 1/26/15. Vote 5-0.

d. Selectmen's Comments

Zuern shared information about Tank the Gas Tax.

Pickard will be traveling next week to Florida to meet with the Harvest Power group with the Business Model Working Group.

Chm. Meier attended the ConCom meeting for the Cape Fly Station and the MMA proposed dockage with Ellis. Chm. Meier was chosen this year to flip the switch for the lights. He also attended the Aptuxet lighting. He was at the Affordable Housing Trust meeting.

Mealy attended the Transportation Advisory Committee regarding the commuter rail and addressing town parking issues. He attended the Cap Ceremony at the new DPW facility. He reminded the public of the continuing needs of the Food Pantry.

Ellis recognized the people in Bourne Village and Bourne Departments for getting into the Holiday spirit.

Chm. Meier commented on the Holiday lights. TA Guerino recognized Mr. Bob Schofield in obtaining the LED lights for the town.

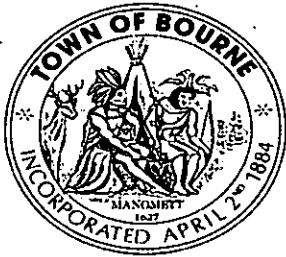
e. IFTS Program – Duffy Health Center – Hyannis

No action at this time.

Adjourn

Pickard moved and seconded Ellis by to adjourn. Meeting adjourned at 8:46 pm. Vote 5-0.

Respectfully submitted – Lisa Groezinger, sec.



Board of Selectmen Meeting Notice AGENDA



Joint Meeting Board of Selectmen/Finance
Committee/School Committee

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday December 16, 2014	6:45 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

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.

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

6:45 p.m. (Items 1-4) Call to order

1. Moment of Silence for our Troops
2. Salute the Flag
3. Licenses/Appointments:
 - a. 2015 Food – Entertainment – COAD – Auto Dealers – Taxi – Public Livery – Lodging Renewals
4. Selectmen's Business
 - a. Second Reading - Rules of Procedure/new committee appointees
5. Recess to joint meeting with the Finance Committee and School Committee

7:00 – Convene joint session with School Committee and Finance Committee

1. Fiscal outlook for FY 2016 – Town Administrator and Finance Director
2. Update from Financial Working Group
3. Discussion on upcoming needs and budgetary impediments
4. Other business
5. Adjourn

2014 DEC 12 PM 3 44
TOWN CLERK'S OFFICE
BOURNE, MASS

Board of Selectmen
Minutes of December 16, 2014
Bourne Community Building
Bourne, MA 02532

2015 FEB 11 AM 10 45

TOWN CLERK'S OFFICE
BOURNE, MASS

TA Guerino

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

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 of the Bourne Enterprise; Ryan Bauer of the Cape Cod Times.

Meeting Called to Order

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

Moment of Silence for our Troops/Salute the Flag

Licenses/Appointments

Mealy moved and seconded by Zuern to approve Common Victualer licenses for: American Lobster Mart at 2 MacArthur Blvd. Bourne; Beach Plum Bakery at 1337 County Road, Cataumet; Beachmoor at MMA at 101 Academy Drive, Buzzards Bay; The Daily Brew at 1370 Route 28A Cataumet; East Wind Lobster at 2 Main Street, Buzzards Bay; Hollyberry's at 254 Shore Road, Monument Beach; Jake's Pizza at 91 Main Street, Buzzards Bay; McDonald's Corp. at 15 Meetinghouse Lane, Sagamore Beach; Nick's Pizza at 205 Main Street, Buzzards Bay; Prime Time House of Pizza at 590D MacArthur Blvd., Pocasset; Starbucks Coffee at 2 Bourne Bridge Approach, Buzzards Bay; and Yummy Yo at 269 Main Street, Buzzards Bay, pending payment of fees and copy of workman's compensation insurance or completion of affidavit if self-employed. Vote 4-0.

Mealy moved and seconded by Zuern to approve Lodging license for Noah's Ark at 20 Homestead Ext., Sagamore Beach pending payment of fees and copy of workman's compensation insurance or completion of affidavit if self-employed. Vote 4-0.

Mealy moved and seconded by Zuern to approve Weekday Amusement license for Beachmoor at MMA at 101 Academy Drive, Buzzards Bay pending payment of fees and copy of workman's compensation insurance or completion of affidavit if self-employed.

Mealy moved and seconded by Zuern to approve Sunday Amusement license for Beachmoor at MMA at 101 Academy Drive, Buzzards Bay pending payment of fees and copy of workman's compensation insurance or completion of affidavit if self-employed. Vote 4-0.

Mealy moved and seconded by Zuern to approve Auto Dealers – Class II license for: Cape Cod Restorations, Inc., at 4 Crane Circle 0 Units 5-6-7, Cataumet; Coastal Motors and Equipment at 236 Main Street, Buzzards Bay; Diamond Auto Sales at Commerce Park Drive; Diamond Motors at 857 Shore Road, Pocasset; Kent Auto at PO box 936 – 692 MacArthur Blvd., Pocasset; Madmikes Used Car Sales at 74 Cranberry Highway, Sagamore; shoreline automotive, Inc. at 109 Barlows Landing Road, Pocasset; and T Wheels at 8 Otis Park Drive, Bourne pending payment of fees and copy of workman's compensation insurance or completion of affidavit if self-employed. Vote 4-0.

Mealy moved and seconded by Zuern to approve Public Livery license for Fantasy Limousine Services, Inc. [3 vehicles] at 68 Tara Terrace, Bourne pending payment of fees and copy of workman's compensation insurance or completion of affidavit if self-employed. Vote 4-0.

Selectmen's Business

Second Reading – Rules of Procedure/new committee appointees

Zuern read changes proposed from the First Reading into the record.

Mealy moved and seconded by Ellis to accept the changes as presented to the Rules of Procedure/new committee appointment. Vote 5-0.

Mary Jane Mastrangelo asked where the changes can be reviewed by the public. TA Guerino will post on the website and at Town Hall and the Library.

Zuern suggested to Ms. Mastrangelo review and if there is something to add, the board can bring it up at the Third Reading.

Mealy commented on Personal Privilege discussed the Marine Life Center assessment relative to charging the sewer fees voted upon at the last BOSC. He respectfully requests the BOSC vote to rescind the vote and change the fees and the BOS vote to change the policy in the New Year.

Recess to joint meeting with the Finance Committee and School Committee

Mealy moved and seconded by Zuern to recess to set up for Joint Meeting. Unanimous vote.

FinCom and School Committee all in session.

TA Guerino said the best way to go into any budget season is to try to keep the dialogue open. We are trying to get a snapshot of where we think we will be and that we will have some challenges ahead.

Matthew Stuck said the Financial Planning Working Group (FPWG) role was to identify the financial processes we share collectively with the conclusion leading up to FY15. We appreciate all the support from members volunteer with TA Guerino and Ms. Marzelli. The group created a Financial Plan Calendar which is one of the significant contributions. There has been a whole series of budgetary best practices discussion for policy changes and be brought to the BOS and FinCom or adopted internally by the TA Guerino, making the website more informative for the citizens and identify cost per service or cost per employee and metrics that are common place for work. The group reviewed the policies and had some detailed discussions and will meet together to talk about what we have done and summarize discussions.

Mr. Stuck publically recognized the Finance Director and TA Guerino who have been extremely accessible.

Mary Jane Mastrangelo said at this point the FPWG has done a lot of research in understanding of what makes the Financial Policy for the Town. The group identified five areas: 1) financial policies, 2) long term plan for trends and assumptions, 3) budget presentations for clarity, 4) budget analysis and presentation (priority based and Stat Net program); and 5) community outreach.

Ms. Marzelli reviewed her rough draft of the Town of Bourne Long-Term Financial Planning Model. The Tax Levy is the starting point and averaged 2.5% being \$1M – this is our one known. New Growth came in at \$576,000 and as we get more could be \$500,000 (includes the addition of Keystone, for example).

Excluded Debt is a given. State Aid Revenue and Assessments and we can look at a trend. Revenue hasn't increased but charges that have been up and down. The FY15 cost to the town was almost \$300,000 which is a juggling point and we have to make to our Local Receipts.

Local Receipts have FY15 area of funds that we can close out is getting tighter. Available Funds monies can be used to offset costs. Other Sources (ISWM, Sewer, for example) should stay constant and any access going to capital stabilization fund if voted.

Expense Categories – TA Guerino is recommending Department Budgets go up no more than 1.5% with cost of living not to exceed 2%. We need to know the worst case scenario and went back and increased, following the contracts as they settled in the past.

Mr. Stuck said the School side has done the same thing, but there might be a need for more or less.

TA Guerino's budget is based on 1.5% expenses and salaries could include cost of living. Steps and the cost of living are included and part of the new negotiations. This is for FY16 and FY17.

Lavoie asked about contracts under negotiations that have an impact on the town – School side has two contracts (BEA Bourne Education Association Bargaining Unit being the biggest and the

Custodians). The town contract is LIUNA which includes the Landfill, DPW, Unit B and Bourne Employees Association. The rest are in total about 150 all other employees but Police and Fire.

TA Guerino said based on the census, 18 additional students at \$16,500 per year per student and add 10% on top of that number. That number may come down slightly but it is a fairly accurate number. Last year it was a 35% increase over last year.

TA Guerino said capital expense for the facilities in FY16 is not on the plate. It is cyclical. Mr. Hydberg said the trend is not necessarily the migration of to and from other than the immediate action and is challenging to predict.

Ms. Marzelli said the 1.5% is not to say everyone is willing to accept and that is not what the school is going to come in at - it's not a final figure.

Ms. Marzelli went on to explain that some items that are known once debts go in, it is a known factor. Shared Costs that will impact the budget will be health insurance looking at FY16 estimating at \$7.7M. TA Guerino said we have had some good years where we were \$8M but we have been hit this year and the next year. There are some rules and regulations we need to comply with and make changes. We are shopping every couple of years for health insurance policies and bring back to the boards for review. The other item is County Retirement, going up 8% (we will know closer at the beginning of January). Cherry Sheet Offsets and Charges have gone up and down in the last couple of years.

The summary sheet, putting 1.5% increase shows a deficit for FY16. Can the towns use Free Cash for one more year? We think that is part of the discussion we want to have. We have been within policy.

TA Guerino said the BOS would like to see zoning enforcement (offsets other places in the budget to accommodate the priorities the BOS set so far). The other priority is to not fund the DNR ongoing operations with the Waterways Fund. We are working on IT items. We have to look at the priorities and what we have to do.

Mealy said the 5-Year Capital Plan as it is not funded and we are trying to put our hands on what that is supposed to be, but gives the challenges as we put the final budget together for the spring.

TA Guerino said we did some transfers and can't continue to do on an annual basis. We can probably slide by another year with some adjustments downward but they are not huge. If there is no relief in the impact aid for the military dollars, then we have a different situation on how we take care of that.

Ms. Mastrangelo discussed the Free Cash history on the sheets handed out and briefly reviewed the trend. We need to get a handle on what defines the use of Free Cash and goes back to the policy.

Mealy said we need to come up with a policy to flatten out some of the variations to make forecasting and budgeting easier.

Ms. Michele Ford suggested putting a list of service enhancements we would like to have with costs and the target year we would like to implement.

Ms. Mastrangelo said some monies are budgeted for Capital and systematizing to fit in easier with the budget.

TA Guerino thanked and recognized Ms. Marzelli for the work she has done in preparation for these meetings. In respect to Ms. Ford's comments on prioritization of the service enhancements, it will take some work but we have to look at it as a piece of our budgeting. TA Guerino was in Seattle and ran across a center for Priority Based Budgeting. He has them scheduled to meet with the BOS, FinCom, School Committee and Department Heads. They will be here in mid January, for two 3-hour sessions.

Chm. Meier said the last Selectmen will meet again in January 6, 2015.

Mealy moved and seconded by Zuern to adjourn the Selectmen meeting. Unanimous vote. Meeting adjourned at 7:00 pm.

Stuck moved and seconded by Siroonian to adjourn the School Committee meeting. Unanimous vote. Meeting adjourned at 7:00 pm.

**7:00 pm – Convene joint session with Finance Committee
Reserve Fund Transfers**

Town Clerk - Ethics

Ford moved and seconded by Lavoie to approve the transfer of \$2,000 for the Town Clerk. Unanimous vote.

Town Administrator – Other Contracted Services

Ford moved and seconded by Scotti to approve \$13,400 for the Town Administrator's Other Contracted Services. Unanimous vote.

TA Guerino will move an article to replenish the Reserve Fund from \$200,000 to \$250,000 in the 1/26/14 Town Meeting if the Selectmen authorize the article.

IT – ShoreTel Phone System (Town Hall and Fire Department)

TA Guerino said Fire Department Station One phone system has crashed and is failing. To implement the system, it will take some fiber optic work in the amount of \$70,000. It will include the Fire Station One and Town Hall.

Mr. Hans Lomeland explained this is a bundled package. The MOU is a commitment to finish our goal to implement the entire system as an overall plan. Other than the discount price, we will save man hours of the Fire Department.

TA Guerino said the phone system will be within the current budgetary landscaping. The new DPW system will be integrated into this as will the School Department – using all the same loop for symmetry vs. not having the ability to connect to each other.

Ms. Ford briefly reviewed the Fiber Lateral Construction and said there are efficiencies to this system.

TA Guerino said with the back-up system at Town Hall and the Community Center for sheltering purposes, we can stay live, up and running.

Chm. Meier asked if all elected and appointed officials would have their own town email address. Mr. Lowland said it can happen.

Ms. Mastrangelo said this is crossing over to a Capital item and while she understands the need, but she is concerned about the rest of it. TA Guerino said continuing on the Capital Expense piece but for the purposes of this being an unforeseen expense.

TA Guerino said the phone bill charge minute by minute will go away.

Ford moved and seconded by Lavoie to approve the amount of \$70,000 for the Fiber Lateral and ShoreTel Phone System. Unanimous vote.

Approval of the 7/14/14 Minutes

Ford moved and seconded by Scotti to approve minutes of 7/14/14 as submitted. Unanimous vote.

Adjourn

Crane moved and seconded by Slade to adjourn meeting. Meeting adjourned at 9:00 pm. Vote 5-0.

Respectfully submitted – Lisa Groezinger, sec.

SELECTMEN'S TASK FORCE
ON LOCAL POLLUTION
and
PHASE II STORMWATER MANAGEMENT
COMMUNITY OVERSIGHT GROUP

2014 JAN 9 PM 12 23

MEETING NOTICE

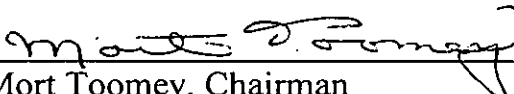
TOWN OF BOURNE OFFICE
Town Hall - Lower Conference Room
BOURNE, MA 01939
246 Perry Avenue, Buzzards Bay

Date: Monday, January 13, 2014

Time: 7:00 P.M.

Agenda Topics

- 1) Approve minutes of December 16, 2013
- 2) Stormwater runoff at Williston Road, Sagamore
- 3) Closed oyster cultivation for remediation
- 4) Town of Bourne Stormwater Bylaws update
- 5) Arthur Neil attending committee meeting
- 6) Discussion of budget appropriations for FY15
- 7) Next meeting
- 8) Agenda for next meeting
- 9) Adjourn


Mort Toomey, Chairman
Date: January 9, 2014

cc: Town Clerk
Town Administrator-Board of Selectmen
Committee members: Mulvey, Bell, Graybill, Perry, Toomey
Staff: Coffin, BOH, Mullaney, Cons. Comm; Moore, Plan. Dept.;
Sala, DPW; Mullen, DNR

Notify: Buzzards Bay Project, Coalition for Buzzards Bay

2014 FEB 11 AM 7:40
TOWN CLERK'S OFFICE
BOURNE, MASS.

**SELECTMEN'S TASK FORCE
ON LOCAL POLLUTION
AND
PHASE II STORMWATER MANAGEMENT
COMMUNITY OVERSIGHT GROUP**

Minutes of meeting held January 13, 2014

Called to order by Chairman Mort Toomey at 7:02 p.m. Members present: Stewart Bell, Mort Toomey, Jim Mulvey, Les Perry, and Elaine Cook Graybill.

1. Approval of minutes of December 16, 2013. Bell moved to approve, Graybill seconded. Unanimously approved.
2. Discussion of stormwater runoff at Williston Road, Sagamore. Mulvey related a conversation he had with Acting DPW Director George Sala about that, comparing it to a similar but remediated situation where the Four Ponds crosses County Road across the street from the old Colonial Iron Works. Mulvey will talk to Bernie Taber of the Buzzards Bay Project about the merit of remediating Williston Road, Eel Pond, and Queen Sewell Pond's ineffective catch basins in the area of the boat landing at the Maple/Cypress area. The Maple/Cypress runoff problem is near an area on Cherry Street that was previously remediated. Mulvey will obtain aerial views and maps of the area for our committee's use.
3. Mulvey suggested we approach the Department of Marine Fisheries via Tim Mullen about the possibility of remediating polluted, permanently closed shellfish beds by instituting oyster beds. Toomey will follow up with Mullen about this before a future meeting.
4. Mulvey reported on Town of Bourne Stormwater Bylaws. Mulvey has spoken with Town Planner Coreen Moore and her response was that her workload has prevented her staff from moving forward on that project. However, Moore has received recommendations about the bylaws draft from Bernie Taber and Moore will be forwarding it to her staff for review. Moore said it probably will be March before her staff can work on it.
5. Mulvey moved that we invite Arthur Neill for a presentation and possible action at a meeting when he's available, Perry seconded, unanimously approved. His presentation would be about the environmental work being done on the upper Cape by the Senior Service Corps and how that might complement or overlap with our committee's concerns and projects. Graybill will confirm the date when Neill will attend our meeting.
6. We discussed budget appropriations for FY15. Toomey talked with the town administrator who said if the committee has an urgent need for a purchase in FY14

he would consider alternate sources under the budget to cover it. Mulvey suggested we should devote future meeting time to discussing educational projects that would require an expenditure.

7. Next meeting will be March 10.
8. Agenda for next meeting:
 - a. Senior Environment Corps Fieldwork Coordinator Arthur Neill; also ask him for recommendations for new members for this committee.
 - b. Future projects to address the committee's public education obligation, with suggestions from Cindy Coffin and other people and organizations (Buzzards Bay Project) connected to our area of mission.
 - c. Buttermilk Way update.
 - d. Fertilizer update.
 - e. Update of Williston, Eel Pond, and Queen Sewell areas.
 - f. Discussion of public comment period as a regular option after our members have read about it in the open meetings law.
 - g. Excused absences as a regular section of our minutes.
9. Graybill moved and Bell seconded that the meeting be adjourned. Unanimously approved. Toomey adjourned the meeting at 8:40 p.m.

Respectfully submitted,

Elaine Cook Graybill, Secretary

**SELECTMEN'S TASK FORCE
ON LOCAL POLLUTION
and
PHASE II STORMWATER MANAGEMENT
COMMUNITY OVERSIGHT GROUP**

MEETING NOTICE

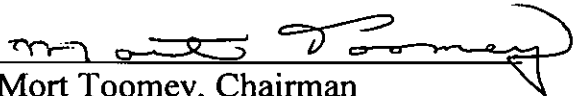
Location: Bourne Town Hall - Lower Conference Room
24 Perry Avenue, Buzzards Bay

Date: Monday, February 10, 2014

Time: 7:00 P.M.

Agenda Topics

- 1) Approve minutes of January 13, 2014
- 2) Discussion on the current situations located at Eel Pond, Queen Sewell, Picture Lake and Williston Road.
- 3) Town of Bourne Stormwater Bylaws update
- 4) Cape Cod Commission to develop new fertilizer regulations
- 5) Continue discussion with the Division of Mass Fisheries about reopening some closed shellfish beds
- 6) Update on Taylor Point Federal Grant awarded to the Town of Bourne for stormwater remediation
- 7) Agenda for next meeting and date of next meeting
- 8) Adjourn


Mort Toomey, Chairman
Date: February 6, 2014

cc: Town Clerk
Town Administrator-Board of Selectmen
Committee members: Mulvey, Bell, Graybill, Perry, Toomey
Staff: Coffin, BOH, Mullaney, Cons. Comm; Moore, Plan. Dept.,
Sala, DPW; Mullen, DNR

BOURNE, MASS
TOWN CLERK'S OFFICE
FEB 10 9 10 PM '14

Notify: Buzzards Bay Project, Coalition for Buzzards Bay

**SELECTMEN'S TASK FORCE
ON LOCAL POLLUTION
and
PHASE II STORMWATER MANAGEMENT
COMMUNITY OVERSIGHT GROUP**

MEETING NOTICE

Location: Bourne Town Hall - Lower Conference Room
24 Perry Avenue, Buzzards Bay

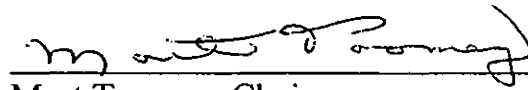
Date: Monday, March 10, 2014

Time: 7:00 P.M.

2014 MAR 6 PM 12 54
TOWN CLERK'S OFFICE
BOURNE, MASS

Agenda Topics

- 1) Approve minutes of February 10, 2014
- 2) Senior Environmental Corps Fieldwork Coordinator Arthur Neil will speak with the committee
- 3) Update on preconstruction meeting at Taylor Point - Federal Grant Awarded to the Town of Bourne for stormwater remediation
- 4) Continue discussion with the Division of Mass Fisheries about reopening some closed shellfish beds
- 5) Distribution and discussion on updated aerial handouts of Williston Road
- 6) Agenda for next meeting and date of next meeting
- 7) Adjourn



Mort Toomey, Chairman

Date: March 6, 2014

cc: Town Clerk

Town Administrator-Board of Selectmen

Committee members: Mulvey, Bell, Graybill, Perry, Toomey

Staff: Coffin, BOH, Mullaney, Cons. Comm; Moore, Plan. Dept.;

Sala, DPW; Mullen, DNR

Notify: Buzzards Bay Project, Coalition for Buzzards Bay

**SELECTMEN'S TASK FORCE
ON LOCAL POLLUTION
and
PHASE II STORMWATER MANAGEMENT
COMMUNITY OVERSIGHT GROUP**

2014 APR 10 PM 12 48

MEETING NOTICE

TOWN CLERK'S OFFICE
BOURNE, MASS

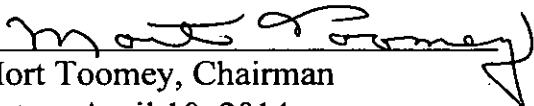
Location: Bourne Town Hall - Lower Conference Room
24 Perry Avenue, Buzzards Bay

Date: Monday, April 14, 2014

Time: 7:00 P.M.

Agenda Topics

- 1) Approve minutes of March 10, 2014
- 2) Russ Kleekamp of Gold Seal Environmental will update the Taylor Point Federal Grant Awarded to the Town of Bourne for stormwater remediation
- 3) Continued discussion with the Mass Division of Marine Fisheries about reopening some closed shellfish beds
- 4) Reviewing the current situations located at Eel Pond, Queen Sewell, Picture Lake and Williston Road
- 5) To discuss the Committee's participation and booth at the next Town Meeting in May
- 6) Agenda for next meeting and date of next meeting
- 7) Adjourn


Mort Toomey, Chairman

Date: April 10, 2014

cc: Town Clerk

Town Administrator-Board of Selectmen

Committee members: Mulvey, Bell, Graybill, Perry, Toomey

Staff: Coffin, BOH, Mullaney, Cons. Comm; Moore, Plan. Dept.;

Sala, DPW; Mullen, DNR

Notify: Buzzards Bay Project, Coalition for Buzzards Bay

**SELECTMEN'S TASK FORCE
ON LOCAL POLLUTION
AND
PHASE II STORMWATER MANAGEMENT
COMMUNITY OVERSIGHT GROUP
Minutes of meeting held April 14, 2014**

2014 MAY 13 AM 8 48
TOWN CLERK'S OFFICE
BOURNE, MASS

Called to order by Chairman Mort Toomey at 7:11 p.m. Members present: Stewart Bell, Mort Toomey, James Mulvey and Elaine Cook Graybill. Les Perry has an excused absence. Guest is Russ Kleekamp, vice president of municipal/infrastructure at Green Seal Environmental, Inc., of Sagamore Beach.

1. Approval of minutes of March 10, 2014. Mulvey moves to approve, Bell seconds. Unanimously approved.

2. Russ Kleekamp updated the task force on the Taylor Point Federal Grant awarded to Bourne for stormwater remediation. His company, Green Seal Environmental, won the contract for the remediation part of the project.
 - a. He offered to come back to talk with us about future grant possibilities.
 - b. He described one innovative technology, porous asphalt, which has been effective in Provincetown and is a good solution to prevent runoff into estuaries. The new porous asphalt can absorb up to 14 inches of water per minute, and it also absorbs petroleum products. What is absorbed goes into the groundwater. Due to its newness it's difficult to predict its life expectancy.
 - c. Mulvey asked if there is signage at the Taylors Point project to educate the public about the remediation project, and there is not. He and Bell also noted that public education of neighbors was included in the original grant and that has not been done.
 - d. Project planners accounted for rooftops and driveways when they calculated drainage needs in that area. Kleekamp said it's sized for the first one inch of a storm event.
 - e. Mulvey offered to approach the *Bourne Enterprise* reporter to give this project some publicity.
 - f. Today Kleekamp's company finished putting in the settlement tank at the Beachmoor.
 - g. Completion deadline is May 31 and they expect to have it done well before then, with some touchup landscaping in the fall. It will dress up the area quite well, Kleekamp said.
 - h. Expected budget is \$179K with a total of \$185K available. Matching funds of \$60K came from MMA. The grant required 25 percent matching funds. MMA would have had to repave the Beachmoor lot anyway and this project is financially advantageous to them. Kleekamp said this project is unique in that regard, but for other projects the source of matching funds often is a problem.
 - i. The Taylors Point project will be considered substantially complete when it can function as it was designed, even though there will be touchup required after that.

- j. Kleekamp showed us photos of the work as it was today. Photos are attached to the hard copy of these minutes.
 - k. Kleekamp said when MS4 comes out, the bigger towns will start a utility department dedicated to stormwater management. On the Cape, Hyannis may do that.
 - l. The new parking lot at the Beachmoor will be better performing in its layout, partly due to the rain garden.
 - m. Kleekamp talked about the stormwater center at the University of New Hampshire and the detailed testing they do.
 - n. MMA has vowed to maintain the rain garden. Bourne already has equipment to clean out infiltration tanks in other locations. Mulvey said DPW is technically responsible for maintaining these installations.
 - o. The infiltrators have oil/water separators and baffle cleaners to aid in catching pollutants well before they get to the outfall pipes.
 - p. Mulvey will mention cleanout duties to George Sala of DPW as a courtesy. Kleekamp said Sala has been heavily involved in this project.
 - q. Kleekamp said there are multimillion dollar grants available for stormwater remediation. Many towns have people responsible for getting grants.
 - r. Kleekamp said he will contact DMF about our March 2013 query about reopening closed shellfish beds. He suggested we also contact Joe Costa about that.
 - s. Kleekamp said they will write a grant application if they feel confident about the possibility of receiving it. They don't charge the town if the grant is not awarded.
 - t. Kleekamp said "shellfish", "migratory fish", and "habitat restoration" are the buzzwords for stormwater remediations.
3. Kleekamp discussed the DMF shellfish bed closures and reopenings in his presentation. Toomey said he also discussed this with Tim Mullen last week. Mulvey contacted DMF Director Mike Hickey reminding him there have been communications from us for more than a year without a response and Hickey indicated there would be a response.
 4. Mulvey said Bernie Taber of Buzzards Bay Project is on board with all the stormwater sites mentioned on the agenda as being candidates for remediation. The Cypress and Maple nonfunctioning catch basins were originally to flow into Queen Sewell Pond, but Mulvey has not been able to locate that outfall pipe, which is supposed to be to the right of the boat launch. He has asked DPW to look for it and blow it open if it's silted in. Eel Pond has merit as a project. Picture Lake and Williston Road are under active review for remediation and have been referred to Joe Costa's group.
 5. Town Meeting is Monday, May 5. We have materials from Arthur Neill to hand out at a table at the meeting. We also have brochures to hand out, a rubber stamp with the name of our task force, and a table sign/poster. We also will hand out a form people can fill out if they are interested in joining our committee. We will meet at Bourne High School at 6:30 p.m. Mort will arrange for the table and chairs.

6. Agenda items for next meeting include:
 - a. Review of closed shellfish bed documents and review of our priorities. Elaine will email the documents in advance of the meeting.
 - b. Reviewing current situations at Eel Pond, Queen Sewell, Picture Lake and Williston Road.
 - c. Discuss ways to recruit another member.
7. Toomey adjourned the meeting at 8:40 p.m. Graybill moves, Bell seconds, unanimously approved to adjourn.

Respectfully submitted,

Elaine Cook Graybill, Secretary



**SELECTMEN'S TASK FORCE
ON LOCAL POLLUTION
and
PHASE II STORMWATER MANAGEMENT
COMMUNITY OVERSIGHT GROUP**

MAY 11 8 PM 1 06
TOWN CLERK'S OFFICE
BOURNE, MASS

MEETING NOTICE

Location: Bourne Town Hall - Lower Conference Room
24 Perry Avenue, Buzzards Bay

Date: Monday, May 12, 2014

Time: 7:00 P.M.

Agenda Topics

- 1) Approve minutes of April 14, 2014
- 2) Reviewing the current situations located at Eel Pond, Queen Sewell, Picture Lake and Williston Road
- 3) Reviewing the town members participation at our booth last week at Town Meeting
- 4) Discuss new strategies to reopen some of the closed shellfish beds in Bourne
- 5) Discuss this committee's participation in the upcoming seminars
- 6) Agenda for next meeting and date of next meeting
- 7) Adjourn


Mort Toomey, Chairman

Date: May 8, 2014

cc: Town Clerk

Town Administrator-Board of Selectmen

Committee members: Mulvey, Bell, Graybill, Perry, Toomey

Staff: Coffin, BOH, Mullaney, Cons. Comm; Moore, Plan. Dept.;

Sala, DPW; Mullen, DNR

Notify: Buzzards Bay Project, Coalition for Buzzards Bay

**SELECTMEN'S TASK FORCE
ON LOCAL POLLUTION
AND
PHASE II STORMWATER MANAGEMENT
COMMUNITY OVERSIGHT GROUP
Minutes of meeting held May 12, 2014**

2014 JUN 16 PM 4 16
TOWN CLERK'S OFFICE
BOURNE, MASS

Called to order by Chairman Pro Tem Stewart Bell at 7:03 p.m. Members present: Stewart Bell, Les Perry, James Mulvey and Elaine Cook Graybill. Chairman Mort Toomey arrived and Bell relinquished the gavel to him.

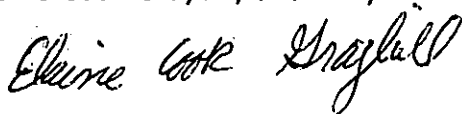
1. Approval of minutes of April 14, 2014. Perry moved to approve, Graybill seconded. Unanimously approved.
2. We reviewed the current situations at Eel Pond, Queen Sewell (Maple Street/Cypress), Picture Lake, and Williston Road. Mulvey talked with Bernie Taber of the Buzzards Bay Project who is aware of our communications to her and she suggested he talk with DPW Director George Sala and set up a walkover to Eel Pond and Queen Sewell drainage area with Mulvey, Taber, Sala, and others from our committee who wish to go. Mulvey is investigating the Maple Street/Cypress (Queen Sewell) bubbler to find and inspect it. Mulvey is going to borrow a measuring wheel to put measurement details of drainage areas onto the aerial views of the Queen Sewell and Eel Pond areas. He thinks these two areas have the most likelihood of achieving grant status for stormwater remediation.
3. Members participated at a booth last week at the Town Meeting. Toomey was pleasantly surprised at the participation level. We estimated that we passed out about 40 informational items to citizens. The secretary provided forms for people who would be interested in joining our task force and several people took those forms with interest. People also showed interest in catch basin disks and materials relating to lawn chemicals. This booth was much more successful than those at two previous town meetings. We attributed this to cookies at the table plus more professional handouts, including door hangers from the county, and Buzzards Bay Coalition (BBC) materials about lawn care. Bourne citizens seemed to be more attuned to these issues than in past years. As a group we are considering doing another booth at the fall town meeting. Bell has more information available about echo landscaping for the future town meeting. Toomey talked about a video loop at the table. Mulvey talked about a display bearing the mission statement of this group.
4. We discussed new strategies concerning the reopening of long-closed shellfish beds. Mulvey talked with Mike Hickey of Department of Marine Fisheries (DMF) about this but has not heard back from him. Bell said we should invite Neil Churchill, Marine Fisheries Biologist, Massachusetts Department of Fish & Game, to come talk with us because he offered to Bell to do that when he was a lecturer at a BBC forum recently. Toomey suggested alternate approaches to reopening the beds including writing to our Congressmen and Senators about this. Mulvey suggested instead starting with a visit by Neil Churchill to obtain more information before taking that step. Mulvey said he was personally

disappointed in the lack of response from the DMF director after contacting him about this matter. Mulvey moved that the secretary draft a letter inviting Churchill to one of our next three meetings to talk about reopening shellfish beds and giving the name of Les Perry as our liaison with him because Perry knows him personally, Bell seconded, unanimously approved.

5. Graybill and Toomey hope to attend the nitrogen workshop on May 20. Bell may also attend that workshop.
6. Agenda for June 9 meeting:
 - a. Possible visit by Neil Churchill, Marine Fisheries biologist, regarding reopening permanently closed shellfish beds.
 - b. Update on Eel Pond and Queen Sewell projects.
 - c. If Neil Churchill doesn't come on June 9, possible visit by Coreen Moore about status of stormwater bylaws.
 - d. Making a plan to revisit our priorities on shellfish beds. Graybill requested that members read the materials she handed out from our past research before we have this discussion. Chairman will ask Tim Mullen if he knows of any changed circumstances regarding permanently closed beds.
7. Mulvey moved and Perry seconded that the meeting be adjourned. Toomey adjourned the meeting at 7:57 p.m.

Respectfully submitted,

Elaine Cook Graybill, Secretary



**SELECTMEN'S TASK FORCE
ON LOCAL POLLUTION
and
PHASE II STORMWATER MANAGEMENT
COMMUNITY OVERSIGHT GROUP**

MEETING NOTICE

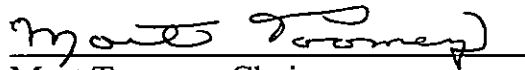
Location: Bourne Town Hall - Lower Conference Room
24 Perry Avenue, Buzzards Bay

Date: Monday, June 9, 2014

Time: 7:00 P.M.

Agenda Topics

- 1) Approve minutes of May 12, 2014
- 2) Update the current situations located at Eel Pond, Queen Sewell, Picture Lake and Williston Road
- 3) Discussion on possible visit by Neil Churchill of the Mass Fisheries Biologist regarding reopening of permanently closed shellfish beds
- 4) Making a plan to revisit our priorities on shellfish beds
- 5) Update on the nitrogen seminar workshop held on May 20, 2014
- 6) Agenda topics and date of next meeting
- 7) Adjourn


Mort Toomey, Chairman
Date: June 5, 2014

cc: Town Clerk

Town Administrator-Board of Selectmen

Committee members: Mulvey, Bell, Graybill, Perry, Toomey

Staff: Coffin, BOH, Mullaney, Cons. Comm; Moore, Plan. Dept.;

Sala, DPW; Mullen, DNR

Notify: Buzzards Bay Project, Coalition for Buzzards Bay

2014 JUN 5 PM 1 05
TOWN CLERK'S OFFICE
BOURNE, MASS

**SELECTMEN'S TASK FORCE
ON LOCAL POLLUTION
AND
PHASE II STORMWATER MANAGEMENT
COMMUNITY OVERSIGHT GROUP
Minutes of meeting held June 9, 2014**

2014 AUG 12 PM 3 38
TOWN CLERK'S OFFICE
BOURNE, MASS

Called to order by Chairman Pro Tem Stewart Bell at 7:02 p.m. Members present: Stewart Bell, Les Perry, James Mulvey and Elaine Cook Graybill. Chairman Mort Toomey was excused.

1. Approval of minutes of May 12, 2014. Mulvey moved to approve, Perry seconded. Unanimously approved.
2. We reviewed the current situations at Eel Pond, Queen Sewell (Maple Street/Cypress), Picture Lake, and Williston Road. Perry will provide his own measuring wheel to Mulvey to measure drainage areas at Eel Pond and Queen Sewell. Mulvey has determined the Queen Sewell boat landing is privately owned and there is no easement for the town. The town will seek an easement for the boat ramp from the owner and if that is granted they may want to place an outfall pipe there. Mulvey said the two catch basin covers on Maple Street at the boat ramp should be lifted up and the basins should be examined for an outfall pipe from the catch basin. This information would be helpful for future grant applications. There are no updates tonight on Picture Lake or Williston Road, which are secondary projects.
3. On May 24, Graybill sent an invitation to Neil Churchill of Division of Marine Fisheries to speak at a future meeting, naming Perry as liaison. Perry will contact him as well.
4. We discussed new strategies concerning the reopening of long-closed shellfish beds. Bell suggested we revisit the top eight priorities we previously set and revisit those situations. Each person who originally researched a shell-fishing bed will revisit that same bed. Bell noted that the current statuses of town shellfish beds are reflected on the town Web site and are not necessarily up to date in the current shellfish manual. The eight top-priority beds with their status in early 2013 and the task force members assigned to review their status are as follows:

Hen Cove (BB:49.5) Further testing plus waterfowl management could result in making this only a summer closure. (Bell)

Queen Sewell Cove (BB:44.7) Part of this bed was re-opened several years ago after partial dredging. A French drain has lessened road runoff from Cranberry Road Extension, which was a reason for the current closure. (Mulvey)

Cape Cod Canal East (BB:45.4) At one time had a problem with sodium hydrochloride released from the power plant. It is no longer being released. (Toomey)

Cape Cod Canal Sagamore Bridge (BB:45.3) Was prohibited due to pollution results in 2006. Water is now clean. (Toomey)

Cape Cod Canal West (BB:45.1—also see BB:43.8 extension) Culvert pipes for run-off from a parking area, and outfall from MMA treatment plant are questions that further testing can answer. (Toomey)

Cranberry Bog Creek (BB:44.13) (Little Buttermilk Bay East) Prohibited due to cranberry bog runoff. That cranberry bog is now conservation land. (Graybill)

Garland Property (BB:44.12) Closed due to runoff from horse farm. At one point there were no longer horses there, but they may have returned. (Graybill)

Gray Gables (BB:43.3) Closed due to drainage culvert. Retesting and clarification are needed here. (Perry)

- 5. No one from the task force was able to attend the May 20 nitrogen workshop at the Buzzards Bay Coalition (BBC). However, at the annual BBC meeting, Mulvey had a conversation with the legal representative for BBC and raised the issue of the proposed infiltration system at Queen Sewell Park that would account for 330K gallons a day input into the system. Mulvey said initial hydrology studies show those gallons would flow through the ground structure and rise in Cohasset Narrows just west of the Cohasset Narrows Bridge, into Buzzards Bay. It's acknowledged that nitrogen and solids may be removed but pharmaceuticals would not be removed, particularly synthetic hormones that mimic estrogen.
- 6. Agenda for July meeting:
 - a. Public comment
 - b. Consider sending these June 2014 approved minutes to Selectmen.
 - c. Possible visit by Neil Churchill, Marine Fisheries biologist, regarding reopening permanently closed shellfish beds.
 - d. Members report on their shellfish bed revisits to indicate if there has been any change since our last reports.
 - e. Update on Eel Pond and Queen Sewell projects.
 - f. Update from Coreen Moore about status of stormwater bylaws.
 - g. Final update on remediation project at Buttermilk Way.
 - h. Any other matter that may legally come before the committee
 - i. Vote to excuse absent members
- 7. Next meetings will be July 14, August 11, and September 8.
- 8. Mulvey reported the Selectmen appointed a new member to the committee at their last meeting. The new member is Jennifer Cheyne, with whom Mulvey has spoken.
- 9. Perry moved and Mulvey seconded that the meeting be adjourned. Bell adjourned the meeting at 7:53 p.m.

Respectfully submitted,

Elaine Cook Graybill, Secretary

Elaine Cook Graybill

7-14-14

**SELECTMEN'S TASK FORCE
ON LOCAL POLLUTION
and
PHASE II STORMWATER MANAGEMENT
COMMUNITY OVERSIGHT GROUP**

2014 JUL 10 PM 3 24
TOWN CLERK'S OFFICE
BOURNE, MASS

MEETING NOTICE


Location: Bourne Town Hall - Lower Conference Room
24 Perry Avenue, Buzzards Bay

Date: Monday, July 14, 2014

Time: 7:00 P.M.

Agenda Topics

- 1) Approve minutes of June 9, 2014 and discuss sending the minutes to the Selectmen
- 2) A possible visit by the Mass Marine Fisheries regarding the reopening of the closed shellfish beds. Also reviewing all other avenues to solve these issues.
- 3) Discussion on the eight sites that have the most potential to reopening and any possible changes on these sites since our last formal report
- 4) Update on the Eel Pond and Queen Sewell projects
- 5) Update on the Town of Bourne Stormwater Bylaws presentation to the town
- 6) Any other matters that may legally come before the committee
- 7) Next meeting time and date
- 8) Adjourn


Mort Toomey, Chairman
Date: July 10, 2014

cc: Town Clerk
Town Administrator-Board of Selectmen
Committee members: Mulvey, Bell, Graybill, Perry, Toomey
Staff: Coffin, BOH, Mullaney, Cons. Comm; Moore, Plan. Dept.;
Sala, DPW; Mullen, DNR

Notify: Buzzards Bay Project, Coalition for Buzzards Bay

- f. The following beds will be reported on at the next meeting: Queen Sewell Cove, Cranberry Bog Creek, and Garland Property.
4. Mulvey presented drainage measurement data on Eel Pond and the Maple Street area. He has the plate numbers of the relevant town maps so he can place the measurements on the maps. Eel Pond is Plate 30.2 and the Maple and Cypress streets area is Plates 20.1 and 20.3. Mulvey will find out from the Buzzards Bay Project when the next set of grants comes out related to our work with stormwater runoff.
5. Mulvey will be asked to pursue the Town of Bourne Stormwater Bylaws status with Coreen Moore.
6. Any other matters that may legally come before the committee. None discussed.
7. Agenda for August meeting:
 - a. Public comment
 - b. Prepare for and discuss September 8 meeting presentation.
 - c. Consider sending these June 2014 approved minutes to Selectmen.
 - d. Members report on their shellfish bed revisits to indicate if there has been any change since our last reports. Additional reports and follow-ups to tonight's reports.
 - e. Update on Eel Pond and Queen Sewell projects.
 - f. Update from a conversation with Coreen Moore about status of stormwater bylaws.
 - g. Final update on remediation project at Buttermilk Way/Taylor's point.
 - h. Any other matter that may legally come before the committee
 - i. Vote to excuse absent members
8. Next meetings will be August 11 and September 8. Toomey moved and Bell seconded that the meeting be adjourned. Toomey adjourned the meeting at 8:05 p.m.

Respectfully submitted,

Elaine Cook Graybill, Secretary



**SELECTMEN'S TASK FORCE
ON LOCAL POLLUTION
AND
PHASE II STORMWATER MANAGEMENT
COMMUNITY OVERSIGHT GROUP**
Minutes of meeting held July 14, 2014

2014 AUG 12 AM 8 24

TOWN CLERK'S OFFICE
BOURNE, MASS

Called to order by Chairman Mort Toomey at 7 p.m. Members present: Toomey, Stewart Bell, Les Perry, James Mulvey, Jennifer Cheyne, and Elaine Cook Graybill.

1. Approval of minutes of June 9, 2014. Mulvey moved to approve, Bell seconded. Unanimously approved. Mulvey moved that the secretary be authorized to select a recent set of minutes that represent our work and forward them to Clerk Steve Mealy of the Board of Selectmen as a report. Bell seconded. Unanimously approved.
2. We discussed ways to approach the re-inspection of shellfish beds. Our letter of March 2013 to Mass. Division of Marine Fisheries (DMF) about our research showing that at least eight beds probably would be re-opened if they were inspected plus numerous subsequent contacts to DMF have been met with no response. One suggestion was to invite reporters from the two weekly papers to attend a meeting at which this would be discussed. Another was to enlist the involvement of the local shellfishing group. Graybill moved that we prepare a presentation about this matter for our September 8 meeting and invite guests representing the Bourne Courier, the Bourne Enterprise, the Cape Cod Times, the Board of Selectmen, the Mass. Division of Marine Fisheries, the local shellfishing group, the Department of Natural Resources, the Buzzards Bay Coalition, and the Buzzards Bay Project. Bell seconded. Unanimously approved.
3. Update on closed sites previously researched in 2013:
 - a. Bell: Entire Hen's Cove (BB:49.5) closed for shellfishing each year as soon as the boats move in. He concludes it has improved and some kind of testing needs to take place to determine its status.
 - b. Toomey: Cape Cod Canal East (BB:45.4) has changed because the plant is on standby status and requires regular water testing. The bed involves mussels in the Canal.
 - c. Toomey: Cape Cod Canal Sagamore Bridge (BB:45.3), the aprons and hardtops are periodically replaced so there is no oil or grease remaining there to drain into the Canal and the bed should be reinspected. Involves mussels.
 - d. Toomey: Cape Cod Canal West (BB:45.1), referring to the Bell Road parking area, polluted by oil or grease drainage from parked cars. This bed involves mussels in the Canal. MMA discharges treatment effluent into the Canal across the Canal from this area. Toomey will check where the effluent is released.
 - e. Perry: Butler Cove (BB:43.3) sign now says shellfishing is open. Bryant's and President's roads are the only culverts Perry can see. Perry and Bell will continue to investigate this.

**SELECTMEN'S TASK FORCE
ON LOCAL POLLUTION
and
PHASE II STORMWATER MANAGEMENT
COMMUNITY OVERSIGHT GROUP**

MEETING NOTICE

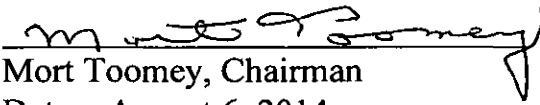
Location: Bourne Town Hall - Lower Conference Room
24 Perry Avenue, Buzzards Bay

Date: Monday, August 11, 2014

Time: 7:00 P.M.

Agenda Topics

- 1) Approve minutes of July 14, 2014
- 2) Discussion on recent Mass Division of Fisheries status reports on various locations
- 3) Update on closed shellfish sites previously researched by this committee in 2013 for possible reopening including Queen Sewell Cove, Cranberry Bog Creek and Garland Property.
- 4) Reviewing the status of the Stormwater Bylaws and the possibility of presenting it to the Fall Town Meeting
- 5) Discuss and prepare the agenda for September 8th meeting
- 6) Update on Eel Pond and Queen Sewell projects and the Taylor Point project.
- 7) Any other matters that may legally come before the committee
- 8) Next meeting time and date
- 9) Adjourn


Mort Toomey, Chairman
Date: August 6, 2014

cc: Town Clerk
Town Administrator-Board of Selectmen
Committee members: Mulvey, Bell, Graybill, Perry, Toomey
Staff: Coffin, BOH, Mullaney, Cons. Comm; Moore, Plan. Dept.;
Sala, DPW; Mullen, DNR

Notify: Buzzards Bay Project, Coalition for Buzzards Bay

2014 AUG 6 PM 12 21
TOWN CLERK'S OFFICE
BOURNE, MASS

**SELECTMEN'S TASK FORCE
ON LOCAL POLLUTION
AND
PHASE II STORMWATER MANAGEMENT
COMMUNITY OVERSIGHT GROUP
Minutes of meeting held August 11, 2014**

Called to order by Chairman Mort Toomey at 7 p.m. Members present: Toomey, Stewart Bell, Les Perry, James Mulvey, Jennifer Cheyne, and Elaine Cook Graybill. Guests present were Jennifer Kane and Christine Kane.

1. Approval of minutes of July 14, 2014. Perry moved to approve, Bell seconded. Unanimously approved.
2. We discussed the recent Mass. Division of Marine Fisheries (DMF) status reports on various locations. First we discussed the report on conditional closure of Squeteague and Megansett harbors due to unacceptable water quality. The letter said DMF will inspect these areas to determine when they can be reopened. We noted that we have never copied two people at the top of DMF on our queries about reopening selected permanently closed beds in Bourne: Mary B. Griffin, commissioner, and Paul J. Diodati, director. Our queries to the local office of DMF have gone unanswered since March 2013. Mulvey cautioned us to keep pollution as our focus rather than shellfishing. Bell noted that shellfishing is like the canary in the coal mine. Related to this, new member Jennifer Cheyne requested our mission statement and Mulvey clarified that our executive orders are what she is referring to. He summarized them for her and offered to provide her a copy.
3. Update on remaining closed sites previously researched in 2013:
 - a. Graybill reported on Cranberry Bog Creek and Garland Property, which we will continue to recommend for retesting. The original causes of pollution in both cases appear to be gone now.
 - b. Mulvey reported on Queen Sewell Cove, which has had remediation of road runoff but also has the nursing home, which has been a big drainage problem. We will continue to recommend that site for retesting.
4. (HIGHLIGHT THIS ITEM AND SEND APPROVED MINUTES TO SELECTMEN.) We reviewed the status of the stormwater bylaws. Mulvey mentioned the Buzzards Bay Project (BBP) as an advocate for obtaining stormwater runoff remediation grant money with major players Dr. Joe Costa, about-to-retire John Rockwell, and the recently retired Bernie Taber, who was a member of the Department of Agriculture. BBP is the main oversight group for this. Input to Mulvey from the town staff is that the original stormwater bylaw draft from consultant Tom Sexton was too broad for staff to oversee, so it was redrafted and modified and the recent word to this committee is that even that redraft is more than staff can handle and they won't be working on it, and even if it were passed town doesn't have the staff to enforce it. Mulvey said one point of bylaws is that any stormwater runoff must be contained on the property where it occurs. Mulvey read from the town's redraft that the planning board could implement it through changes to the subdivision bylaw rather than having it approved by town meeting.

- a. Each May, the town administrator must submit the NPDES PII Small MS4 General Permit Annual Report, which makes it a major matter to this oversight committee that the stormwater bylaw project is not moving forward. Recent discussion with Bourne town staff indicating they don't have the resources to complete revisions of the proposed stormwater bylaws and bring them before town meeting for approval raises a serious question about the oversight responsibilities of the phase II stormwater oversight committee. Particularly where for past several years the town has promised progress for bringing it before town meeting for approval.
 - b. Bell asked if there are any federal penalties that the town would be subject to for non-compliance with stormwater management laws.
 - c. Mulvey also asked Buzzards Bay Project about any oncoming grants and learned there is a Coastal Zone Management grant with an application deadline of October 2014. (Coastal Pollution Remediation grant) Mulvey was told by town staff perhaps Bourne's two recent grants would mean another town would be given a chance; he also was told due to the need for matching funds for grant money the town could not afford to match funds or in kind resources at this moment in time.
5. We prepared our agenda for the September 8 meeting. Mulvey suggested we wait till the October meeting to present this due to new members possibly coming on to the committee. Cheyne suggested we defer the shellfish issue and continue to develop it by suggestions from tonight and make our October meeting about stormwater bylaws as that seems to be a higher priority issue. Graybill moved that we make our public meeting the October meeting, that the topic be the stormwater bylaws, and that we spend the entire September meeting except for routine business on planning the October meeting. Cheyne seconded. Motion was unanimously approved.
 6. Update on Eel Pond and Queen Sewell projects and the Taylor Point project. Mulvey noted that the Eel Pond drainage situation right into a shellfish bed would lend itself to a grant for remediation. In summary, grant data and drawings are still be gathered for future grant applications.
 7. Any other matters that may legally come before the committee. Mulvey mentioned future agenda items usually fall at the end of the meeting. Mulvey also mentioned that at the beginning of each agenda we should have an item allowing public comment. The committee decided this "any other matters..." item isn't legal under the law and should be stricken.
 8. Agenda for September meeting:
 - a. Approve minutes
 - b. Prepare for and discuss October meeting presentation.
 9. Next meetings will be September 8 and October 20. Toomey adjourned the meeting at 8:45 p.m.

Respectfully submitted,

Elaine Cook Graybill, Secretary



**SELECTMEN'S TASK FORCE
ON LOCAL POLLUTION
and
PHASE II STORMWATER MANAGEMENT
COMMUNITY OVERSIGHT GROUP**

2014 SEP 3 PM 1 13

TOWN CLERK'S OFFICE
BOURNE, MASS

MEETING NOTICE

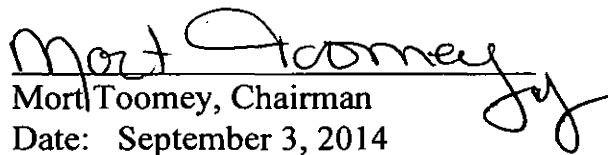
Location: Bourne Town Hall - Lower Conference Room
24 Perry Avenue, Buzzards Bay

Date: Monday, September 8, 2014

Time: 7:00 P.M.

Agenda Topics

- 1) Approve minutes of August 11, 2014
- 2) Discuss and possible action on the Oversight Committee's obligation and responsibilities regarding the revisions of the Phase II Stormwater Bylaws
- 3) Discuss the lack of coordination and communication among town employees on dealing with Environmental Grants
- 4) Update on Eel Pond and the Queen Sewell projects
- 5) Review the possible reopening of closed shellfish beds by the Mass Division of Fisheries
- 6) Discuss topics for next month's agenda
- 7) Any other matters that may legally come before the committee
- 8) Next meeting time and date
- 9) Adjourn


Mort Toomey, Chairman
Date: September 3, 2014

cc: Town Clerk
Town Administrator-Board of Selectmen
Committee members: Mulvey, Bell, Graybill, Perry, Toomey
Staff: Coffin, BOH, Mullaney, Cons. Comm; Moore, Plan. Dept.;
Sala, DPW; Mullen, DNR

Notify: Buzzards Bay Project, Coalition for Buzzards Bay

**SELECTMEN'S TASK FORCE
ON LOCAL POLLUTION
AND
PHASE II STORMWATER MANAGEMENT
COMMUNITY OVERSIGHT GROUP
Minutes of meeting held September 8, 2014**

Called to order by Chairman Mort Toomey at 7:04 p.m. Members present: Toomey, Stewart Bell, Les Perry, James Mulvey, Jennifer Cheyne, and Elaine Cook Graybill. Guests present were Jennifer Kane, Christine Kane, and Bob Aaron.

1. Approval of minutes of August 11, 2014. Bell moved to approve, Mulvey seconded. Unanimously approved.
2. Discuss possible action on the oversight committee's obligation and responsibilities regarding the revisions of the Phase II stormwater bylaws. Mulvey read from March 30, 2004 selectmen's minutes about the town appointing a community oversight group for stormwater discharge and designating the local pollution task force to take on those responsibilities. Toomey asked the secretary to scan paperwork related to the formation of the oversight group being circulated by Mulvey and e-mail it to members of the committee. Formation of the stormwater group goes back to the Clean Water Act of 1972. Cheyne pointed out that the NPDES Phase II annual reports of 2010 and 2013 mention the obligation for an oversight committee. She pointed out that Part III 1, 1-2, drops the line "continued support for bylaw enactment" for the 2013 annual report. In three other places in part III, segments referencing stormwater bylaws were deleted in the 2013 report. Mulvey reported a conversation with Town Planner Coreen Moore in which she said the Tom Sexton draft bylaw was too complicated to manage and she oversaw a simplification of the draft, yet she said even that was still beyond what town staff could handle. Moore said to Mulvey that the town doesn't have the money for a consultant to simplify it further or for town staff to manage. Mulvey reported that Town Administrator Tom Guerino added even if a stormwater bylaw were passed, the town wouldn't have the staff to enforce it. Mulvey said he has determined that enforcement now is up to the Department of Environmental Protection, which is the oversight group for Phase II Stormwater Management. Bell said the Army Corps of Engineers is floating the idea of a regional authority for NPDES. Mulvey noted Plymouth and Wareham have the same issue with creating stormwater bylaws. Cheyne said there is no town on the Cape that is in compliance with its bylaws, with Falmouth being the closest. She said other off-Cape towns including Acton, Milton, Westford, and Middleton have stormwater bylaws in place. Several of those created a special watershed district. Bell pointed out that Sexton's draft, in describing the law, noted that bylaws are just one of the possible reduction methods towns must develop and adopt, along with ordinances "or other regulatory mechanism." Mulvey said there are two ways to do this: taking a bylaw to Town Meeting, and taking subdivision regulations for stormwater management to the Planning Board for approval, which would not require Town Meeting approval. Mulvey read an e-mail dated November 6, 2012 from Tom

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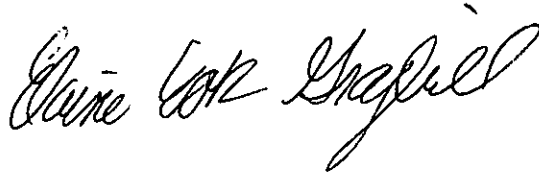
Guerino to Elaine Graybill promising to bring the stormwater bylaw to the May 2013 annual town meeting. Discussion turned to whether in our capacity as an oversight committee we want to communicate our concerns to the selectmen to whom we report. Those concerns are that we are unable to fulfill our obligation as an oversight committee with no bylaws, no subdivision regulations, and no stormwater management plan. It is our responsibility to keep the selectmen informed. Cheyne's research on the EPA's compliance measures showed that the EPA understands this is an unfunded mandate and they are being lenient about stating rules and penalties.

- a. Mulvey suggested drafting a letter to the Selectmen rather than sending minutes. Mulvey suggested we consider the following points.
 - i. Are selectmen on board about our current stormwater circumstances?
 - ii. How do we tell them?
 - iii. What is our obligation and what should we be doing?
 - b. Mulvey moved that this committee's secretary draft a communication to the Selectmen stating our position that we feel we're unable to fulfill our commitment as the Phase II NPDES oversight committee of bringing stormwater bylaws before the Town Meeting or subdivision regulations before the Planning Board. Further, the staff and town administrator have indicated they have neither the expertise nor time to rework the original draft or the revised draft of the bylaws and a consultant would be necessary and funding is not available. The letter should request their immediate attention to this issue. Graybill seconded. Discussion followed. It was unanimously approved.
3. Discuss town employees dealing with environmental grants. Mulvey said the Buzzards Bay National Estuaries Program has agreed to put the chair of this committee on their mailing list for grant announcements.
 4. Update on Eel Pond and Queen Sewell projects. Mulvey explained there is a CZM grant application due October 7 that could apply to Eel Pond. Lack of support among staff, the need for a town authorization, the need for a competent person to write the grant application, and the requirement for matching funds are questions that need to be answered to determine the feasibility of this. Bell moved that the committee will wait for the next CZM grant application rather than pursuing the one whose application is due October 7. Mulvey seconded. Unanimously approved. Mulvey noted the bacteria problem at Queen Sewell Pond, where the public beach is closed. He suggested this committee may want to investigate the beach closure due to blue-green algae as local pollution work. Bell noted there are many lawns and septic systems in that area. Mulvey said in fresh water it's phosphorous (e.g. from detergents), not nitrogen that causes algae blooms. Bell asked there are Canada geese at Queen Sewell Pond.
 5. Graybill moved that we table agenda item 5 and that we permanently delete agenda item 7 from all future agendas. Bell seconded. Unanimously approved.
 6. Graybill moved that we put a public comment period at the top of each agenda going forward. Mulvey seconded. Toomey opposed. All other members in favor.
 7. Topics for next month's agenda.
 - a. Approve minutes

- b. Review possible reopening of closed shellfish beds by Mass. Division of Marine Fisheries.
 - c. Public comment period.
 - d. Town meeting on October 27, planning our table.
8. Next meeting time and date, October 20.
 9. Bell moved to adjourn, Perry seconded. Meeting adjourned at 8:52 p.m.

Respectfully submitted,

Elaine Cook Graybill, Secretary

A handwritten signature in cursive script, reading "Elaine Cook Graybill". The signature is written in black ink and is positioned below the typed name.

**SELECTMEN'S TASK FORCE
ON LOCAL POLLUTION
and
PHASE II STORMWATER MANAGEMENT
COMMUNITY OVERSIGHT GROUP**

MEETING NOTICE


Location: Bourne Town Hall - Lower Conference Room
24 Perry Avenue, Buzzards Bay

Date: Monday, October 20, 2014

Time: 7:00 P.M.

Agenda Topics

- 1) Public Comment Period
- 2) Approve minutes of September 8, 2014
- 3) Town Meeting on October 27, 2014
- 4) Town Annual Report with handout and membership list
- 5) Handout State Regulations and Stormwater Management
- 6) Letter to Selectmen
- 7) Set next meeting date and time
- 8) Agenda for next meeting
- 9) Any other matters that may legally come before the committee
- 10) Agenda for next meeting
- 11) Adjourn


Mort Toomey, Chairman
Date: October 15, 2014

2014 OCT 15 PM 4 20
TOWN CLERK'S OFFICE
BOURNE, MASS

cc: Town Clerk

Town Administrator-Board of Selectmen

Committee members: Mulvey, Bell, Graybill, Perry, Toomey

Staff: Coffin, BOH, Mullaney, Cons. Comm; Moore, Plan. Dept.;

Sala, DPW; Mullen, DNR

Notify: Buzzards Bay Project, Coalition for Buzzards Bay

**SELECTMEN'S TASK FORCE
ON LOCAL POLLUTION
AND
PHASE II STORMWATER MANAGEMENT
COMMUNITY OVERSIGHT GROUP
Minutes of meeting held October 20, 2014**

Called to order by Chairman Mort Toomey at 7:08 p.m. Members present: Toomey, Stewart Bell, Les Perry, James Mulvey, Jennifer Cheyne, Christine Kane, and Elaine Cook Graybill.

1. Public comment period. There were no visitors.
2. Approval of minutes of September 8, 2014. Perry moved to approve, Bell seconded. Unanimously approved.
3. Town meeting on October 27. We will arrive at 6:30 p.m. Kane will bring homemade cookies for the table. Bell will bring the informational brochures. Bell and Toomey will seek out information about lawn fertilizer use to add to the brochures we already have. Bell moved that the committee will have a booth and representation at the special town meeting October 27 with a presentation focusing for the most part on the use of fertilizers and nitrogen impact. Perry seconded. Unanimously approved. Regarding the town meeting, Cheyne pointed out that the first four items on the town meeting warrant have to do with subsurface, surface, and coastal waters and questioned whether we should be involved in those issues. Mulvey took the floor to respond to her question. Mulvey's opinion is that the Indian Trail issue is not in our purview. Cheyne clarified as to whether we should be monitoring such issues in this. Mulvey suggested that a member who has an item he or she would like to have on the next agenda should call the chairman and request that.
4. The secretary will notify Mary Rebello of the selectmen's office of corrections on the membership list. Toomey noted a correction on his annual committee report for the town book changing "Buzzards Bay" to "Buttermilk Bay." Bell moved that the committee read the chairman's report and finds it acceptable. Graybill seconded. Unanimously approved.
5. Toomey distributed copies of the Mass. EPA regulations as of January 2008 that will have an effect on future development in Buzzards Bay. Toomey said this would be a good guideline for us.
6. Letter to selectmen was delivered by the secretary to the selectmen's office on October 8, with receipt there confirmed. As of today, October 20, the selectmen had not seen the letter. Late today, Mulvey received word that selectmen will receive the letter tomorrow.
7. Next meeting will be November 10 at 7 p.m. Subsequent meeting dates are December 8 and January 12.
8. Agenda
 - a. Nitrogen pollution
 - b. Selectmen's letter
 - c. Policy for members to add to the agenda

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TOWN CLERK'S OFFICE
BURNINGHAM, MASS

**SELECTMEN'S TASK FORCE
ON LOCAL POLLUTION
and
PHASE II STORMWATER MANAGEMENT
COMMUNITY OVERSIGHT GROUP**

MEETING NOTICE

Location: Bourne Town Hall - Lower Conference Room
24 Perry Avenue, Buzzards Bay

Date: Monday, November 10, 2014

Time: 7:00 P.M.

2014 NOV 4 PM 2 27
TOWN CLERK'S OFFICE
BOURNE, MASS

Agenda Topics

- 1) Comment Period for Non Agenda Items
- 2) Approve minutes of October 20, 2014 Meeting
- 3) Secretary Pro-Tem
- 4) Selectmen's Letter
- 5) Report on Attending the E.P.A. Meeting in Barnstable on the MS-4 Stormwater Management revisions – handouts included
- 6) Preparation for future grants including "THE POND AND LAKES PROGRAM" and possible remediation at two locations at Queen Sewell
- 7) Nitrogen Bylaws and the response at the Town Meeting exhibit
- 8) Agenda times for next month and date/time
- 9) Adjourn


Mort Toomey, Chairman

Date: November 4, 2014

cc: Town Clerk

Town Administrator-Board of Selectmen

Committee members: Mulvey, Bell, Graybill, Perry, Toomey, Cheyne and Kane

Staff: Coffin, BOH, Mullaney, Cons. Comm; Moore, Plan. Dept.;

Sala, DPW; Mullen, DNR

Notify: Buzzards Bay Project, Coalition for Buzzards Bay

- surface the Army Corps installed between the gazebo and the Canal as an example of an environmentally friendly change in Bourne.
6. Preparation for future grants including "The Pond and Lakes Stewardship" (PALS) and possible remediation at two locations at Queen Sewell in addition to the beach on which the town is focusing. Mulvey talked about two additional locations at Queen Sewell that need to be remediated. Mulvey said he tried to explain those to town staff but they were not impressed with their importance. The areas are the algae bloom at Queen Sewell and catch basins at Maple and Cypress. Another questionable area involves drainage into a shellfish area from Eel Pond. Mulvey said PALS would provide state assistance in remediating these problems through grant money with possible matching funds required. Mulvey suggested this committee develop a relationship with the Barnstable County Lab through Cindy Coffin at Bourne Department of Health. Mulvey described, as background, earlier testing that was done to determine water bacteria levels around Conservation Pond. Mulvey also suggested Williston Road as a possible location for remediation.
 7. Nitrogen bylaws and the response at the Town Meeting exhibit. The committee thanked members who brought cookies for the table at the Special Town Meeting. Meier said it was nice to see committee members at the town meeting networking with town residents, which implies the committee takes its work seriously. Mulvey suggested the committee obtain copies of Falmouth and Mashpee's lawn fertilizer bylaws to study. Bell said town staff have been proactive on this by obtaining lawn care brochures from the Cape Cod Cooperative Extension regarding sound environmental practices. The committee has copies of that brochure to distribute. Cheyne recommended a documentary about Cape Cod on PBS called "The Watershed," which is about the Mashpee area. The Web address for that via PBS is VIMEO.com/98780651, where it can be streamed.
 8. Next meeting will be December 8 at 7 p.m. Subsequent meeting dates are January 12, February 9, and March 2. The committee also will have an agenda for the November 18 selectmen's meeting.
 9. Agenda
 - a. Spring Town Meeting. Possible Special Town Meeting in mid-February.
 - b. Nitrogen lawn care issue: looking at Falmouth and Mashpee bylaws
 - c. Policy for members to add to a meeting's agenda
 - d. DMF fisheries and closed shellfish beds
 - e. Phase II letter sent October 8, 2014, to the Board of Selectmen
 10. Perry moved to adjourn, Bell seconded. Toomey adjourned the meeting at 8:14 p.m.

Respectfully submitted,

Elaine Cook Graybill, Secretary



**SELECTMEN'S TASK FORCE
ON LOCAL POLLUTION
AND**

**PHASE II STORMWATER MANAGEMENT
COMMUNITY OVERSIGHT GROUP**

Minutes of meeting held November 10, 2014

2014 DEC 9 AM 8.24

TOWN CLERK'S OFFICE
BOURNE, MASS

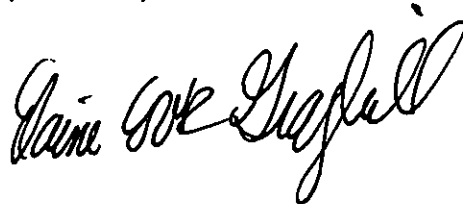
Called to order by Chairman Mort Toomey at 7:03 p.m. Members present: Toomey, Stewart Bell, Les Perry, James Mulvey, Jennifer Cheyne, Christine Kane, and Elaine Cook Graybill. Visitor, Chairman of Bourne Board of Selectmen Peter Meier.

1. Comment period for non-agenda items. Meier expressed appreciation for the committee's hard work and dedication. He recommended that the committee go before the selectmen a couple of times a year to inform them about what is happening in its area of oversight.
2. Approval of minutes of October 20, 2014. Toomey moved to approve, Perry seconded. Unanimously approved.
3. Secretary pro tem. Graybill said she will not be able to function as secretary for the December, January, and February meetings. Christine Kane said she would like to volunteer to be secretary pro tem, but she discussed her misgivings about acting as secretary when she is so new to the committee. Other members of the committee offered to assist her in the task. Mulvey nominated Kane for the position, Bell seconded it. Unanimously approved.
4. Selectmen's letter. Meier told us the letter this committee sent the Board of Selectmen on October 8, 2014 regarding a stormwater bylaw would be on the agenda at the November 18 selectmen's meeting. He suggested if the committee plans to have a quorum in attendance on November 18 this committee should post it as a regular meeting with an agenda with the location listed as the Community Building, in the event any deliberations take place. It will need to be posted by 4:30 on Friday before the meeting. Also, minutes taken there by the secretary of this committee could be very basic because minutes will be taken by the selectmen. Meier suggested this be called a joint meeting of the selectmen and this committee.
5. Report on attending the EPA meeting in Barnstable on the MS-4 stormwater management revisions. Bell and Toomey attended that meeting. Toomey distributed handouts from the meeting. Toomey said the meeting stressed creating green spaces. Bell added that the MS-4 draft stresses that towns should not impede the development of green space and that towns should encourage the creation of green space. Bell encouraged committee members to get online and look at the Draft Massachusetts Small MS4 General Permit, which is at www.epa.gov/region1/npdes/stormwater/MS4_MA.html. Mulvey observed that many towns now are taking great pains to show that they have complied with EPA stormwater regulations. Toomey observed the Barnstable meeting was a good opportunity to meet people from the EPA. Toomey said the EPA is now trying to help towns financially and administratively to implement environmentally friendly changes. Meier brought up the pervious parking lot

- d. Change the agenda item heading from "public comment" to "comment period, non-agenda topics, no deliberation, no vote" without specifying who can speak.
 - e. DMF fisheries and closed shellfish beds
 - f. Secretary pro tem and selection of a vice chairman
9. Perry moved to adjourn, Bell seconded. Toomey adjourned the meeting at 8:26 p.m.

Respectfully submitted,

Elaine Cook Graybill, Secretary

A handwritten signature in cursive script, reading "Elaine Cook Graybill". The signature is written in black ink and is positioned below the typed name.

**SELECTMEN'S TASK FORCE
ON LOCAL POLLUTION
and
PHASE II STORMWATER MANAGEMENT
COMMUNITY OVERSIGHT GROUP**

2014 NOV 13 PM 3 02

TOWN CLERK'S OFFICE **MEETING NOTICE**

BOURNE, MASS
Location: Bourne Veterans' Memorial Community Center
239 Main Street, Buzzards Bay

Date: Tuesday, November 18, 2014

Time: 6:30 P.M. Committee meeting

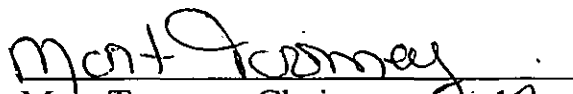
Agenda Topics

6:30 P.M. Committee meeting

7:30 P.M. Joint meeting with the Board of Selectmen

Subject: The letter dated October 8, 2014 on developing Stormwater ByLaws, Regulations and Enforcement protocol

- 1) The status of the committee's letter dated on October 8, 2014 to the Board of Selectmen
- 2) The status of the development of the Stormwater ByLaws
- 3) The status of the Phase II Stormwater Management Community Oversight Group
- 4) Adjourn


Mort Toomey, Chairman
Date: November 13, 2014

cc: Town Clerk

Town Administrator-Board of Selectmen

Committee members: Mulvey, Bell, Graybill, Perry, Toomey, Cheyne and Kane

Staff: Coffin, BOH, Mullaney, Cons. Comm; Moore, Plan. Dept.;

Sala, DPW; Mullen, DNR

Notify: Buzzards Bay Project, Coalition for Buzzards Bay

**SELECTMEN'S TASK FORCE
ON LOCAL POLLUTION**

AND

**PHASE II STORMWATER MANAGEMENT
COMMUNITY OVERSIGHT GROUP**

2014 DEC 9 AM 8 24

TOWN CLERK'S OFFICE

BOURNE, MASS

**Minutes including the joint meeting with Bourne Board of
Selectmen November 18, 2014**

Called to order by Chairman Mort Toomey at 6:30 p.m. Members present: Toomey, Stewart Bell, Les Perry, James Mulvey, Christine Kane, and Elaine Cook Graybill. Jennifer Cheyne was excused. Visitor, Louis Gallo, Bourne Planning Board member.

1. The meeting was called to order in a conference room at the community center before the joint meeting began with the Board of Selectmen. There was a brief discussion of the usual procedure used in a joint meeting with the Board of Selectmen. At 7 p.m., Bell moved that we recess and reconvene at the Selectmen's meeting. Kane seconded. Unanimously approved.
2. Board of Selectmen Chairman Peter Meier called up item 7 on their meeting agenda, which was their meeting with this committee. At 7:30 p.m., Bell moved that we go out of recess to meet jointly with the Board of Selectmen. Mulvey seconded. Unanimously approved.
3. Also present at this joint meeting were Bourne selectmen, Town Administrator Tom Guerino, and Bourne staff from departments whose responsibilities include stormwater management. The following points were made in the discussion, which lasted until 8:55 p.m.
4. Points made by Guerino:
 - i. Despite the lack of a stormwater bylaw, Bourne staff have done many things in the interest of stormwater management that are addressing many of the provisions contained in the bylaw draft that has not yet come before Town Meeting.
 - ii. The original bylaw draft was so cumbersome that the town would be unable to enforce it. This is a financial decision.
 - iii. We need to wait to see what new EPA regulations will be before putting forward a bylaw to town meeting.
 - iv. If EPA were concerned town weren't making progress in this area they would have been in touch. He says no concern has been triggered with the EPA.
 - v. In next 60 days Bourne should do an environmental scan of other towns, including those on the Cape, to see what they are doing in this area.
 - vi. If new EPA guidelines come out in timely manner the town could have something for the fall town meeting.
 - vii. He asked for names of contact people at EPA who are offering financial assistance to towns in implementing stormwater laws.
5. Points made by town staff:
 - i. Town Planner Coreen Moore made the following comments. The departments of health, public works, and conservation have

already fulfilled some EPA requirements. The final step is a bylaw that contains definitions that would apply across all town departments. The original draft was long and town could not be implemented or enforced with the current staff. Consultant Bernie Taber of the Buzzards Bay National Estuary Program had suggested breaking up responsibilities into pieces and assigning them to various departments instead of doing an across-the-board bylaw. Moore said another approach is that the planning side could go the route of subdivision regulations not requiring town meeting, or zoning applied to commercial developments. A question remains as to whether regulations should apply as well to residential development as EPA requires. She said town felt it was onerous to apply it to residential development. Moore said there is a bylaw draft from Taber that has not been revisited. Moore questioned if a stormwater bylaw is something the town should just "check off" or is it something the town really wants to work with, with a management plan and current best practices. To manage it, the town would need to have a person who is registered and understands bylaws to enforce such a bylaw. She said every year they have to report what they have done to come in compliance with Phase II regulations. The town maintains catch basins and a call-in line to report illicit discharges, for example. Moore said one positive thing in regard to this pending regulation is that the town has not had a lot of new subdivision development recently.

- ii. Comments from other staff follow.
- iii. Bourne has done remediation and other stormwater projects, so the town is not disregarding stormwater runoff issues. Bourne ranks about in the middle of Cape towns in its performance on stormwater issues.
- iv. Bourne does not have the staff to enforce a bylaw. A bylaw would have to state who would be enforcing it, so that structure has to be planned before the bylaw is taken to Town Meeting.
- v. This situation not unique to Bourne; towns' biggest complaint is that it's an unfunded mandate and money is not available to implement it. The towns that have come closest to compliance have created stormwater utilities (for example, West Boylston and Newton) or have dedicated considerable staff and resources to compliance. A stormwater utility (which would be charged to residents) probably would not be accepted here.
- vi. The town has done a great deal of work on stormwater infrastructure but there is always more work to do. The EPA will accept a proactive approach and adopting a bylaw would be an additional component of compliance.
- vii. Cindy Coffin said she does not want the stormwater oversight group to be writing regulations and that the new EPA regulations will determine a direction. The town has a bylaw written. The only

glitch is who is going to enforce it and how to get it before the town.

6. Questions posed and points made by selectmen:
 - i. How do we fix this?
 - ii. Chairman Peter Meier said the oversight committee is looking at direction from the Selectmen, according to the October 8 letter.
 - iii. If we're doing what we can to have the same effect as the bylaws, then where is the problem? Toomey responded that it's an EPA mandate.
 - iv. The oversight committee is a volunteer board that is doing its job.
 - v. There should be a timeline for the town administrator to convene leadership to bring something to town meeting to come into compliance.
 - vi. Is a bylaw the first step to building the structure to enforce it? Cindy Coffin responded that the bylaw has to state who would be enforcing it.
 - vii. Town departments could be surveyed to determine just what they would each have to do to see implementation of a bylaw.
 - viii. Meier pledges better communication and every 60 days the selectmen will follow up on it.
- b. Comments by committee member Jim Mulvey and the ensuing discussion:
 - i. Mulvey says the October 8 letter is comprehensive. Mulvey offered to the meeting the 2005 letter from then Town Administrator William R. Griffin creating the Phase II Stormwater Management Community Oversight Group. He also offered a letter from former Selectman John Ford to the selectmen suggesting the appearance of the bylaw issue being stonewalled. He said the Buzzards Bay National Estuary Program (<http://buzzardsbay.org/bbporgch.htm#top>) is willing to step in and help with this issue if the town invites them to. Mulvey continued to outline the frustration of delays. Mulvey addressed the town's arguments of being unable to enforce a bylaw. He said it would be necessary for a bylaw to have the enthusiastic support of town staff and the Planning Board.
 - ii. Mulvey says this requirement stems from 1972 Clean Water Act. This committee's commitment is to see the bylaw moves forward in a form acceptable to the NPDES. And until something happens, this committee is hung up.
 - iii. Guerino responded that the town didn't buy into this clean water act but rather it was mandated that the town comply. In the early 1970s there were funds to help Bourne comply. Then the federal funding dried up. Guerino said the town can pass a bylaw but staff are correct that the town has done a lot to come into compliance and there's a lot more to do.
 - iv. Mulvey agreed, but responded what the town has done hasn't produced a bylaw or regulations and that needs to be produced. Since the revision of the first bylaw draft nothing has happened. This oversight committee has to see that this moves forward in

some fashion. Mulvey suggested bringing the Buzzards Bay National Estuary Program (BBNEP) on board because they have volunteered to help. A staff member said Bernie Taber, recently retired from BBNEP, has been rehired to update the stormwater atlas and she will include Bourne in that, which will be a step forward. (<http://buzzardsbay.org/stormatlas.htm>)

7. In summary, the information Guerino and the selectmen requested from the oversight committee is:
 - a. The names of contacts at the Buzzards Bay National Estuary Program who told Mulvey they will help Bourne with this issue.
 - b. The names of EPA contact people who told Toomey and Bell at a meeting in Barnstable this fall that the EPA will provide financial and other assistance to towns to help them come into compliance.
8. Graybill moved to adjourn at 8:55 p.m., Mulvey seconded. Unanimously approved.

Respectfully submitted,
Elaine Cook Graybill, Secretary



Appended: October 8, 2014 letter to Selectmen

October 8, 2014

The Honorable Board of Selectmen
Town of Bourne
24 Perry Avenue
Buzzards Bay, MA 02532

To the Honorable Board of Selectmen:

The Phase II Stormwater Management Community Oversight Group was formed by executive order of the Board of Selectmen on March 30, 2004 to satisfy a mandate of the Environmental Protection Agency (EPA), a federal agency. Recognizing that stormwater runoff is a major source of waterway contamination, the EPA created a stormwater discharge program, which was accepted by Bourne, and mandated that each town appoint a community oversight group to monitor the town's compliance and assist in the education program for proper stormwater management. In Bourne, the already existing Selectmen's Task Force on Local Pollution was designated as that community oversight group for stormwater, giving it a double responsibility.

Charged with overseeing the development and enactment of a stormwater bylaw, the committee has been unable after several years of oversight to accomplish its mission. Whereas the town has reported yearly for several years to the EPA, as required, on progress and commitment to enact a stormwater bylaw, the process has lost the support of staff and administration. It is the committee's responsibility to bring this situation to your attention for immediate consideration.

Previously the town hired a consultant who drafted a bylaw that was rejected by town staff as too detailed and difficult to enforce. Subsequently, town staff also rejected a simplified bylaw draft developed after a review process. The current situation is this: town staff and the town administrator have stated that they do not have the personnel or skills to develop a bylaw and they do not have the funds to retain a second consultant to do that.

There are two possible actions to fulfill the mandate regarding stormwater. One is a bylaw enacted by Town Meeting. The other is a regulation enacted by the Town Planning Board.

The committee has the greatest concern over its obligation to oversee the development and enactment of a stormwater bylaw and the inaction or progress of the town.

The committee respectfully requests that you give immediate attention to this issue and awaits your response.

Sincerely,

Elaine Cook Graybill, Secretary
The Phase II Stormwater Management Community Oversight Group:

**SELECTMEN'S TASK FORCE
ON LOCAL POLLUTION
and
PHASE II STORMWATER MANAGEMENT
COMMUNITY OVERSIGHT GROUP**

MEETING NOTICE

2014 DEC 4 AM 11 45

TOWN CLERK'S OFFICE
BOURNE, MASS


Location: Bourne Town Hall - Lower Conference Room
24 Perry Avenue, Buzzards Bay

Date: Monday, December 8, 2014

Time: 7:00 P.M.

Agenda Topics

- 1) Comment period for non-agenda items
- 2) Approve minutes of November 10, 2014 and November 18, 2014 Joint Meeting
- 3) Review the Joint Meeting with the Board of Selectmen on November 18, 2014
- 4) Mass Division of Marine Fisheries opened the shellfishing at the Beachmoor Inn at Taylor's Point on December 4, 2014
- 5) Queen Sewell Pond problems and future action by the committee
- 6) Preparation for future grants with "The Pond and Lakes Program"
- 7) Date and time for next meeting
- 8) Agenda items for next meeting
- 4) Adjourn


Mort Toomey, Chairman
Date: December 4, 2014

cc: Town Clerk
Town Administrator-Board of Selectmen
Committee members: Mulvey, Bell, Graybill, Perry, Toomey, Cheyne and Kane
Staff: Coffin, BOH, Mullaney, Cons. Comm; Moore, Plan. Dept.;
Sala, DPW; Mullen, DNR

Notify: Buzzards Bay Project, Coalition for Buzzards Bay

**SELECTMEN'S TASK FORCE
ON LOCAL POLLUTION
AND**

**PHASE II STORMWATER MANAGEMENT
COMMUNITY OVERSIGHT GROUP**

Minutes of meeting held December 8, 2014

2015 JAN 13 AM 8 08
TOWN CLERK'S OFFICE
BOURNE, MASS

Called to order by Chairman Mort Toomey at 7:02 p.m. Members present: Toomey, Stewart Bell, Les Perry, James Mulvey, Jennifer Cheyne, and Elaine Cook Graybill. Excused absence: Christine Kane. Visitors, Chairman of Bourne Board of Selectmen Peter Meier and Bourne Town Administrator Tom Guerino.

1. Comment period for non-agenda items. Guerino said he attended this meeting due to the November 18 joint meeting between this group, selectmen, and town staff. Guerino made reference to materials from the EPA conference in Barnstable that Toomey and Bell attended that were mentioned at the November 18 meeting. Those materials provided information about EPA contact people and also on available grant funding for stormwater projects. Guerino asked if the materials had been forwarded to town staff and Toomey said he would work on that. Bell gave Guerino some of that information that he had with him. Other items presented by Guerino and Meier follow.
 - a. If the oversight group needs for staff to attend our meetings, we should let Guerino know at least a week in advance so he can arrange for them to be here. He stressed to Toomey that it is important for communication to "flow both ways."
 - b. Guerino and Meier stated and the group agreed that George Sala (DPW), Brendan Mullaney (Conservation), Jonathan Nelson (Facilities Manager) and other staff might be helpful to us by giving the group regular updates on their staff activities relating to Phase II stormwater management.
 - c. Bourne is guided right now by discretionary funding and the effects of big government cuts.
 - d. Bourne DPW services a thousand catch basins per year.
 - e. In response to questions by Mulvey about water-quality testing, possible options were suggested. One was for Health Officer Cindy Coffin to take samples to a lab. Another was for Buzzards Bay Coalition (BBC) to provide bacterial testing. Discussion continued about different types of water testing, including for oxygen, nitrogen, and turbidity. Guerino said he would find out more about BBC possibilities from BBC staffer Corinne Peterson.
 - f. Mulvey noted areas needing remediation, including Queen Sewell and Eel Pond, but said town staff discouraged applying for funding for that now. Mulvey also said Bell will look into the problem of algae at Queen Sewell Beach.
 - g. There was discussion of the reopening of the Beachmoor shellfish bed, which was one of the purposes of the storm water remediation project that took place there. Toomey noted that this group was involved in oversight of that project for its duration.
 - h. Regarding a storm water bylaw for Bourne, Guerino repeated that the issue with having such a bylaw on the books is enforcing it. Mulvey responded that town

staff are already doing the work that would require, so it would not be necessary for the town to bring in experts for enforcement, and that regulations are an alternative approach to a bylaw. Guerino said there will be something about storm water before Town Meeting in May or at a later Special Town Meeting.

- i. Guerino and Meier left the meeting at 7:25 p.m.
2. Approval of minutes of November 10, 2014. Bell moved to approve, Perry seconded. Unanimously approved. Approval of minutes of November 18, 2014. Discussion ensued because Toomey said the minutes were incomplete as to his statements at the meeting. Bell moved to approve the minutes as is, Perry seconded. Unanimously approved.
3. Review of the November 18 joint meeting.
 - a. Mulvey pointed out the town is doing all the things required regarding storm water management except the bylaw. Why hasn't the EPA done something about that omission? Bell was told the only time the EPA does something is when a town does not submit annual NPDES reports.
 - b. In other towns, the selectmen sign the NPDES report but in Bourne the Town Administrator signs it as the designated agent.
 - c. Mulvey and Bell advised a "wait and see" attitude on the issue, due to other things going on, including pending new EPA regulations and the Cape Cod Commission's drafting of the 208 Area-Wide Water Quality Plan, which could change things.
 - d. Cheyne, Bell, and Mulvey said this group should be happy with the immediate and measurable results of the October 8 letter to Selectmen and the ensuing joint meeting. Toomey questioned the veracity of town staff comments on November 18. Bell and Cheyne advised keeping the focus on the future.
 - e. Mulvey requested keeping this item open on future agendas.
4. Beachmoor shellfishing opening. Toomey said this group worked on that project three years and he is pleased at the result. Tim Mullen of DNR and engineer Russ Kleekamp were mentioned as deserving much credit and appreciation from this group for the project.
5. Queen Sewell Pond problems. Mulvey repeated the problems in the Queen Sewell Pond area that have been discussed previously. Bell will have research results on the algae there at the next meeting. Toomey told Cindy Coffin that the committee is interested in reducing nitrogen runoff. Bell suggested passing out lawn fertilizer materials again at Town Meeting.
6. Preparation for future grants including "The Pond and Lakes Stewardship" (PALS), which is a Cape Cod Commission project. Mulvey said PALS would provide state assistance in remediating these problems through grant money with possible matching funds required. There was a discussion of water-testing programs, including BBC's program for which they train volunteers and provide tools.
7. Next meeting will be January 12 at 7 p.m. Subsequent meeting dates are February 9 and March 2.
8. Agenda
 - a. Comment period for non-agenda items.

- b. Eel Pond and Pitcher Lake
 - c. Storm water bylaw
 - d. Continuing review of November 18 joint meeting
 - e. Lab use for testing water
 - f. Nitrogen fertilizer regulations. Bell will bring copies of regs from nearby towns.
9. Bell moved to adjourn, Perry seconded. Toomey adjourned the meeting at 8:23 p.m.

Respectfully submitted,

Elaine Cook Graybill, Secretary