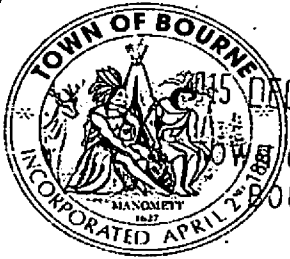


2016 Meeting Notices

**Selectmen, Board of
Selectmen's Task Force on Local Pollution and
Phase II Stormwater Management Oversight Group**



Board of Selectmen Meeting Notice

DEC 31 PM 2 55
CLERK'S OFFICE
BOURNE, MASS

AGENDA



Note: Executive Session 6:15 PM

Date

Tuesday
January 5, 2016

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.

6:15 p.m. Call to order in Open Session

Executive Session. To conduct strategy session with respect to litigation as an open meeting may have a detrimental effect on the litigation position of the public body. The Chairman declares that such open discussion will have a detrimental effect to the litigating position of the public body.

Roll call Vote to convene in Executive Session for the purpose stated. The Board will reconvene in open session following the Executive Session at approximately 7 P.M.

Roll call Vote to reconvene in open session

1. 7:00 p.m. (Items 1-4) Call to order
2. Moment of Silence for our Troops and our public safety personnel
3. Salute the Flag
4. Public Comment – Non-Agenda Items
5. Minutes: 2.24.15; 5.12.15; 9.15.15; 10.07.15; 10.13.15; 11.10.15, 12.08.15; 12.15.15
Executive Minutes 11.10.15
Unencumber executive minutes of 1.15.14 (Fire Chief Hiring), 3.25.14 (Ocean Pines), 4.10.14 (Harvest Power), 7.22.14 (Ocean Pines, ATB – Grand Union), 9.14.14 Pilgrim Pines – ATB Grand Union) 9.30.14 (ATB – Fire Personnel) 2.04.15 Fire Chief Hiring Process
6. Correspondence
7. Joe Sacco – Proposal to operate the Monument Beach Food Shack

8. Licenses and Appointments:

- a. Bourne Landfill Business Model Working Group, William G. Scotti III
- b. David Pelonzi, Member Commission on Disabilities
- c. Michelle Spinney, Member on Human Services Committee
- d. Recreation Committee, Shawn Goulet
- e. Change in Ownership of Monument Beach Pizza to Shree Balaji LLC, d/b/a Monument Beach Pizza, Sanjay K. Sah, Mgr.

9. Selectmen's Business

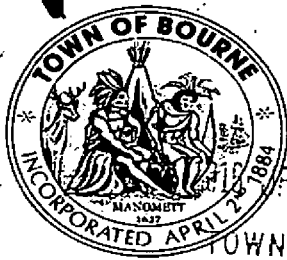
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- b. 24 Central Boulevard Tax Title for non-payment of taxes
- c. ISWM Land Purchase Discussion – property located off MacArthur Blvd.
- d. Budget discussion – progress of members regarding liaison work with Departments
- e. Budget priorities – (30 minutes) – Long term plan review to assist in establishing future spending priorities
- f. Goals – Update by Mr. Blanton and Mr. Meier

10. Town Administrator's Report

11. Selectmen's Reports

12. Other business

13. Adjourn



Board of Selectmen Meeting Notice



JAN 4 AM 9 33
TOWN CLERK'S OFFICE
BOURNE, MASS

AGENDA

AMENDED

Note: Executive Session 6:15 PM

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday January 5, 2016	7:00 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

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10. Town Administrator's Report

- a. Single Stream Recycling review

11. Selectmen's Reports

12. Other business

13. Adjourn

Board of Selectmen
Minutes of Tuesday, January 5, 2016
Bourne Community Building
Bourne, MA 02532

RECEIVED

2016 APR 27 AM 10:29

TA Tom Guerino

TOWN CLERK BOURNE

Selectmen

Stephen Mealy, Chairman
Don Pickard, Vice-Chairman
Michael Blanton, Clerk
Don Ellis
Peter Meier

Note this meeting is being televised and recorded. If anyone in the audience is recording or videotaping, they need to acknowledge such at this time – Michael Rausch Bourne Enterprise.

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

Documents

Meeting Called to Order

6:15 p.m. Call to order in Open Session

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Roll call Vote to convene in Executive Session for the purpose stated. The Board will reconvene in open session following the Executive Session at approximately 7 P.M.

Roll call Vote to reconvene in open session

Chm. Mealy called the meeting to order at 7:06 P.M.

1. 7:00 p.m. (Items 1-4) Call to order
2. Moment of Silence for our Troops and our public safety personnel
3. Salute the Flag
4. Public Comment – Non-Agenda Items

Voted Peter Meier and seconded by Don Pickard to move agenda item number 9 A & B to after the Correspondence.

Public Comment:

Karen Gibides had questions about the turbines. Concerned about the residents; they need to understand how the process is proceeding. Is there any information the Selectmen can give about the litigation of the turbines? The town should enforce the Town Bylaws. We need to protect our borders for the Town of Bourne. More resources need to be put in place to move this forward.

Mr. Mealy stated he can't provide any information on the litigation at this point. Mr. Mealy read a letter/email from Robert S. Troy to Thomas Guerino.

5) Minutes: 2.24.15; 5.12.15; 9.15.15; 10.07.15; 10.13.15; 11.10.15, 12.08.15; 12.15.15 Executive Minutes 11.10.15; Unencumber executive minutes of 1.15.14 (Fire Chief Hiring), 3.25.14 (Ocean Pines), 4.10.14 (Harvest Power), 7.22.14 (Ocean Pines, ATB – Grand Union), 9.14.14 Pilgrim Pines – ATB Grand Union) 9.30.14 (ATB – Fire Personnel) 2.04.15 Fire Chief Hiring Process

Voted Don Pickard and seconded by Peter Meier to approve the minutes from February 24, 2015 with one change as amended. Michael Blanton abstained. Vote: 4-1.

Voted Don Pickard moved and seconded Peter Meier to approve the minutes from May 12, 2015 with one change as amended. Michael Blanton abstained. Vote: 4-1.

Voted Don Pickard moved and seconded Peter Meier to approve the minutes from September 15, 2015 as presented. Vote: 5-0.

Voted Don Pickard moved and seconded Peter Meier to approve the minutes from October 7, 2015 as amended. Vote: 5-0.

Voted Don Pickard moved and seconded Peter Meier to approve the minutes from November 10, 2015 as amended. Vote: 5-0.

Voted Don Pickard moved and seconded Peter Meier to approve the minutes from December 8, 2015 as amended. Vote: 5-0.

Voted Don Pickard moved and seconded Peter Meier to approve the minutes from December 15, 2015 as amended. Vote: 5-0.

Executive Minutes:

Voted Don Pickard moved and seconded by Peter Meier to approve the executive session minutes from November 10, 2015 as amended and release to public consumption. Vote: 5-0.

Voted Don Pickard moved and seconded Peter Meier to unencumber the executive session minutes from 1.15.14, 3.25.14, 4.10.14, 7.22.14, 9.14.4, 9.30.14, 2.4.15. Vote: 5-0.

Tom Guerino brought up the letter from Mr. & Mrs. Jaworski, It was not included in the packet, but it was distributed to the board members this evening, it will be included in the correspondence at the next meeting.

6) Correspondence

Michael Blanton brought the committee up to date on the correspondence.

- a. Division of Marine Fisheries: Status to open shellfishing – Fisherman's cove
- b. Laura Scena submitted a letter of resignation from the Bourne School Committee and Bourne School Building Committee.
- c. Letter from Telecommunications and Cable re: Cable Rate Regulations
- d. Email from Pat King re: Building Permit dated 4.23.2009 for 623 Head of the Bay Road, Buzzards Bay
- e. Letter from DEP re: Administrative Consent Order – Amendment
- f. Letter from Department of Veterans' Services re: Annual meeting to review proposed FY2017 Administrative budget.

Peter Meier spoke about the Comcast cable rates. We approved them in 2012, in year 7 we can get out of the contract. Mr. Meier suggested looking at different providers.

Tom Guerino spoke about letter E. He stated there is no change in prior administrative drafts, there were clerical issues and the dates weren't matching. Extended the date to February, nothing has changed but the date.

9) Selectmen's Business

a. 26 Puritan Road – Tax Title – for non-payment of taxes

Stuart Rapp, Attorney, representing Attorney Robert Dimler stated Attorney Dimler was appointed as a commissioner by the Barnstable probate Family Court in order to sell the property located at 26 Puritan Rd. When he entered into a purchase and sales agreement the title had moved from the Cristofori to the Town of Bourne. I have had conversations with attorney Coppola and was told the cost and expenses necessary to redeem the property. It is your discretion as whether you are willing to cooperate with the retention of the property. I am here tonight to tell you that I have a couple of checks from my client in a funds account payable to the Town of Bourne. One check is in the amount of \$24,382.37, which was the figure that Attorney Coppola provided to me that was the redemption amount up to December 31, 2015. I was told the town could not accept the checks, and the town had to have a hearing. In communicating with attorney Coppola the per diem amount covers January 1st, 2nd, 3rd, 4th, 5th and the 6th, that amount is \$38.24. I have another check that is blank, so if my calculations are wrong I will write another check. I am here to ask if the board would consider allowing the redemption of this property so that my client, the commissioner, can sell it for the Cristofori's.

Mr. Mealy gave the background for what has been going on. The taxes have been unpaid from 2011 through 2015. The actions from the town actually proceeded in 2012. After

many court dates in which no one showed we proceed with foreclosure, which was granted to the town in October 2014. The court waited a year until 2015 before providing the town complete foreclosure to assume ownership of the property. My understanding is the P&S was entered into after the town's foreclosure had been granted by the courts in November. I also understand we cannot accept back taxes from anyone except the owners of the property. Will also have to determine what other expenses the town has incurred in addition to the back taxes.

Attorney Rapp stated in my discussions with Attorney Coppola he provided to me the cost that the town had incurred for insuring property, changing the locks and various things in addition to the taxes. The money I'm holding in my client funds account is not my client, the commissioner appointed by the court, this money was received from the record titleholders prior to the town taking the title.

Voted Don Pickard moved and seconded by Michael Blanton to not vacate the property located at 26 Puritan Road, described in the letter from the Treasurer's Office as Parcel 38, Assessors' Map 19.4.

Brian O'Connor, prospective buyer for the property spoke about what they have done to go forward with the purchase for the house.

Mr. Mealy questioned Mr. Guerino if we have a time this might go to public auction. Mr. Guerino stated we could try to do one in May, we will have a couple other properties to go forward with an auction.

Vote 5-0.

b. 24 Central Boulevard Tax Title for non-payment of taxes

Stephen Mealy briefly went over the property located at 24 Central Blvd. the property owner has not paid taxes since 2011. In August 2014 we sent a letter stating they will take legal action against the homeowner relative to the nonpayment of taxes. It reached land court and proceedings began in October 2014. The Town of Bourne was granted ownership on June 30, 2015.

Alexander Joyce, representing the Hitchcock brothers, stated the taxes outstanding from 2012 are approximately \$832, and associated charges are just over \$1,000. The town foreclosed the equity and redemption sometime in July 2015. This parcel is comprised of five small lots. There is another lot, which is a little over 5000 ft.² that is still retained by the Hitchcock's brothers, which is not subject to tax title foreclosure, although it is in tax title process. There is a dilapidated building on the site. The property has been in the Hitchcock family since the mid-1930s. We do have the funds to redeem; we have \$12,000 in an escrow account. We have a group that is willing to remove the building satisfactory to the building inspector.

Voted Don Pickard moved and seconded by Peter Meier to not vacate the property described as 24 Central Blvd. Parcel 72, Assessors' Map 30.2.

Bill Robertson, potential buyer, real estate investor, stated he wants to help the Hitchcock's out and is looking to purchase the property. Is willing to tear down that building upon the building inspector's approval, and get some viable cash back into the town.

Michael Blanton questioned how much of that resource is going to benefit the Hitchcock's? Mr. Robertson stated probably in excess of \$60,000, divided by 3. Mr. Blanton questioned what is your plan for the property? Mr. Robertson stated to tear that house down and rebuild a three-bedroom colonial.

Don Ellis questioned if Mr. Robertson is aware, if the money is returned to the people who own the property does that have to be split up and go back to the Commonwealth or Medicare? Mr. Robertson stated not that he is aware of. Mr. Mealy questioned what will the property be worth when you're finished with the development? Mr. Robertson stated he believes around \$290,000 - \$300,000. Mr. Mealy also questioned the profit to your company. Mr. Robertson stated probably \$40,000.

Mr. Ellis questioned Mr. Joyce if he is aware if any of the money that is going to go to the Hitchcock's going to be divided amongst any state agency or federal agency? Mr. Joyce stated I have no knowledge of that.

Vote: Mr. Meier - Yes; Mr. Pickard - Yes; Chairman - Yes; Mr. Blanton - Yes; Mr. Ellis - Yes. 5-0.

7) Joe Sacco - Proposal to operate the Monument Beach Food Shack

Joe Sacco stated he would like to reopen the shack at Monument Beach. Mr. Sacco is interested in bringing back a takeout service operation with a simple healthy affordable menu. We'll use local lobstermen for the lobster, farmers markets for the produce, local bakers for baked goods. Mr. Sacco stated Janice Wheeler will be his partner, and gave a brief background of her work. Mr. Sacco also gave a brief background of his work.

Don Pickard pointed out some of the obstacles Mr. Sacco will be faced with, liquor license on town owned property. Mr. Pickard suggested to let the board help you and get you together with the Town Administrator, the building inspector, the Board of Health agent, and others to see how this could go.

Mr. Ellis brought up the parking issues. Mr. Ellis questioned Mr. Sacco if you are going to share parking with the Town of Bourne beach area? Mr. Sacco stated one of his ideas is to utilize the space next to the Bourne Community Sailing Program in the back where the rafts sit in the wintertime. There are enough space to accommodate the people that don't have beach stickers. Most of my clients are going to be residents that already have beach stickers. Mr. Ellis stated you will need anywhere from 35 to 40 spaces yourself. You would need that plus whatever is required for the beach itself.

Tom Guerino brought up the septic issue, if the septic system that was put in has the capacity to handle the water that will go through.

8) Licenses and Appointments:

- a. Bourne Landfill Business Model Working Group, William G. Scotti III**
- b. David Pelonzi, Member Commission on Disabilities**
- c. Michelle Spinney, Member on Human Services Committee**
- d. Recreation Committee, Shawn Goulet**
- e. Change in Ownership of Monument Beach Pizza to Shree Balaji LLC, d/b/a Monument Beach Pizza, Sanjay K. Sah, Mgr.**

Voted Don Pickard moved and seconded by Peter Meier to nominate William G Scotti III of Sagamore Beach to become a member of the Bourne Landfill Business Model Working Group for an appointment expiring June 30, 2016. Vote: 5-0.

Voted Don Pickard moved and seconded by Peter Meier to nominate David S. Pelonzi to become a member of the Commission on Disabilities for a term that is valid through June 30, 2017. Vote: 5-0.

Voted Don Pickard moved and seconded by Peter Meier to nominate Michelle Spinney of Monument Beach to become a member of the Human Services Committee for a term that is valid until June 30, 2018. Vote: 5-0.

Mr. Guerino asked to defer the nomination of Shawn Goulet to the Recreation Committee because he has not been heard from.

Don Pickard went over the approval for the transfer of ownership of Monument Beach Pizza. The owner/applicant is Shree Balaji LLC, d/b/a/ Monument Beach Pizza Sanjay K. Sah Manager. The Fire Department needs to inspect the property prior to issuing the license. We do have a completed application.

Mr. Pickard questioned Mr. Guerino and stated we can grant the transfer of the license but any inspectional type for that business, the Fire Chief should work with the applicant to get it straightened out. I don't think it is stated correctly in the remarks that the Fire Chief needs to inspect and approve prior to the transfer license.

Voted Don Pickard moved and seconded by Peter Meier to approve the transfer taking in consideration the remarks. Notify the applicant that we have approved the license transfer, but they still have to meet with the Fire Department prior to commencing operation of actually cooking the food.

Don Pickard withdrew his motion. Peter withdrew his second.

Voted Peter Meier moved and seconded by Michael Blanton to approve the transfer of the license pending issues with the Fire Department as noted in the routing slip.

Don Ellis opposed. Vote: 4-1.

9) Selectmen's Business

- a. **26 Puritan Road – Tax Title – for non-payment of taxes**
- b. **24 Central Boulevard Tax Title for non-payment of taxes**
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- d. **Budget discussion – progress of members regarding liaison work with Departments**
- e. **Budget priorities – (30 minutes) – Long plan review to assist in establishing future spending priorities**
- f. **Goals – Update by Mr. Blanton and Mr. Meier**

Tom Guerino requested to take 10 a as the next item on the agenda after 9c.

Tom Guerino gave a brief overview of the operation at the landfill and the life of the landfill. We have had informal discussions with the property owner of the property. Don Pickard briefly stated we have been able to come to an agreement that will require a Town Meeting vote. It will allow the town to expand through Phase 8 and move the operations of the landfill further to the south. A warrant article has been drafted by Town Counsel.

Tom Guerino stated this will take the landfill operational life out to about 2032.

10) Town Administrator's Report

a. Single Stream Recycling

Tom Guerino gave a brief overview of single stream recycling and the long-term benefits, and the higher percentage of recycling.

The Recycling Committee members present are: Meredith Chase, Betty Steudel, Heather DiPaolo, and Amy Sharp.

Jonathan Nelson and George Sala went over the single stream recycling presentation.

Town of Bourne - Departments of Public Works and ISWM

Residential Single Stream and Curbside Operational
Changes - January 5th, 2016

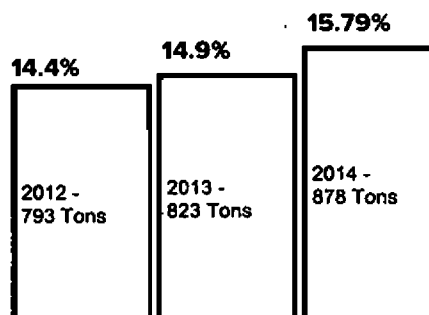
Our mission:

Provide high quality, efficient, and
safe curbside sanitation and
recycling operations for the
residents of Bourne

The problems

- Low curbside recycling rates
- Trash and recycling account for high level of workplace injuries and lost time
- Effective management dictates the need for efficient processes

*Chart: Average curbside recycling rate 2012 -
2014 based on overall tonnage collected*



How Does Bourne Compare?

Town: Curbside Recycling Rate

Sandwich: 36%

Newton: 53%

Recycling bylaw

Section 3.10.3 Recycling Program

There is hereby a mandatory recycling program for the purpose of removing recyclables from the Town's waste disposal stream and to recycle any appropriate material including but not limited to the items listed in Section 3.10.2.

Any person disposing of solid waste materials in the Town of Bourne using either public or private disposal services is required to separate and not dispose of recyclables.

The Board of Selectmen, or their designee, has the authority to add, delete or delay collection of recyclables after giving public notice of public hearing of such changes.



Our Solution

Institute a cart based curbside trash and single stream program

The town, with 100% cost coverage through ISWM, will provide residents with carts for curbside recycling and sanitation

Goals of Cart Program

Goal 1

Greatly increase recycling rates and reduce waste headed to the landfill

Goal 2

Reduce workplace injuries

Goal 3

Create efficiencies in current scheduling and operations



Policy

- Carts provided to legal properties with 4 or fewer residences as listed with the assessor's office
- Each household will receive one 96 gallon recycling cart and one 96 gallon trash cart
- Carts remain the property of the Town, and are assigned to residents for those uses only
- Residents are responsible for care and upkeep of the carts
 - Carts will be covered under warranty for 10 years: NORMAL WEAR AND TEAR ONLY
 - Any other damage, including any incurred during snow events, residents will be responsible to replace at the Town's cost
- Carts must be at the curbside no later than 7am, and not out before 5pm the night before pickup
- All trash and recycling must fit fully within the cart with the lid closed
- **Trash and recycling left outside of the cart WILL NOT BE PICKED UP**
- Violations will be tracked, and residents will be notified

Additional Changes

- Town building containers and dumpsters
 - Some buildings have outsourced dumpster pickup or create unsafe worker conditions with bags stacked in shed
 - Trucks will be retrofitted to accept dumpsters
- Additional carts
 - Located at additional municipal properties and schools

RFID - Used for Cart Tracking Only

RFID/barcode tags will be placed on carts to track what residences they are assigned to

Long-term, the tags will be used to read proof of service at each stop, and time between each stop for making efficient routes

Information will be held secure by the Department of Public Works, and will not be sold or transferred

Does not provide real-time gps tracking

Scanners will not track RFID devices located in the waste stream

Violations

Trash or recycling located outside carts

Carts overflowing with trash or recycling

Unapproved materials in carts

- o Trash in the recycling cart
- o Hazardous materials in either cart

Use of carts for other purposes

Not replacing a broken cart

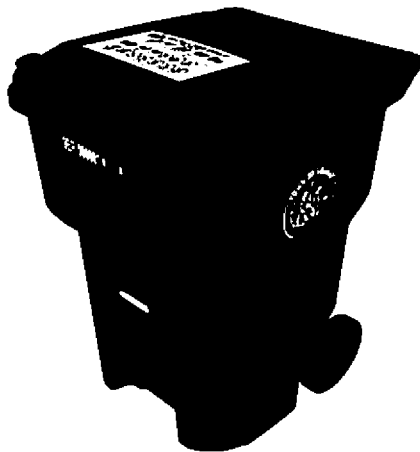
Penalty

Three recent violations will result in termination of curbside pickup and the reporting of the residence to the Health Agent

- o Residents can apply to be reinstated with Public Works

Initial grace period until November 11, 2016

Recycling Carts



Recycling collection guidelines:

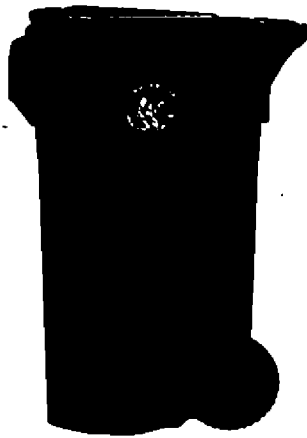
- newspaper, magazines, catalogs, phone books, office paper
- chipboard and carboards
- wrapping paper, paper bags, paper tubes, file folders
- pizza boxes, milk and juice cartons
- all grades of plastic bottles and rigid plastic containers
- tin cans and lids, metal pie plates, cookie sheets, metal can lids, aluminum cans, aluminum foil,
- all loose glass and bottles and jugs



PROHIBITED ITEMS FOR RECYCLING!

- Styrofoam
- Plastic bags/shrink wrap
- Rigid plastics (Plastic toys)
- Mirrors
- Batteries or electronics
- Light bulbs or windows
- Pots/pans (scrap metals)
- Glass dishes/Pyrex/ceramics
- Food contaminated packages and wrapping
- Paper plates or napkins
- Wet waste
- Hazardous material
- Aerosol cans
- No shredded paper
- K-cups
- Wood

Trash Cart



Trash Collection Guidelines:

- All other non-hazardous, household waste
 - food waste
 - plastic toys
 - plastic bags...etc
 - styrofoam
- Change the mindset to:

RECYCLE FIRST!!

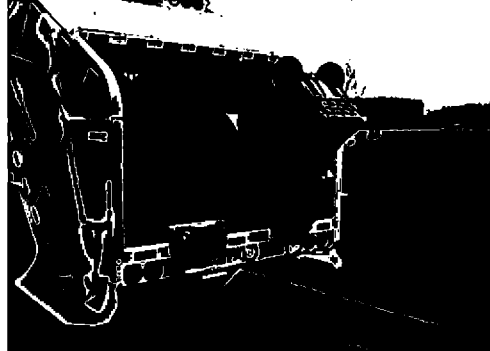


Cart Lifts

New Truck



Retrofit Truck



ISWM Residential Recycling Center

What if my recycling or trash won't fit in one cart?

While many communities and studies have shown that one 64 gallon cart can accommodate the vast majority of weekly residential trash needs, ISWM is always available to all residents!

The ISWM Recycling Center is always an option...

Accepts various waste streams from residents for the \$30 price of a sticker

- Residential trash and recycling drop-off in excess of what will fit in the 96gal carts
- Appliances and bulky items
- Waste oil
- Construction debris
- Yard waste and debris
- Air conditioners
- Tires
- Annual household hazardous waste collections

Open 7 days a week in the summer

Local businesses can always dump over the scales and pay the tipping fee

Friendly staff to help off-load

New configuration to accommodate single stream recycling

Funding Behind Curbside Ops

The numbers behind current curbside operations

ISWM provides the financial backing to cover 100% of the cost of residential curbside recycling and trash pickup and disposal

ISWM: Funding Bourne Trash and Recycling

With Department of Revenue approval, all costs are included:

- Employee salaries and benefits
- Hard and soft expense costs
 - Fleet maintenance and repair
 - Uniforms
 - Personal protective equipment
 - Historic capital costs for recycling equipment
 - Insurances
 - Transferring recycling
 - Landfilling operations for trash disposal

Total Estimated Solid
Waste Collection
and Disposal Cost
FY'16: \$1,212,000

Increased Recycling will Decrease Disposal Costs

- All residential trash is currently deposited in the landfill
 - Takes up additional air-space
 - Reduces landfill operational life
- Single stream recycling has no disposal costs
 - Materials are transferred to a separation/sorting facility

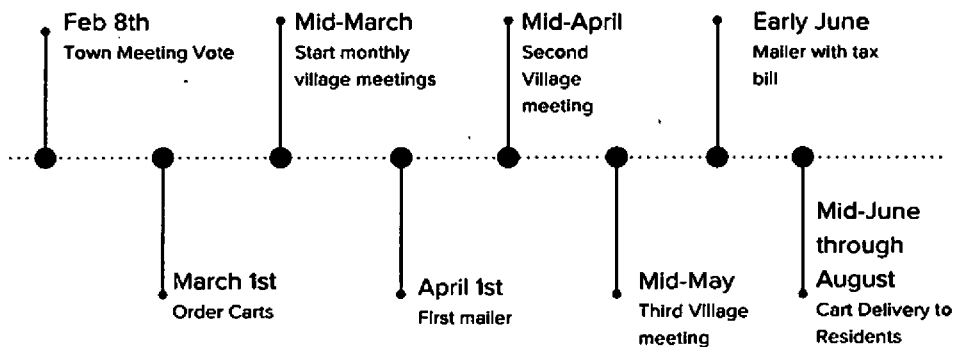
Why now?

ISWM has converted the baling building and operations to a single stream transfer operation for other Cape towns

Project Costs

Item	Unit Cost	Total Count	Total Cost	Notes
96gal Carts	\$60.55	16348	\$989,871.40	Figures include 8,049 households, 150 stock backup, and 100 extras for missed units. Cost includes delivery and RFID
Cart Tilt Retrofit	\$8,000.00	4	\$32,000.00	Cost to retrofit existing rear load packers with tipplers and to make any repairs to existing trucks to accommodate tipper
Container Hook Retrofit	\$5,000.00	2	\$10,000.00	Required to pick up town dumpsters
Town Building Containers	N/a	24	\$25,000.00	Number provides various sized dumpsters at town buildings and locations for trash and recycling
Outreach and Advertising	N/a	N/a	\$25,000.00	Includes mailings and other PR efforts
Total			\$1,081,871.40	

Milestones



Education and Notification

Recycling Committee, along with ISWM and DPW staff will hold public informational sessions

Mailers will be sent to residential households and with tax bills

Updated website information

Staff to hold and host local access cable shows

Handouts at the residential recycling center

Expected Outcomes

Short-term impacts

- Immediate jump in curbside recycling rates
- Reduced lost time to workers comp claims
- Decreased employee turnover

Long-term potential impacts

- Continued increase in recycling rate
- Lowering of workers compensation insurance rates
- Route and scheduling efficiencies

Tracking data on new operations will drive efficiencies at the curbside by optimizing routes and manpower

But I'm a Local Business

How can the switch to single stream at the curbside impact your operations

The most recent recycling bylaw has been in place since July 1, 1999. It requires all entities in town to recycle.

Businesses: Talk to Your Hauler

Local businesses will **NOT** be included in the cart program, but the single stream program will make it easier than ever to start recycling!

Your commercial hauler can arrange to dump your recyclables at ISWM for no charge at the single stream transfer operation

Or, if you are a small business and manage your own waste stream, call the ISWM office to arrange drop off of recyclables at the single stream transfer operation free of charge

Use these options to your advantage to reduce the cost of trash pickup and disposal!

Local businesses can significantly reduce their disposal costs by diverting items from the waste stream to single stream recycling!

What To Do In The Interim

There are no requirements to separate any longer

Feel free to combine all recycling into your current container

DPW may use numerous trucks to pick up recycling including packers

Questions?

FAQ's

Explaining the thought process behind the program

Research and long standing institutional knowledge led to the program as presented tonight. Some of the questions we asked or have been asked of us along the way help rationalize our decisions.

FAQ's

1. Will this program include using trucks with automated arms on them?
 - a. No, and not for the foreseeable future. Many communities with densely populated streets have had their own issues with residents locating carts properly at the curbside. While we cannot eliminate this option completely over the long term, for now there would be too many logistical issues with this type of solution.
2. Why 96 gallon sized carts? Why not something smaller?
 - a. Many communities use a 64 gallon cart for trash, however, the majority of them are Pay As You Throw (PAYT) communities. There is a direct financial incentive to reduce the size of the waste stream. Those communities have done surveys and studies that have shown in upwards of 80% of the time, one 64gal cart for trash and one 64 gal cart for recycling works for the residents. In Bourne, many residents routinely place large amounts of trash at the curbside with very little thought of the overall process and costs. Since the outward size difference between the two carts is minimal, the decision was made to recommend the large cart to accommodate the residents. Plus other cities, such as Norwood, Upton, Medford, and Salem use 96gal carts with success.

FAQ's...

3. Will additional carts be available to residents that request them, either for trash or recycling?
 - a. No. Based on the studies in other communities, two 96 gallon carts should work in well over 90% of the time for residents in Bourne. Where our recycling rate is so low, both the recycling committee and the group researching these programs, felt it was best to try to limit the trash collected curbside to really increase those rates. Some communities (again, all PAYT) allow residents to purchase additional bags or rent/lease additional carts. That seems to work in those communities with PAYT. Setting a limit and sticking to it is the best way to raise the recycling rate and make the best impact. Plus, the residential transfer station at ISWM is always available. After a few months to a year, the Public Works department will survey the residents and re-evaluate this standard.

FAQ's...

4. Why not just give the residents a cart for recycling and nothing for trash?
 - a. Why spend half the cost? We strongly feel nothing will be gained. In order to increase recycling, you have to limit curbside trash. Without an incentive, people do not typically change habits. Plus, single streaming at the curbside with carts will still require equipment improvement and will only partially increase employee safety.
5. Are there grants available to offset the costs?
 - a. In FY'16 there were grants available up to \$100,000 only if the community set the policy that the trash cart was smaller than the recycling cart. The vast majority of the funds available were given to communities that adopted PAYT standards. The FY'17 grants have yet to be released, and the town will investigate whether or not our program will fit into the new grant standards if any grant money does become available.

8) Licenses and Appointments:**d. Recreation Committee, Shawn Goulet**

Tom Guerino stated Mr. Goulet has met with the Recreation Director and had a brief conversation. Mr. Guerino is requesting the Board move forward with his nomination to the Recreation Committee.

Voted Don Pickard moved and seconded by Peter Meier to nominate Shawn Goulet as a member of the Recreation Committee for a term that is valid through June 30, 2016.

Voted: 5-0.

Voted Don Pickard moved and seconded by Michael Blanton to defer 9 d, e, and f until the next meeting. Vote: 5-0.

Peter Meier brought up the fact that we are suppose too start going out and talking to the committee/departments; which we were assigned to, but we haven't received the FY17 budget information. We are supposed to have recommendation back before we look at the budget.

Stephen Mealy stated per the Town Bylaw and the Charter the Town Administrator must provide the board a budget recommendation/ budget submission to the Board of Selectmen by the 15th of January. I have asked Mr. Guerino to start preparing any of the smaller budgets that have been reviewed by himself and what his preliminary recommendation are and provide those to us as soon as possible.

11) Selectmen's Reports

Tom Guerino stated Visgov budget is alive and on the Town of Bourne's website. Mr. Guerino recommends any resident to go on, you can look at every department's salaries and expense. Mr. Guerino also wanted to speak about the comments brought to him and what is on Facebook about the open gym/basketball and why there is suddenly a fee assessed with that. The Recreation Department, after the failure of the override, lost all of its expense money. To offer any programs now are fee-based, and so kids that can't afford to participate will still be able to. Mr. Guerino read from the Recreation Department, Cancellation of all free community programs that are currently funded. The other question is why it is stopping at 5:45 PM; it is because SWISH comes in, there are about 256 students that have signed up for this program.

Peter Meier requested a breakdown of what we are saving with the closing of the Recreation Center early, to make sure it is the right thing to do.

Martin Raynor spoke about the use of the recreation center/gym for the 3 days they could use the gym. What would it cost to open the gym again for the K-3 or 4? I would try to raise the money so the kids can use the gym. Mr. Raynor stated he is prepared to offer his services to run a program at the Community Center.

Mr. Guerino stated as of November we have registered 256 children.

Don Pickard requested a review of a potential Finance Policy; he would like the following to become part of the Financial Management Policies and Guidelines or part of the Selectmen's Policies.

Title of the policy is Roll of the Board of Selectmen and Town Administrator
Don Pickard read the potential policy

ROLE OF THE BOARD OF SELECTMEN AND TOWN ADMINISTRATOR

The Town Administrator is responsible for the day to day operation of the town. The Board of Selectmen maintain broad policy authority and do not participate in the day to day operations of the town.

The budget for the Town of Bourne is the responsibility of the Board of Selectmen. The budget is the Selectmen's budget. Therefore, the Town Administrator will present following to the Board of Selectmen for approval prior to entering into any agreement or contractual matter.

Any contract that will affect the budget of the Board of Selectmen in a positive or negative manner.

In any agreement with a consultant to be entered into including legal counsel, budget will be established and approved by the Board of Selectmen prior to engagement.

Any hiring/promotion during a hiring freeze will be approved by the Board of Selectmen.

Any new position will be approved by the Board of Selectmen.

Any settlement or financial concession not covered by the town's liability insurance will be approved by the Board of Selectmen.

Any departmental re-alignment, reconfiguration or elimination will be presented to the Board of Selectmen in Executive Session for approval prior to the public announcement of said organizational change. This is to avoid unnecessary interruption of or the affected departments and in consideration of the personal services contract employees or employees covered by a collective bargaining agreement.

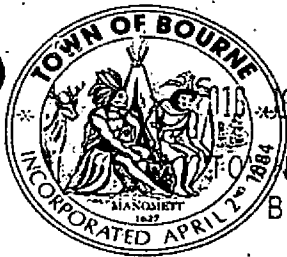
Stephen Mealy stated he would like to run it by Town Counsel. Tom Guerino stated there may be some Charter issues. Don Pickard would like to see if come forward for discussion.

12) Other Business

13) Adjourn

Voted Don Pickard moved and seconded by Peter Meier to adjourn. Meeting adjourned at 9:44 P.M. Vote 5-0.

Respectfully submitted – Carole Ellis, secretary.



Board of Selectmen Meeting Notice

CLERK'S OFFICE
BOURNE, MASS

AGENDA



Date

Tuesday
January 12, 2016

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 in Open Session

Executive Session. To conduct strategy session with respect to collective bargaining and non-personnel related contract negotiations, and litigation as an open meeting may have a detrimental effect on the litigation position of the public body. The Chairman declares that such open discussion will have a detrimental effect to the litigating position of the public body.

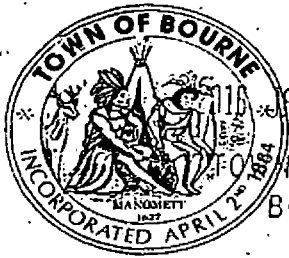
Roll call Vote to convene in Executive Session for the purpose stated. The Board will reconvene in open session following the Executive Session at approximately 7 P.M.

Roll call Vote to reconvene in open session.

1. 7:00 P.M. (Items 1-4) Call to order
2. Moment of Silence for our Troops and our public safety personnel
3. Salute the Flag
4. Public Comment – Non-Agenda Items
5. Correspondence
6. Budget priorities – (30 minutes) – Long term plan review to assist in establishing
7. Budget discussion – progress of members regarding liaison work with Departments
8. Selectmen's Business
 - a. Ratify inter-municipal agreement with Sandwich related to Beach Stickers
9. Town Administrator's Report
10. Selectmen's Reports
 - a. Goals – Update by Mr. Blanton and Mr. Meier
11. Other business
12. Adjourn

Future Agenda Items

- A. Appointment of MBTA Representative
- B. Discussion of Public-Private Partnership (3P) as it relates to the funding of a possible Third Canal Bridge
- C. Cape Canal Area Transportation Study Update
- D. Town Organizational Chart
- E. February 2, 2016 – Continuation of Compassionate Care Medical Marijuana Cultivation Facility



Board of Selectmen

Meeting Notice

CLERK'S OFFICE
BOURNE, MASS

Revised
AGENDA



Date

Tuesday
January 12, 2016

Time

6:00 p.m.

Location

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

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Executive Session. To conduct strategy session with respect to collective bargaining and non-personnel related contract negotiations, and litigation as an open meeting may have a detrimental effect on the litigation position of the public body. The Chairman declares that such open discussion will have a detrimental effect to the litigating position of the public body.

Executive Session Has been Cancelled

Roll call Vote to convene in Executive Session for the purpose stated. The Board will reconvene in open session following the Executive Session at approximately 7 P.M.

Roll call Vote to reconvene in open session.

1. 7:00 P.M. (Items 1-4) Call to order
2. Moment of Silence for our Troops and our public safety personnel
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4. Public Comment – Non-Agenda Items
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**Board of Selectmen
Minutes of Tuesday, January 12, 2016
Bourne Community Building
Bourne, MA 02532**

TA Tom Guerino

Selectmen

Stephen Mealy, Excused
Don Pickard, Vice-Chairman
Michael Blanton, Clerk
Don Ellis
Peter Meier

2016 FEB 26 AM 10 42
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.

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

Documents

Meeting Called to Order

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

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

Public Comment – Non-Agenda Items

Mr. Nelson wanted to talk about the proposed 2.3 million dollar railroad station and siding on the south side of the canal. His premise was that there was no way the Cape Flyer could justify the expense to build that project. If the railroad station was built on the south side the Cape Flyer would use it. Mr. Nelson also spoke about the commuter railroad station. His concern is what process is going to be used. The community should be involved in the process of determination with the MBTA and the other state agencies. The Selectmen, and the other committees in this town should have input. Other towns like Wareham and Sandwich should be involved. The broader region needs to be involved. Also the public needs to be heard. I would like to see this board present to the MBTA and the DOT, possibly a copy to the governor, and our representatives and senator going on record saying that is what we want to see happen, in terms of where this project goes.

5) Correspondence

Michael Blanton brought the committee up to date on the correspondence.

- A. Letter we referred to last week from Mr. and Mrs. Jaworski with regard to a concern about the additional firefighters and the cost to the town.

- B. Pete's Marine appealing Harbormaster's decision to DEP for non-renewal of a mooring permit in Phinney's Harbor.
- C. Letter of interest from Lori Cooney to serve on the Recreation Committee.

Tom Guerino believes we filled the opening, will have Mary looking into that and we will contact Mrs. Cooney.

Another piece of correspondence that I will submit for the record is from the Department of Fish and Game regarding the proposed Town of Bourne effluent pipeline connection to Guard wastewater system on the Reserve.

6) Budget priorities - (30 minutes) - Long term plan review to assist in establishing

Tom Guerino gave a brief overview on the budget

Linda Marzelli went over the **draft** budget FY16 to FY17 and the draft Free Cash Analysis FY2016.

TOWN OF BOURNE LONG-TERM FINANCIAL PLANNING MODEL														1/13/16
REVENUES														
TAX LEVY	Actual Budget				Current Budget	Proposed Budget	Assessed Rate of Growth	Future Projected Years						
	FY12	FY13	FY14	FY15	FY16	FY17	FY18	FY19	FY20	FY21	FY22	FY23	FY24	
Proposed Levy Rate	24.428/100	24.011/100	23.715/100	23.418/100	23.121/100	22.824/100	22.527/100	22.230/100	21.933/100	21.636/100	21.339/100	21.042/100	20.745/100	
State Aid	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	
Local Receipts	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	
Special Revenues	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	
Other Sources	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	
TOTAL	3,000,000	3,000,000	3,000,000	3,000,000	3,000,000	3,000,000	3,000,000	3,000,000	3,000,000	3,000,000	3,000,000	3,000,000	3,000,000	
TOWN OF BOURNE LONG-TERM FINANCIAL PLANNING MODEL														1/13/16
EXPENSES														
	Actual Budget				Current Budget	Proposed Budget	Assessed Rate of Growth	Future Projected Years						
	FY12	FY13	FY14	FY15	FY16	FY17	FY18	FY19	FY20	FY21	FY22	FY23	FY24	
Personnel	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	
Materials	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	
Utilities	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	
Travel	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	
Depreciation	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	
Interest	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	
Other	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000	
TOTAL	6,000,000	6,000,000	6,000,000	6,000,000	6,000,000	6,000,000	6,000,000	6,000,000	6,000,000	6,000,000	6,000,000	6,000,000	6,000,000	

TOWN OF BOURNE
LONG-TERM FINANCIAL PLANNING MODEL

1/13/16

REVENUE SUMMARY		Actual Budget		Current Budget		Proposed Budget		Assessed Rate of Growth		Future Projected Years				
		FY13	FY14	FY15	FY16	FY17	FY18	FY19	FY20	FY21	FY22	FY23	FY24	FY25
Real Estate		22,232,829.41	25,183,729.28	26,786,129.81	27,811,997.00	2,979	27,811,997.00	1,625	27,811,997.00	2,979	27,811,997.00	1,625	27,811,997.00	1,625
Other Revenue		2,238,221.00	2,112,000.00	2,054,872.00	2,015,700.00	1,675	2,015,700.00	1,000	2,015,700.00	1,675	2,015,700.00	1,000	2,015,700.00	1,000
Grants		2,000,000.00	2,000,000.00	2,000,000.00	2,000,000.00	0.00%	2,000,000.00	0.00%	2,000,000.00	0.00%	2,000,000.00	0.00%	2,000,000.00	0.00%
Other Revenue		2,238,221.00	2,112,000.00	2,054,872.00	2,015,700.00	1,675	2,015,700.00	1,000	2,015,700.00	1,675	2,015,700.00	1,000	2,015,700.00	1,000
Grand Total		26,471,050.41	29,295,729.28	30,841,001.81	31,827,697.00	4,654	31,827,697.00	2,625	31,827,697.00	4,654	31,827,697.00	2,625	31,827,697.00	2,625

EXPENDITURE SUMMARY		Actual Budget		Current Budget		Proposed Budget		Assessed Rate of Growth		Future Projected Years				
		FY13	FY14	FY15	FY16	FY17	FY18	FY19	FY20	FY21	FY22	FY23	FY24	FY25
Operating Expenses		11,959,209.19	12,979,809.19	13,999,809.19	14,999,809.19	8.33%	14,999,809.19	8.33%	14,999,809.19	8.33%	14,999,809.19	8.33%	14,999,809.19	8.33%
Capital Expenses		3,000,000.00	3,000,000.00	3,000,000.00	3,000,000.00	0.00%	3,000,000.00	0.00%	3,000,000.00	0.00%	3,000,000.00	0.00%	3,000,000.00	0.00%
Grants		1,000,000.00	1,000,000.00	1,000,000.00	1,000,000.00	0.00%	1,000,000.00	0.00%	1,000,000.00	0.00%	1,000,000.00	0.00%	1,000,000.00	0.00%
Grand Total		15,959,209.19	16,979,809.19	17,999,809.19	18,999,809.19	4.44%	18,999,809.19	4.44%	18,999,809.19	4.44%	18,999,809.19	4.44%	18,999,809.19	4.44%

BALANCE SURPLUS OR DEFICIT		Actual Budget		Current Budget		Proposed Budget		Assessed Rate of Growth		Future Projected Years				
		FY13	FY14	FY15	FY16	FY17	FY18	FY19	FY20	FY21	FY22	FY23	FY24	FY25
Revenue Surplus		5,512,050.41	6,315,920.09	6,841,192.62	7,827,887.81	4,654	7,827,887.81	2,625	7,827,887.81	4,654	7,827,887.81	2,625	7,827,887.81	2,625
Expenditure Deficit		(1,999,999.99)	(2,999,999.99)	(3,999,999.99)	(4,999,999.99)	(8,333)	(4,999,999.99)	(8,333)	(4,999,999.99)	(8,333)	(4,999,999.99)	(8,333)	(4,999,999.99)	(8,333)
Grand Total		3,512,050.41	3,315,920.09	2,841,192.62	2,827,887.81	(3,679)	2,827,887.81	(1,708)	2,827,887.81	(3,679)	2,827,887.81	(1,708)	2,827,887.81	(1,708)

BALANCE WITH AVAILABLE FUNDS		Actual Budget		Current Budget		Proposed Budget		Assessed Rate of Growth		Future Projected Years				
		FY13	FY14	FY15	FY16	FY17	FY18	FY19	FY20	FY21	FY22	FY23	FY24	FY25
Operating Expenses		11,959,209.19	12,979,809.19	13,999,809.19	14,999,809.19	8.33%	14,999,809.19	8.33%	14,999,809.19	8.33%	14,999,809.19	8.33%	14,999,809.19	8.33%
Capital Expenses		3,000,000.00	3,000,000.00	3,000,000.00	3,000,000.00	0.00%	3,000,000.00	0.00%	3,000,000.00	0.00%	3,000,000.00	0.00%	3,000,000.00	0.00%
Grants		1,000,000.00	1,000,000.00	1,000,000.00	1,000,000.00	0.00%	1,000,000.00	0.00%	1,000,000.00	0.00%	1,000,000.00	0.00%	1,000,000.00	0.00%
Grand Total		15,959,209.19	16,979,809.19	17,999,809.19	18,999,809.19	4.44%	18,999,809.19	4.44%	18,999,809.19	4.44%	18,999,809.19	4.44%	18,999,809.19	4.44%

RESERVE		Actual Budget		Current Budget		Proposed Budget		Assessed Rate of Growth		Future Projected Years				
		FY13	FY14	FY15	FY16	FY17	FY18	FY19	FY20	FY21	FY22	FY23	FY24	FY25
Operating Reserve		5,512,050.41	6,315,920.09	6,841,192.62	7,827,887.81	4,654	7,827,887.81	2,625	7,827,887.81	4,654	7,827,887.81	2,625	7,827,887.81	2,625
Capital Reserve		3,000,000.00	3,000,000.00	3,000,000.00	3,000,000.00	0.00%	3,000,000.00	0.00%	3,000,000.00	0.00%	3,000,000.00	0.00%	3,000,000.00	0.00%
Grants Reserve		1,000,000.00	1,000,000.00	1,000,000.00	1,000,000.00	0.00%	1,000,000.00	0.00%	1,000,000.00	0.00%	1,000,000.00	0.00%	1,000,000.00	0.00%
Grand Total		9,512,050.41	10,315,920.09	10,841,192.62	11,827,887.81	4,654	11,827,887.81	2,625	11,827,887.81	4,654	11,827,887.81	2,625	11,827,887.81	2,625

Reserve Fund % of Deficit	0.2%	0.2%	0.2%	0.2%	0.2%	0.2%	0.2%	0.2%	0.2%	0.2%	0.2%	0.2%	0.2%	0.2%
Operating Fund % of Deficit	0.2%	0.2%	0.2%	0.2%	0.2%	0.2%	0.2%	0.2%	0.2%	0.2%	0.2%	0.2%	0.2%	0.2%
Capital Fund % of Deficit	0.2%	0.2%	0.2%	0.2%	0.2%	0.2%	0.2%	0.2%	0.2%	0.2%	0.2%	0.2%	0.2%	0.2%
Grants Fund % of Deficit	0.2%	0.2%	0.2%	0.2%	0.2%	0.2%	0.2%	0.2%	0.2%	0.2%	0.2%	0.2%	0.2%	0.2%

TOWN OF BOURNE
LONG-TERM FINANCIAL PLANNING MODEL

1/13/16

EXPENDITURES		Actual Budget		Current Budget		Proposed Budget		Assessed Rate of Growth		Future Projected Years				
		FY13	FY14	FY15	FY16	FY17	FY18	FY19	FY20	FY21	FY22	FY23	FY24	FY25
Operating Expenses		11,959,209.19	12,979,809.19	13,999,809.19	14,999,809.19	8.33%	14,999,809.19	8.33%	14,999,809.19	8.33%	14,999,809.19	8.33%	14,999,809.19	8.33%
Capital Expenses		3,000,000.00	3,000,000.00	3,000,000.00	3,000,000.00	0.00%	3,000,000.00	0.00%	3,000,000.00	0.00%	3,000,000.00	0.00%	3,000,000.00	0.00%
Grants		1,000,000.00	1,000,000.00	1,000,000.00	1,000,000.00	0.00%	1,000,000.00	0.00%	1,000,000.00	0.00%	1,000,000.00	0.00%	1,000,000.00	0.00%
Other Revenue		2,238,221.00	2,112,000.00	2,054,872.00	2,015,700.00	1,675	2,015,700.00	1,000	2,015,700.00	1,675	2,015,700.00	1,000	2,015,700.00	1,000
Grand Total		18,237,430.19	19,091,809.19	20,004,681.19	21,015,509.19	9.67%	21,015,509.19	9.67%	21,015,509.19	9.67%	21,015,509.19	9.67%	21,015,509.19	9.67%

EXPENSE CATEGORIES		Actual Budget		Current Budget		Proposed Budget		Assessed Rate of Growth		Future Projected Years				
		FY13	FY14	FY15	FY16	FY17	FY18	FY19	FY20	FY21	FY22	FY23	FY24	FY25
Operating Expenses		11,959,209.19	12,979,809.19	13,999,809.19	14,999,809.19	8.33%	14,999,809.19	8.33%	14,999,809.19	8.33%	14,999,809.19	8.33%	14,999,809.19	8.33%
Capital Expenses		3,000,000.00	3,000,000.00	3,000,000.00	3,000,000.00	0.00%	3,000,000.00	0.00%	3,000,000.00	0.00%	3,000,000.00	0.00%	3,000,000.00	0.00%
Grants		1,000,000.00	1,000,000.00	1,000,000.00	1,000,000.00	0.00%	1,000,000.00	0.00%	1,000,000.00	0.00%	1,000,000.00	0.00%	1,000,000.00	0.00%
Other Revenue		2,238,221.00	2,112,000.00	2,054,872.00	2,015,700.00	1,675	2,015,700.00	1,000	2,015,700.00	1,675	2,015,700.00	1,000	2,015,700.00	1,000
Grand Total		18,237,430.19	19,091,809.19	20,004,681.19	21,015,509.19	9.67%	21,015,509.19	9.67%	21,015,509.19	9.67%	21,015,509.19	9.67%	21,015,509.19	9.67%

APPENDIX E

FREE CASH ANALYSIS FY2016		Free Cash Expended & Proposed FY2016	Free Cash Balance	FY16 GFDB	Excess over 5% of GFDB	Proposed Policy Allowance FC for Budget
GFDB = Sources and Uses FWG Operating Budgets plus Debt Service				\$59,281,596.00		
5% of GFDB				\$1,964,079.80		
CERTIFIED FREE CASH BALANCE 7/1/2015						
10/15/15	Unpaid Bills	(\$2,733.00)	\$5,538,836.00	6.0%	\$574,756.20	\$287,378.10
10/15/15	Amended Budget turnback of free cash used **	\$1,028,884.00	\$4,536,103.00	6.0%	\$572,023.20	\$286,011.60
6/30/16	Miscellaneous Revenues **	\$300,000.00	\$4,564,787.00	7.7%	\$1,600,707.20	\$800,353.60
6/30/16	Sale of Coady **	\$400,000.00	\$5,264,787.00	8.2%	\$1,900,707.20	\$950,353.60
6/30/16	Energy Credits **	\$100,000.00	\$5,364,787.00	8.9%	\$2,300,707.20	\$1,150,353.60
2/8/16	Budget Amendment Snow & Ice	(\$150,000.00)	\$5,364,787.00	9.0%	\$2,400,707.20	\$1,200,353.60
2/8/16	Budget Amendment School	(\$130,000.00)	\$5,234,787.00	8.8%	\$2,250,707.20	\$1,125,353.60
2/8/16	Budget Amendment Town	(\$112,000.00)	\$5,084,787.00	8.6%	\$2,120,707.20	\$1,060,353.60
Total		\$1,433,951.00	\$4,972,787.00	8.4%	\$2,008,707.20	\$1,004,353.60

Michael Blanton questioned what has Governor stated regard to maintaining local aid? Tom Guerino stated he thinks the Governor will make his commitment known at the MMA meeting. That is generally when the Governor lays out what his priorities are for the year prior to submitting the budget to the legislator. We think he will be understanding of the cities and towns based on the outreach they have done to the cities and towns.

Mary Jane Mastrangelo, Finance Committee Chairman, spoke about adding ISWM, OPEB and liability to their administrative costs. We have looked at having ISWM debt paid off by the time the landfill is non-operational, we should be looking at that with OPEB as well. It is dangerous for us to be thinking of paying OPEB for ISWM employees when ISWM is not operating anymore.

Tom Guerino stated Dan Barrett and Linda Marzelli will be getting together before the end of the month to look at the debt schedules.

Mary Jane Mastrangelo stated not sure if they do their calculation separate or if they put them in the same pool. Mrs. Marzelli stated they are all in the same pool. Mrs. Mastrangelo stated we may want to separate that so we can make sure we get that piece of money from ISWM. Looking at the budget, the long term financial planning model does a good job of estimating expenditures and the revenue side where we tend to be conservative. In future years when you start having accumulative effect of under estimated revenues and include nothing for turn-backs or additional revenues in terms of the free cash long-term projection. I think it makes the future years look worse than they are actually going to be. When you look beyond FY16 and FY17, but when you start getting to FY19 if there is a 1 million or 2 million dollars of revenue difference over those two years, then it will look like we don't have enough money, but in fact we might.

7) Budget discussion – progress of members regarding liaison work with Departments

Peter Meier stated he and Michael Blanton and the Finance Committee Chairman met with the School Budget Subcommittee and it was eye opening. It will make it easier for us to understand when they present their budget in March. Michael Blanton stated the meeting

was very informal. It was interesting to hear their methodology. They performed a SWAT analysis, which they do on a quarterly basis.

Peter Meier talked about lack of action from Cape Light Compact.

Don Ellis stated he met with the Chief of Police. They went through each line item. What he has requested is on line with the budget.

Don Pickard stated he was impressed with the Police presentation. Mr. Pickard and Mr. Ellis are also going to meet with the Fire Chief and Mr. Pickard will be meeting with Dan Barrett at ISWM.

Don Ellis stated he is also going to set up a meeting with DPW. Mr. Ellis also brought up how the Police Department has to operate in an antiquated building.

Peter Meier stated at the school committee meeting and in their agenda they have a statement that shows what the original appropriation is, what has been encumbered, and what is left outstanding. We need to have something like that for the town to have more transparency to see if there are any discrepancies. Mr. Guerino stated they can do that for the Chairmen. Linda Marzelli stated she can provide that to them and questioned do you want them quarterly or monthly.

Michael Blanton stated he and Mr. Meier are also going to set up a meeting with the Rec. Department, and talk about some of the issues with regard to the building, the programs, access to things like open gym, and if things can be adjusted or not.

Don Pickard stated as you look at the top of the budget by department you have the 2015 appropriated and the 2015 expended and 2016 appropriated and 2016 expended, and then you have the 2017 requested and adopted. Could we just cut off the 2015 and just use the 2016 and 2017. It should probably state 2017 department head request and 2017 Town Administrator. The Department head submit their budget to you (Mr. Guerino) and you make a recommendation to the Board; then in another column 2017 Selectmen. If you did away with 2015 maybe you could add those extra columns. That way the Selectmen can comment on it. Mr. Pickard also stated it looks like the lifeguards are being cut. Is there a way to do other cuts to keep the lifeguards? It's the department heads that make the request; the Town Administrator makes the recommended cuts; and Selectmen should have a column. At some point in time would you provide to us what all departments have for levels of staffing and when you have a vacancy you can put vacancy.

Don Ellis stated he is concerned because we are a seaside community, how can we get rid of lifeguards; you won't be able to teach the kids how to swim. Mr. Guerino stated swimming lessons will be offered on a fee based system the way they have been offered for years. If the Board of Selectmen decide they want lifeguards at the beaches you need to make that determination before the town meeting in February, because we have to have money in the budget in February to recruit and hire in May and June.

Peter Meier stated this is the perfect time for the Board members to list their priorities. Tom Guerino stated yes; that would be helpful. The sooner we can set prioritization the better we will be able to make those adjustment to reflect the Selectmen's prioritizations. Swimming lessons will be held at Monument Beach at a fee like they have been.

Michael Blanton questioned if we have history of what costs are and what they have been historically, we should be able to forecast what it will be for this year. Mr. Guerino stated yes they can get those numbers. Don Pickard suggested to Mr. Guerino to consult with Mr. Mealy to see if we can block out 15 minutes at the next meeting for the selectmen to come forward with their priorities, to make you aware.

Mary Jane Mastrangelo spoke about taking out the FY15 column. It is important to keep that column because that is your complete budget history. Also keeping the appropriations and actual is important, because when you go through the budget history you can say this is what was appropriated and this is what was actual, especially when you look at the three year history turn-backs. The Finance Committee uses the budget history. For the total budget amounts, I would like the totals for the school department to be included in the budget report. Mrs. Mastrangelo also said the Charter says the Board of Selectmen and the Finance Committee will give their votes in the voter handbook on every item.

8) Selectmen's Business

a. Ratify inter-municipal agreement with Sandwich related to Beach Stickers

Don Pickard read the Summary of the Proposed Bourne/Sandwich Sticker Reciprocity

SUMMARY OF PROPOSED BOURNE / SANDWICH STICKER RECIPROCITY**Two-Year Trial Period (2016 & 2017)****Bourne Residents:**

- The first 200 Bourne residents who request Sandwich beach parking stickers, excluding the use of Sandy Neck Beach (owned by Town of Barnstable) and Snake Pond (restricted access by gifted deed), will pay the Sandwich resident rate for the stickers (currently \$35)
- Any Bourne residents in excess of 200 who purchase non-resident Sandwich beach parking stickers will be charged the non-resident rate (currently \$105)
- Sandwich will produce unique stickers for 200 Bourne residents
- Residential status will be determined by a motor vehicle registration registered in Bourne

Sandwich Residents:

- Sandwich residents, by virtue of Chapter 127 of the Acts of 1884, are able to purchase Bourne shellfish licenses at the Bourne residential rate (currently \$35)
- The first 200 Sandwich residents who purchase Bourne shellfish licenses will be able to purchase required beach parking stickers at the Bourne resident rate (currently \$25); stickers will be valid for the shellfishing season only
- Any Sandwich residents in excess of 200 who purchase non-resident Bourne beach parking stickers will be charged the non-resident rate (currently \$50)
- Residential status will be determined by a motor vehicle registration registered in Sandwich

Voted Don Ellis moved and seconded by Michael Blanton to ratify this agreement between the summary of the Proposed Bourne/Sandwich Sticker Reciprocity.

Jim Mulvey questioned the rate for senior citizens. Tom Guerino stated that was not considered; the rate in Sandwich is the \$35 rate the issue of senior stickers was not discussed relative to the Sandwich resident rate, it will be a \$35 rate.

Vote 4-0.

9) Town Administrator's Report

Tom Guerino stated we are part of the county bid for gasoline, and given that the prices right now are favorable, the county is going out to bid early this year for the gas so it can be bought or reserved in bulk at this rate. We are applying for the DLTA grants to try to acquire the additional \$70,000 that is needed out of the \$190,000 that is needed for the sewer study that we are doing for the 100,000 gallon plant here. The documents that you have, both the draft

full budget you received on Friday and the numbers Linda has provided tonight, are subject to substantial modification as we move this forward. The bottom line may not change much relative to the departmental budgets. There are a lot of things in flux right now. Those numbers will be refined on a regular basis. Mr. Guerino also stated there is a storm water grant through the Buzzards Bay Action Committee that has been recently brought forward by the BBAC. Brendan Mullaney is going to be looking at it; he will meet with the Storm Water Committee and Local Pollution Committee. It appears that it will take some effort by DPW on monitoring things, but DPW thinks they can. Brendan Mullaney and George Sala will be at the next meeting of this group to discuss it so we can decide whether we move forward or not. It looks like something we may want to favorably do. The Executive session this evening that had to be canceled, we may have to have a meeting to discuss a couple of things, one of which is the collective bargaining and some contracts. If we can set a time that we can put a daytime meeting together, it would be appreciated. If we make some changes we have to move in a fairly expeditious manner.

10) Selectmen's Reports

a. Goals – Update by Mr. Blanton and Mr. Meier

Don Pickard stated we are going to defer the Selectmen's report item a goals – update by Mr. Blanton and Mr. Meier, at their request. They will have that on the next Tuesday's agenda.

Peter Meier spoke about Fox 25 News being at the Sagamore Fire Station earlier today, to recognize the Bourne Fire Department for what they do for the community. It is part of their Firehouse Fridays.

Michael Blanton attended the flag raising of the new sovereign territory for the official reservation area for the Mashpee Wampanoag Tribal Nation. Close to us now are the territory in Mashpee and the territory in Taunton. The town of Mashpee and the city of Taunton will be engaging with the tribe in inter-municipal inter-tribal agreements. We should pay attention to how those inter-municipal tribal agreements take place between the neighboring towns and the nation.

Don Pickard stated he was at Market Basket on Sunday and the CEO of Market Basket was standing in one of the isles with his daughter, who is also with the company, greeting some of the customers. I thanked him for his generous donation towards the COAs.

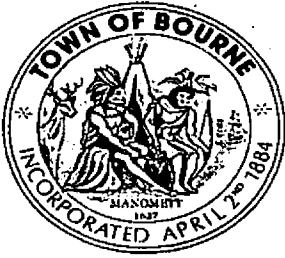
11) Other Business

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

12) Adjourn

Voted Peter Meier moved and seconded by Michael Blanton to adjourn. Meeting adjourned at 8:26 pm. Vote 4-0.

Respectfully submitted - Carole Ellis, secretary.



Board of Selectmen Meeting Notice



AGENDA

Date

Tuesday
January 19, 2016

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.

1.

1. 7:00 p.m. (Items 1-4) Call to order
2. Moment of Silence for our Troops and our public safety personnel
3. Salute the Flag
4. Public Comment – Non-Agenda Items
5. Correspondence
6. Town Administrator FY 17 Budget Message
7. Selectmen's Business
 - a. Review articles for Special Town Meeting
 - b. Sign warrant for the Special Town Meeting
 - c. Goals presentation and adoption – Mr. Blanton, Mr. Meier
 - d. Budget priorities discussion – FY 17
8. Town Administrator's Report
9. Selectmen's Reports
10. Other business
11. Adjourn

2016 JAN 19 PM 10 30
TOWN CLERK'S OFFICE
BOURNE, MASS

Future Agenda Items

- A. Appointment of MBTA Representative
- B. Discussion of Public-Private Partnership (3P) as it relates to the funding of a possible Third Canal Bridge
- C. Cape Canal Area Transportation Study Update
- D. Town Organizational Chart
- E. Labor Contracts
- F. Executive Minutes Review
- G. Upper Cape Vocational Technical School operations overview

Board of Selectmen
Minutes of Tuesday, January 19, 2016
Bourne Community Building
Bourne, MA 02532

RECEIVED
2016 APR 29 AM 11:02

TOWN CLERK BOURNE

TA Tom Guerino

Selectmen

Stephen Mealy, Chairman
Don Pickard, Vice-Chairman
Michael Blanton, Clerk
Don Ellis
Peter Meier

Note this meeting is being televised and recorded. If anyone in the audience is recording or videotaping, they need to acknowledge such at this time – Michael Rausch Bourne Enterprise.

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

Documents

Meeting Called to Order

Chm. Mealy called the meeting to order at 7:20 pm.

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

Public Comment – Non-Agenda Items

Mrs. Karen Gibides – Buzzards Bay

Mrs. Gibides wanted to publically comment on her recent observations regarding Future Generation Wind. Attended the Board of Health meeting last week and believed that board is working with their hands tied behind their back. She brought up concerns related to how the town was handling the legal aspect of the case and that in her opinion, the time delays regarding the prosecution of the case. She also indicated that many residents near the turbine site believed were not being protected by the town.

Stephen Mealy reminded the board we are unable to debate comment made under public comment, but will provide the following; there was a meeting last week between several Board of Health members, Board of Selectmen member, Town Administrator, and both Town Counsels. There is another meeting scheduled next week.

5) Correspondence

Michael Blanton brought the committee up to date on the correspondence.

really have been so difficult for Mr. Troy to pick up the phone and let someone know a step had been missed? I'm concerned that Mr. Troy does not have the expertise and motivation necessary to advise and act on this matter or he is deliberately dragging his feet to sabotage the outcome. We were informed that this matter would be handed behind closed doors as not to disclose legal strategy, what strategy could that be, we're no further ahead than we were two months ago. I witnessed the Board of Health work until midnight last week to assemble a document that would meet the legal requirements necessary to issue an order of non-compliance. This was a group of citizen volunteers with other commitments the following morning struggling to compile a professional document. A document necessary in order for them to expediently meet the requirement of town bylaws, because they believe Bourne residents are at risk without legal intervention and this intervention was on hold pending the order. I am willing to bet that a good municipal attorney could have had that document prepared in a short time. The board did not have access to a good municipal attorney and apparently Mr. Troy will not communicate directly with the Board of Health. How long will this go on? We know the detrimental effects of these industrial turbines will trespass on the well being of Bourne residents. We know there are laws to prohibit this. We also know that with each passing day construction continues and so does the devaluing of the abutting Bourne properties. I urge you to open the lines of communications with the Board of Health and give them access to legal advice. Give Attorney Troy the ability to advise the Board of Health directly and if he is unwilling or unable, hire an attorney who will. You are allowing president to be set in regard to our border and every other town's borders in Massachusetts. Please remember we are people and a lack of funds should not be an excuse to allow harm to come to those people you are responsible for. You have heard enough to know that a lack of action by the town is creating a risk to the well being of its residents. Please do the right thing; you have an obligation to do so.

Stephen Mealy reminded the board we are unable to debate comment made under public comment, but will provide the following; there was a meeting last week between several Board of Health members, Board of Selectmen member, Town Administrator, and both Town Counsels. There is another meeting scheduled next week.

5) Correspondence

Michael Blanton brought the Board up to date on the correspondence.

- a. Letter of interest from Carol Lynch, of Pocasset, to serve on the Capital Outlay Committee
- b. Letter of interest from Elizabeth Barlow to serve on the Human Services Committee
- c. Eversource Energy is giving notice of planned and scheduled vegetation maintenance work on the transmission of right-of-way.
- d. Detective John Doble submitted a letter that he will be retiring on April 1, 2016 after 35 years of service to the Bourne Police Department.

6) Town Administrator FY 17 Budget Message

Tom Guerino read the FY17 budget message

As required by the Town of Bourne Charter, I am forwarding the FY 2017 Budget Message. This Message includes a summation of projected revenues, anticipated expenditures and presents a balanced budget for FY 2017. **The main message in this introductory paragraph is simple and straight forward: The Override vote in October of 2015 FAILED. The outcome was close, but it FAILED.** Cuts have been made. **The municipality is functioning to the best of its ability but is not functioning at its' best.** Town Hall is too short staffed, as is the DPW. Other departments are barely hanging on. And until there is a new infusion of money this downward trend will continue. The Bourne School Department is in need of help. All departments are doing more with less and have been creative in trying hard to offer as many services as possible. Changes have some citizens angry. The truth is no-one is satisfied nor comfortable with the current state of program and service offerings. This includes elected leaders, municipal staff and administration or townspeople.

There has been outcry by many in the community that programs have been reduced, adjusted or have new fees attached. The fact of the matter is that these necessary changes were well forecasted and warnings of necessary changes were loud and clear by leaders of the community for months before the vote. There is a lot of **"cut the budget, but not my program"** talk out there.

Some have called for large infusions of cash to the current budget due to some better than expected revenues being derived in the current year. While we often make minor adjustments to budgets during the course of a given fiscal year (as we are proposing in February of this year), as a community we have never spent great sums of money in a current fiscal year because of better than expected revenues. This cautious approach has what has been able to keep the Town afloat during turbulent times. The notion to spend "new" money in the year it was received after budgets have been set, is NOT sustainable in the long run. I remind all that in October, the voters told us as municipal official s to live within our means. This was echoed at the Autumn Special Town Meeting. It is now our job to do so, politically popular or not.

This budget is designed to work within the confines of this reality. It is not a budget citizens are accustomed to. New revenue sources will need to be ascertained after this upcoming fiscal year. And by **New sources, I mean another override attempt at a time in the near future. The timing of such to be determined by the Board of Selectmen, for FY 18.** If this is not accomplished, staffing and programs within the municipal and educational areas of Bourne will continue to fall and in some cases, fail. It appears that the municipality will be forced to reduce budgets by an amount approximating \$1.3 - to \$1.8 million in FY 18, based on current projections and current policy constraints. This means school and municipal departmental losses, with some departments likely to be eliminated. **Police and Fire will also be subject to staffing reductions.**

I bring forward this balanced budget again with a bit of a blind spot. This budget message is earlier than the last several years and the Governor's budget is not due until the end of this month. It is anticipated that local aid will remain flat which could

mean a bit more or less actual "cash in the coffers" depending on state and other assessments. There is some positive news as it appears that the UCRTS assessments will finally level out after many years of substantial increases. Additional cost controls and cost shifts in the health insurance programs will again prove to be helpful and rates rise less than the current industry standard by a substantial amount. Should new changes not be considered, this budget will be substantially out of balance and further reductions to all Town funded departments, including schools will have to be considered.

I have been cautioning the Elected/Appointed leaders that we are coming to a time wherein we can no longer rely on departmental turn backs and our conservative approach to revenue estimates to manage the pot holes we encounter in the budgetary process. I expect nonsalary vacancy related turn backs to be extremely limited. I take pride in the fiscal prudence of Town Departments. This previously praised and championed approach suddenly came under fire when the reality of a failed override came due.

The Town has been extremely frugal for a long time and staffing is overall at a minimum. The truth of the matter is many offices within the Town and School Departments are dealing with limited functionality due to staff shortages. Our Planning, Inspections, Conservation, Engineering, to some degree Health are not able to provide full service and/or full coverage as most are departments with only one person per function or one person departments. When many departments of one are out due to allowed vacations, professional development requirements or illness, there is no one to take on the tasks and duties. The estimated lost time to citizens is 286 workdays. This equates to delayed plans review, loss of citizen technical assistance and citizen inconvenience causing multiple visits to Town Hall. There are many areas within the Bourne School Department that face similar difficult circumstances.

There is no place to cut in order to "show" frugality. Those days have concluded. The last round of reductions due to the result of the failed override coupled with the reductions made just before the annual town meeting in 2015, have cut to the bone and beyond. Bourne Public Schools are funded at the minimum level and some could justifiably make the argument, below the minimum level. The municipal non-public safety departments cannot endure more personnel reductions. Any further reductions in the budget will have to include public safety.

All Town Departments have again depicted a strong sense of fiscal restraint. These professionals work hard every day to bring the services the citizens and elected leaders demand at the least possible cost.

Our public safety and natural resource leaders continue to do outstanding work with tangible increased demand on their staffing and expertise. The participation in programs offered by the Library, Recreation Department and Council on Aging is increasing; however, fees are replacing what were formally town funded program expenses. Adjustments have been made and will be brought forth at the upcoming

Special Town Meeting in February to keep the COA bus driver, stave off loss of accreditation and keep the CLAMS network, etc. current at the library for the FY 17 budget. Citizens use these services and they are as important to large constituencies as our schools and public safety departments are to all.

The Town's Public Works, and Landfill divisions continue to provide excellent service while we transition to new ways of conducting business. The facilities department is saving the Town money on a daily basis and is trying to keep the long neglected brick and mortar piece of the organization in shape. The demands of State and National Government mandates are increasing and our ability to respond remains stagnant.

There are areas of good things happening that should be noted. We are beginning to think forward in a municipal, fiscal, and management sense. We have begun the system of priority based budgeting. While a bit delayed due to the work leading up to the override vote and the travails to cut the budget after the failure thereof, initial meetings have been concluded and departments have worked on the first phases of the program. The new DPW complex has been completed and is something the entire Town should take pride in accomplishing. An open house will be scheduled in the spring. The School and Police Facility building Committees are up and running. Communication between the Town Administration and School Department and the elected Chairs of BOS and School Committee are better than they have been for years. It helps all of us when frank and clear discussions about departmental needs are frequent and candid.

The ISWM Futures Working Group continues to work with the Town's hired and elected leadership to move many projects and ideas forward to assure a long life at the landfill site. The Financial Projects Working Group, as appointed by the Town Administrator, has served much of the purpose it was charged with and a different iteration of a similar group is being formulated. The Town has a more advanced set of financial policies as a result of a collaborative process.

Now to the Budget itself:

As stated earlier in the message, the Town is no longer in a position to continue most operations in a similar manner for the upcoming year. The following slides will show each area of town Government and the proposed increases. Note, this also assumes recommended amendments to the FY 16 Budget as described to the Board of Selectmen on January 12, 2016. Any additional changes to the FY 16 Budget beyond these few modifications will alter the numbers below. At the end of this you will see that continuing on, even after all of the FY 16 and FY 17 reductions will leave us seriously upside down in FY 18. This budget also takes into consideration the requirements of the Selectmen. There are no new positions requiring additional funding.

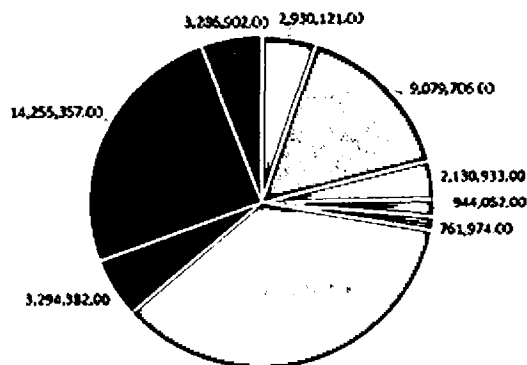
Stating Departments are "up" or "down" in this current climate is really not a factual way to comment on the budget. Function is level or reduced from the point of the

failed override and reductions required from that. Adjustments have had to be made where some reductions were too severe or there was unanticipated fallout. I think it best if we look at where we have come from and where we appear to be going.

FY2016 Budget to FY2017 Budget

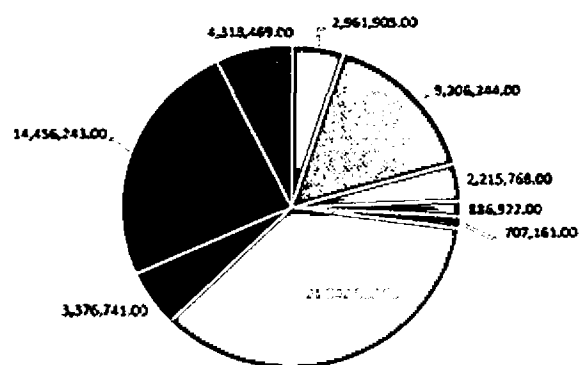
	FY2016	incr (Decr)	FY2017	Percent increase
Administrative Services	2,930,121	31,784	2,961,905	1.08%
Public Safety	9,079,706	226,638	9,306,344	2.50%
DPW	2,130,933	84,835	2,215,768	3.98%
Human Services	944,052	(57,130)	886,922	-6.05%
Culture & Rec	761,974	(54,813)	707,161	-7.19%
Bourne Public Schools	20,529,231	513,269	21,042,500	2.50%
Upper Cape Cod Regional	3,294,382	82,359	3,376,741	2.50%
Shared Costs	14,255,357	200,886	14,456,243	1.41%
Debt Services	<u>3,286,902</u>	<u>1,031,567</u>	<u>4,318,469</u>	31.38%
Total	57,212,658	2,059,395	59,272,053	

Final Budget FY2016



- Admin Services
- Public Works
- Culture & Rec
- Upper Cape Cod Reg
- Debt Services
- Public Safety
- Health & Human Services
- Bourne Public Schools
- Shared Costs

T/A Budget FY2017 Recommendations



- Admin Services
- Public Works
- Culture & Rec
- Upper Cape Cod Reg
- Debt Services
- Public Safety
- Health & Human Services
- Bourne Public Schools
- Shared Costs

***Additional Notes: 06/01/2015. The Board of Selectmen required additional budget reductions prior to Town Meeting in May of 2015. In excess of \$225,000.00 was reduced from the current operating budget prior to the override vote in 2015.

The TA PROPOSED Budget understands that the current revenue forecast is limited. It is anticipated that State aid will remain basically level funded (GOV -House 1) overall and state/county assessments will rise resulting in a net loss as compared to the prior year. However, even given the past several years of prudent and conservative revenue forecasts, dependable and professional departmental budget management of expenditures and sophisticated, professional administrative management, the Town is now in difficult position by simply meeting and not exceeding its' own established policies for reserves. The Town will hold approximately 11% (at policy) of the proposed FY 2017 budget in savings after the use of approximately 1 million in free cash for budget offset, in adherence with the new policy. **I further recommend that the absolute minimum amount of cash be used to fund the Capital Improvements budget.**

The budget presented will continue the swim lesson program on a fee for service basis. And, as was clearly stated in the multiple public forums leading up to the override vote this past October, in this proposed budget, Lifeguards at the two beaches will be eliminated once again. Note that the Recreation Department has no budgetary expense line items. These were eliminated when the override failed. All programs are fee based and recreation staffing is at a minimum

The Town's most recent borrowing rate on bonded debt was net less than 2 %. We must take advantage of these continual but time limited low rates. **A new Police Facility must be the priority in consort with a new elementary school project.** Both must be accomplished and the Town leaders must work together to achieve success for these two important facilities.

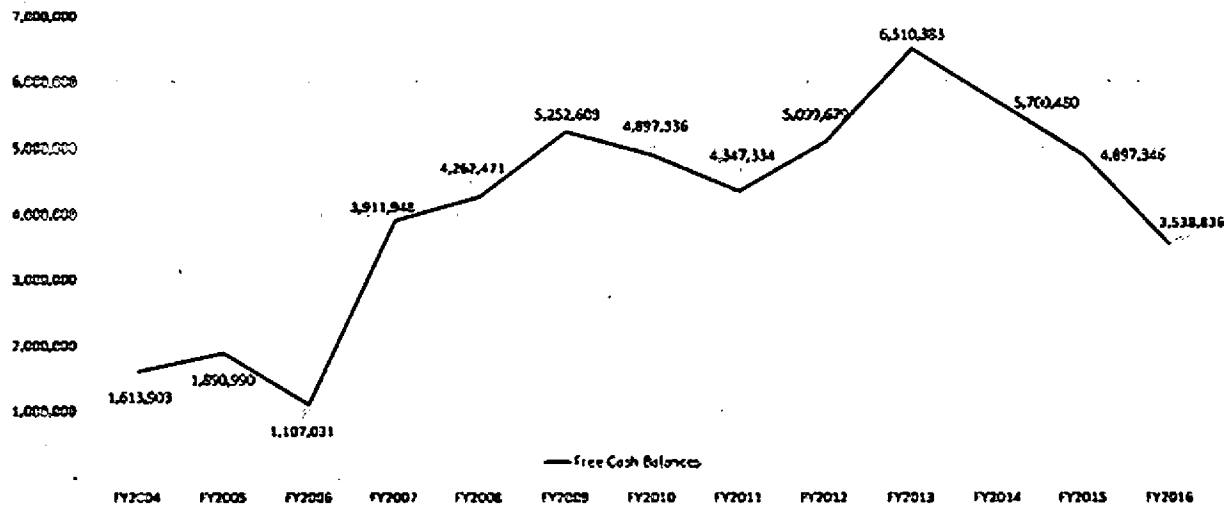
Notwithstanding the above necessary changes, this budget meets the requirements of the Townspeople as a result of the failed override.

Fiscally Responsible use of Reserves - The Town utilized the reserves to fund portions of the FY 2016 current budget, pursuant to the Financial Policy. With the new policies in place we are limited to use only approximately \$1,004,353 for the FY 2017 budget as currently presented.

Thus, the town must be prudent to protect reserves at policy to help maintain a positive bond rating. The Stabilization Account is \$3,530,881 and there is currently approximately \$260,000 in Capital Stabilization. Below, please find a historic view of free cash and stabilization balances.

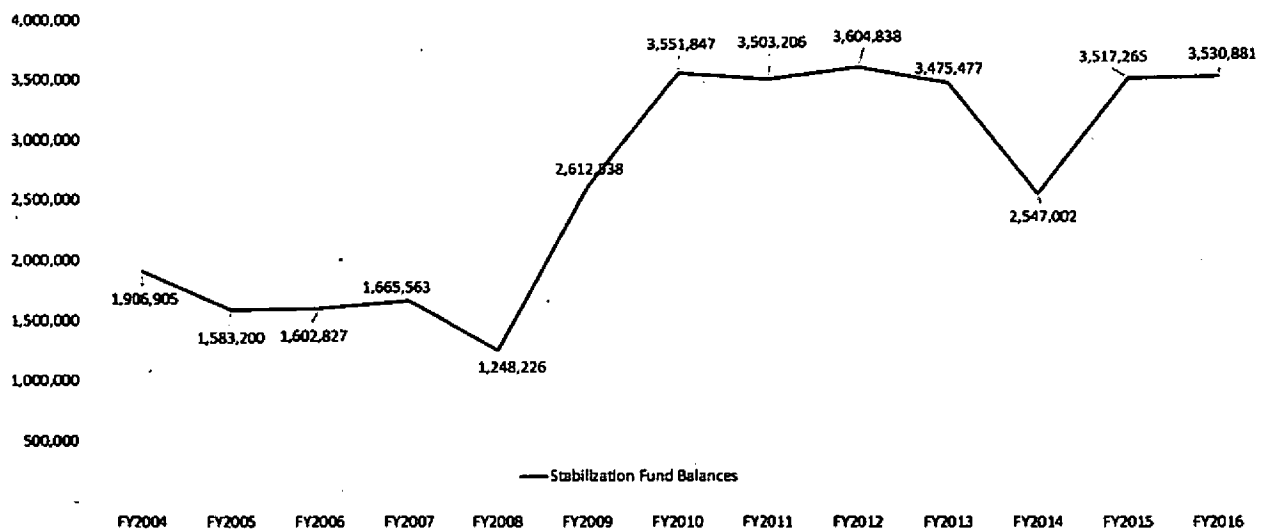
HISTORY OF FREE CASH

Free Cash Balances



HISTORY OF STABILIZATION

Stabilization Fund Balances



Based on the assumptions made within this budget the Town remains within the policy guidelines established. The use of the reserves as prescribed (\$1,004,000.00) will do much to help in appropriate funding levels for the School and Town Government. It will also continue to protect the current bond rating provided by Standard and Poor's. As the Board is aware the AA "Stable" bond rating provides the Town more favorable rates on items and facilities purchased via borrowing.

For the record I will repeat last year's message and the year before that: Most departments remain understaffed while the complexities of running a municipal business continue to grow. We must as a community address the most critical staffing needs as depicted earlier in this document.

Override Recommendations

An override is necessary for FY 18 and preferably before. It is up to the Board of Selectmen determine the timing of such.

Enterprise Funds

ISWM

The recommended ISWM FY 2017 expenditure budget represents a continuation of the significant change in how the department will be successful moving forward. The long term contract with Covanta will assure stability over the long run and reduce many of the odor and other potential environmental problems that could occur in this type of operation. The current Landfill Futures Working Group has done an exceptional job in scoping future endeavors for the ISWM department and is to be so commended. Implementing Single Stream recycling and the potential purchase of land south of the existing facility will further enhance the stability and long term viability of the department.

Sewer Department

The Sewer Department continues to function with minimal labor and equipment costs. Costs associated with this budget are largely a function of costs assessed by the Town of Wareham for materials used in the treatment process at the Wareham Plant. Note that the underground infrastructure and associated pumping stations are old and will need ongoing commitment.

As was noted last year, obtaining timely information from the Town of Wareham has been challenging. Steps by the Board of Sewer Commissioners to rectify this concern are underway.

BUDGETARY HIGHLIGHTS

This Budget Message also includes the following for the Board's review and comment. While some may appear to be redundant from the text above it provides a numerical basis for the budget recommendations:

◆ Sources and Uses Chart estimates with Revenue & Expenditure Projections.

- ↔ Ambulance fees will be adjusted slightly due to new approved rates. We are proposing the use of this funding source to assist in offsetting some budgetary and capital items directly related to operations in the EMS division of the Fire Department.
- ↔ Town General Insurance rates are expected to rise modestly.
- ↔ PILOT funding is anticipated to be level.
- ↔ Chapter 70 Aid to education is expected to be stable.
- ↔ General Assistance to Cities and Towns is expected to be similar to last year's.
- ↔ While ISWM offsets remain stable for the upcoming year, the Town continues to utilize the money from the landfill in an appropriate manner.
- ↔ "New Growth" is estimated at \$400,000.

◆ Debt Service Schedule and Analysis

- ↔ Debt service on existing non-exempt debt is appropriate for a community of this size and complexity. **Note that there is a substantial increase in exempt and non-exempt debt this year as the Public works facility has been included in the payment schedule and permanent bonding of many non-exempt authorizations have been placed into a permanent bond issue.**

GENERAL FUND BUDGET

Below, please see a Tax Levy summary of the growth allowed under Proposition 2 ½.

Tax Levy

	FY2013	FY2014	FY2015	FY2016
Levy Limit	36,051,596	37,314,237	38,469,899	40,007,801
Prop 2.5% Allowance	901,290	932,856	961,748	1,000,195
New Growth	361,352	222,805	576,154	651,484
Sub total Levy Ceiling	37,314,238	38,469,898	40,007,801	41,659,480
Excluded Debt Service	1,122,450	1,106,186	1,094,894	1,073,114
Cape Cod Commission	168,140	172,419	176,729	177,353
Excess Levy Capacity	<u>-21,508</u>	<u>-2,375</u>	<u>-37,517</u>	<u>-39,683</u>
Total	38,583,320	39,746,128	41,241,907	42,870,264

It is my intention to continue to work with School and other Departmental leaders in an effort to achieve municipal efficiencies while holding to the current budgetary numbers, including adjustments made upward or downward as the Commonwealth's budget picture becomes clearer. Also note that discussion regarding the State budget generally encompasses "State Aid". We must also be very cognizant of "Cherry Sheet Assessments". Please see a historical breakdown of Cherry Sheet Revenues and State Assessments.

State Aid Revenues

	FY2013	FY2014	FY2015	FY2016
Chapter 70 Education	4,771,738	4,825,238	4,877,340	4,927,363
State Owned Land	511,133	521,715	580,849	580,849
Unrestricted Gov't Aid	1,239,900	1,269,209	1,304,407	1,351,366
Exemption & Vet Benefit	94,527	202,124	197,656	209,367
Charter Tuition	<u>255,325</u>	<u>462,350</u>	<u>228,329</u>	<u>277,634</u>
Total General Rev	6,872,623	7,280,636	7,188,581	7,346,579
School Lunch	11,446	11,617	10,783	0
Public Library	16,634	16,371	21,815	21,912
School Choice	<u>231,541</u>	<u>335,248</u>	<u>723,869</u>	<u>696,669</u>
Total Offset Receipts	259,621	363,236	756,467	718,581

State Aid Assessments

	FY2013	FY2014	FY2015	FY2016
County Assessments	328,888	337,257	345,688	342,773
Retired Teacher Health	1,101,605	1,143,222	1,232,244	1,283,282
Mosquito Control	99,228	103,862	107,833	110,321
Air Pollution	7,781	7,860	7,822	7,754
RMV Surcharge	25,180	31,540	31,541	31,540
Regional Transit	44,573	45,687	46,829	48,000
Special Education	13,822	22,039	15,639	16,265
School Choice	492,200	512,185	643,215	622,519
Charter School	<u>921,875</u>	<u>1,157,456</u>	<u>1,313,036</u>	<u>1,507,188</u>
Total	3,035,152	3,361,108	3,743,847	3,969,642

TOTAL FY 2017 General Fund Budget Including Capital Debt Service and Without Enterprise Funds is \$59,272,053.

It is an annual challenge to construct a budget for presentation to the Town's citizens. Numbers shift dramatically back and forth over the course of several months. Specifics

from the Commonwealth will once again be held until the last possible moment allowed by law. Working figures from the Commonwealth have not yet arrived. **I anticipate the need for several modifications to this budget proposal prior to printing in the Finance Committee handbook.**

Again, without the strong willingness and candor by Bourne's Department Leaders, finding the right balance of expenditures would have been much more difficult. Communication with Bourne School Department are frequent and most positive. The more we share information, successes and concerns, the better the Community is served. The Town is indeed fortunate to have the workforce and departmental leadership currently in place. It cannot be forgotten that the proposed budget has continuing implications to service delivery.

I would be remiss if I did not thank several people who have provided great assistance in preparing this budget and Budget Message. The Department Heads and employees have been instrumental in endeavoring "to make this budget work". The Director of Finance is personally thanked for her continued supportive expertise, guidance and good humor, especially during this most difficult year. Ms. Marzelli's unyielding commitment to the Town is unwavering.

I look forward to reviewing this budget with the Board of Selectmen, Finance Committee and Citizens of Bourne.

Respectfully submitted,

Thomas M. Guerino
Town Administrator

Don Pickard stated in the last two weeks I have meet with 3 department heads, Mr. Ellis and I met with the Fire and Police, and I met with ISWM. The common theme is the next place to cut is staff. There is no place to cut anymore except for staff.

Michael Blanton stated when he and Mr. Meier met with several department heads they heard similar things, the only place to cut is staff, and in many of these departments there is only one person on staff. Being able to look at anything that may be innovative is lost. That loss of innovation is going to end up resulting in less services, less attractive community, less attractive of life, which will effect property values, decline.

Don Ellis stated he had a meeting with DPW and it comes down to the only thing they can cut is personnel.

Peter Meier stated this budget is a budget of reality. This budget needs adjustments. These department heads did the best they could with the instructions that were presented by the Town Administrator. I disagree with some of what is being considered. The children and the elderly area going to be affected the most.

Stephen Mealy stated he has been very earnest to make sure we follow what the charter and the town bylaws asked for.

7) Selectmen's Business

- a. Review articles for Special Town Meeting
- b. Sign warrant for the Special Town Meeting
- c. Goals presentation and adoption – Mr. Blanton, Mr. Meier
- d. Budget priorities discussion – FY 17

Tom Guerino handed out new articles dated 1/19/16 to the Selectmen because of typos. Changed the wording on article 11 to stop the encompassing to try to limit the article.

ARTICLE 1. To see if the Town will vote, upon recommendation of the Community Preservation Committee, to appropriate, borrow or transfer from available funds a sum of money for engineering services; the reconstruction, and resurfacing of the existing **OUTDOOR TRACK at JACKSON FIELD** located behind the Peebles Elementary School, including incidental costs related thereto, said funds are to be expended under the direction of the Director of Business Services of the Bourne School Department and the Community Preservation Committee, or take any other action in relation thereto.

Sponsor – Community Preservation Committee

Mr. Mealy read Article 1

Barry Johnson went over Article 1

All of these funds that are being recommended at this town meeting or at any town meeting that involve Community Preservation Articles, the funds are derived from the 3% surcharge on everybody's real estate tax bill. In no way it impacts on the operating funds for the community as well as a matching fund from the state. This project has been proposed by the Director of the School Business Department; it has also been endorsed by the School Department, School Administration, School Facilities Committee, as well as the recreation committee. The reason we are including this article is we want to meet the spring's constructions schedule. The estimated total project budget is \$675,000. The committee is going to recommend we borrow that sum of money, over a period of years. Under Chapter 44 section 7 sub-section 25 of the Mass General Laws we are allowed as a community to borrow for recreational outside activities of this particular nature; so in the motion that will be the reference to the statute. The committee has listened to the proposal and we have voted unanimously to recommend this to the town meeting membership on February 8th.

Don Ellis stated he would endorse this article. This track is in serious need of upkeep.

Don Pickard questioned reference to the borrowing, the Community Preservation Act will have to be voted again in 2020?

Mr. Johnson stated no, it can be revote; it can be left alone. It can be reviewed at the end of 2020. If the town voted to discontinue the CPA Program at the end of FY2020 the bond and debited nous carries forward to be paid off through the surcharge on everyone's tax bill.

Peter Meier stated he supports this article. Will this be a long-term plan; would you consider other improvements to Jackson Field and would it come out of CPA?

Mr. Johnson stated if we do go into additional projects that would require going into another set of plans, which would cost more.

Voted Peter Meier moved and seconded by Michael Blanton to approve \$675,000 for the purposes of article one, and the means will be to borrow.

Mr. Blanton questioned what materials will be used in the reconstruction and what is the life expectancy? Mr. Johnson stated probably for about another 25 years. The maintenance on it would not be required for about 8 to 10 years.

Vote 5-0.

ARTICLE 2. To see if the Town will vote to accept the provisions of **Massachusetts General Laws Chapter 54, Section 16A** permitting the Town Clerk to appoint the Warden, Clerk or Inspectors in circumstances where any of these persons are not present at the opening of the polls, in accordance with the requirements of this statutory section, or act anything in relation thereto.

Sponsor - Town Clerk

Barry Johnson, as Town Clerk, read article 2 and gave a brief background on the article. Very rarely we'll get a call and need to find a replacement and still have to open the polls at 7:00. Under this statute the Clerk is able to appoint an additional poll worker at that time.

Voted Don Pickard moved and seconded by Michael Blanton to approve Article 2 based on the presentation by the Town Clerk.

Vote 5-0.

ARTICLE 3. To see if the Town will vote to accept an Easement from the Bourne Historical Society, Inc. to the Town, on terms and conditions deemed to be by the Selectmen to be in the best interest of the Town, for the purpose of constructing a **trail and walkway from Aptuxet** to the Town owned "Lyons" property as shown on a Plan of Land on file at the Office of the Town Clerk, or take any other action in relation thereto.

Sponsor - Open Space Committee

Barry Johnson, Chairman of the open space committee, went over Article 3.

The proposal under this article is to see if the town would vote to accept from the Bourne Historical Society an easement with terms and conditions that will allow us to construct a walkway from the Aptuxet Post property towards the canal side up to the Lions property. In the future we would like to put a gazebo. The first step is to ask the town to approve the easement.

Don Ellis stated he spoke to the chairman and the superintendent of the grounds and went over it with them. The Board of Historic Society is in full support of this.

Voted Don Pickard moved and seconded by Peter Meier to approval Article 3. Vote 5-0.

ARTICLE 4. To see if the Town will vote, upon recommendation of the Community Preservation Committee, to appropriate, borrow or transfer from available funds a sum of money for the following Community Preservation purpose: to **restore and preserve the Civil War Soldier's and Sailor's Monument** located in the front of Town Hall located at 24 Perry Avenue, Buzzards Bay, including costs incidental and related thereto, said funds are to be expended under the direction of the Town Director of Public Works/Facilities and the Community Preservation Committee, or take any action in relation thereto.

Sponsor – Community Preservation Committee

Historic Commission

Trustees of the Bourne Veteran's Memorial Community Building

Barry Johnson went over Article 4. We appropriated a sum of money to restore the Civil War Soldier's and Sailor's Monument. We have a budget of \$350,000. It is our anticipation that these funds will come from the undesignated fund balance of the Community Preservation Fund. The Community Preservation Committee has voted unanimously to recommend this project. George Sala stated as the Chairman of the Veterans' Memorial Trustees we support this article.

Voted Peter Meier moved and seconded by Michael Blanton to approval Article 4 to transfer from the undesignated funds from the CPC in the amount of \$350,000. Vote 5-0

ARTICLE 5. To see if the Town will vote to amend the Bourne Zoning Map by changing the existing **Business 2 (B2) zoning district to Business 3 (B3)**, as shown on a map on file with the Town Clerk, or to take any other action in relation thereto.

Sponsor – Planning Board

Tom Guerino spoke briefly about Article 5. To change the height in the B3 district on how tall a building can be. The B3 district is primarily to the easterly side of the Bourne rotary. Don Pickard suggested we put 5, 6 & 7 on our next meeting agenda.

ARTICLE 8. To see if the Town will vote to raise and appropriate or transfer from available funds in the ISWM Enterprise Fund retained earnings or borrow a sum of money to be paid back from the ISWM Enterprise Fund, an amount equal to \$1,100,000 for the purpose of funding a **single stream recycling** capital project that includes equipment modifications to Town collection vehicles, purchase of specialized curbside collection carts and containers for residents and municipal facilities and the production and distribution of educational materials or take any action in relation thereto.

Sponsor- Board of Selectmen

Jonathan Nelson gave a quick overview for Article 8. We are requesting \$1,100,000 from out of ISWM retained earnings to fund the single stream and semi automated recycling project. This project would provide for the needed carts for residents, make some equipment updated and also some advertising dollars. Don Pickard questioned if this will come out of the enterprise retained earnings?

Mary Jane Mastrangelo, Capital Outlay Committee, stated the committee met on this article three times and voted at their last meeting to support this article. They talked about this article being paid for from ISWM retained earnings.

Voted Don Pickard moved and seconded by Peter Meier to approve the article. We can make a recommendation on the funding at the town meeting. Vote 5-0

ARTICLE 9. To see if the Town will vote to authorize the Board of Selectmen to acquire by purchase, gift or eminent domain a parcel of **land owned by Red Wolf Realty Trust** in the Town of Bourne designated on Bourne Assessors Maps as Parcel 5 on Map 32, approximately 12 acres in the area, for the purposes of the Department of Integrated Solid Waste Management Facility, on terms and conditions deemed by the Selectmen to be in the best interest of the Town, and to raise and appropriate, transfer from available funds or borrow, a sum of money for the purposes of this Article or act anything in relation thereto.
Sponsor - Board of Selectmen

Don Pickard briefly went over Article 9. We have the opportunity to purchase that parcel from the owner. It will extend the life of our landfill.
Tom Guerino stated the motion will have the amount; it is approximately 1.8 million dollars.

Peter Meier questioned are we allowed to raise and appropriate after the tax rate is set? Mr. Guerino stated you are correct, the motion will not allow for a raise and appropriate, and being ISWM it wouldn't be raise and appropriate.

Voted Don Pickard moved and seconded by Peter Meier to approve Article 9 as presented.

Mr. Brian Lamay questioned how are we going to pay for clearing this land and grading it? Don Pickard stated our ISWM crew and the Public Works crew would do it.

Vote 5-0

ARTICLE 10. To see if the Town will vote to appropriate, transfer from available funds, or borrow a sum on money for the purpose of funding the following **capital improvement and capital projects**, or take any other action in relation thereto.

Sponsor - Capital Outlay Committee

Description of Work		Amount
Fire Department		
	Ambulance Replacement	\$260,000.00
Total		\$260,000.00

Stephen Mealy read article 10.

Mary Jane Mastrangelo, went over this article. Mrs. Mastrangelo stated the Capital Outlay Committee met with the Fire Chief for his FY17 Capital plan, and one of the items is to replace ambulance A136. He wanted to do that before July 1st of this year because there are new regulations going in on July 1st that will increase the cost of an ambulance by approximately \$50,000.

Don Pickard questioned this is to replace ambulance 136 which was suppose to be replaced at our annual town meeting in 2017. We have ambulance 135 replacement on order, when is that due? Mr. Guerino stated March or April. Mr. Pickard wanted to clarify we have ambulance 135 that is in service and awaiting a replacement in March. Is ambulance 135 still operating on a daily basis? Mr. Guerino stated yes it is still in service. Mr. Pickard stated he is opposed to this, and can't see why we can't wait until the Special Town Meeting within the Annual Town Meeting in May. It is prudent for us to remain as vigilant as possible and not replace this ambulance until the Special Town Meeting within the Annual Town Meeting. I don't think this particular time is the time to do this. I am respectfully opposing it.

Don Ellis stated he agrees we can't afford this at this time.

Mrs. Mastrangelo stated they were discussing increased concerns that were happening at the Pocasset Fire station. Her concern is that if we wait and we still need to replace the ambulance you are still paying more money for repairs and the cost to replace the ambulance is going to be more.

Don Pickard stated it wont go up that much if we just wait until May.

Tom Guerino stated that at the special or annual Town Meeting the funding mechanism will still be the same.

Michael Blanton agreed that deferred capital expensed do increase over time. In terms of fiscal prudent and restraint it may be a more fiscally prudent strategy to purchase it now than letting it get more expensive down the road. Within the override discussion we were going to maintain the commitment to public safety. By investing in our public safety equipment we maintain that commitment as well.

Voted Peter Meier moved and seconded by Michael Blanton to support the request for article 10 for a new ambulance in the amount of \$260,000 from the Ambulance Fund.

Don Pickard and Don Ellis opposed. Vote 3-2.

ARTICLE 11. To see if the Town will vote to appropriate or transfer from available funds a sum of money to supplement the FY2016 Regular Annual Expenses of the Town as voted under Article 3 (Annual Budget) of the 2015 May Annual Town Meeting and Amended under Article 3 (Annual Budget) of the 2015 October Special Town Meeting, or take any action in relation thereto.

***Sponsor – Board of Selectmen
Town Administrator***

Stephen Mealy read Article 11

Tom Guerino briefly went over Article 11. As we discussed at our meeting last week, there were some items we felt that needed to be adjusted. We have worked with the school department. In the town meeting warrant article you received on Friday, which has changed, the intent was to tighten that article up as much as possible. We talked about reinstating the bus driver at the Council on Aging for about \$22,000.00. Helping out the library, enhancing theirs up to about \$35,000.00. \$7,916.00 into the Town Administrator's Departmental Salaries & Wages. The non health insurance related bills we have received, that are over what the original budget is; we budget for \$55,000.00. The school department has come in with a documented need of \$139,916.00. We talked about booting up the snow and ice account to \$150,000.00. In the warrant you received this evening I dated 1/19/16, we have changed the wording of the article to transfer from available funds a sum of money to supplement the FY16 Annual Expenses of the Town.

Stephen Mealy stated we originally specified an amount of \$409,832.00 if that had appeared in the article would the town be able to spend more money than that? Mr. Guerino stated not into other line items, it would only be into those areas, because the article would be defined. Don Pickard questioned can you define available funds, where the money will come from? Mr. Guerino stated it will come from Free Cash. Don Pickard stated after the \$409,832.00 is removed from Free Cash; where does that leave us with our policy? Tom Guerino stated we are still within policy.

Peter Meier stated he was one of the people that asked for this article to be stream lined. We have had discussions about this building being cut back. In my opinion it may have been a wise decision, but in reality this is the one building that serves all generations. The fact that we may have some discretionary income to look at getting this building open longer hours or back to the way it was before. It is something I think we should look at. Tom Guerino stated we were going to have some outreach people here after regular work hours. So folks that need those services would be able to come in after work. Don Ellis stated his concern is the lifeguards at the beaches. We are a seagoing community and I am concerned about young people being at the beaches.

Stephen Mealy stated he wants to discuss the \$409,832.00 and take a vote on that and then open further discussion for any additional adjustments.

Voted Don Pickard moved and seconded by Michael Blanton that the Board approve the amount of \$409,832.00 for the preliminary pass for article 11 for the 2016 budget from free cash.

Stephen Mealy read the amounts.

Counsel on Aging Salaries & Wages for a bus driver - \$22,000.00

Library Salaries & Wages - \$15,000.00

Library Expense - \$20,000.00

Town Administrator's Departmental Salaries & Wages - \$7,916.00

Non Health Insurance additions - \$55,000.00

School Budget - \$139,916.00

Snow & Ice Expense - \$150,00.00

Total - \$409,832.00 to be transferred from Free Cash

Vote 5-0.

Voted Peter Meier moved and seconded by Michal Blanton to take \$18,000 from available funds for the purposes of supplementing the expenses/contract work to open the community building.

Tom Guerino stated for the option at town meeting it might not just be from free cash it might be from other available funds.

Stephen Mealy opposed. Vote 4-1

Don Pickard questioned if we successfully reinstated lifeguards, there needs to be money in the 2016 budget, what is that amount?

Tom Guerino stated the amount would be approximately \$3,600 from June 23 to June 30th, which include hours for training. Mr. Pickard questioned if the board reinstates lifeguards? Tom Guerino stated it is \$38,842.42, I would suggest making it \$39,000.00, because there may be some changes. Mr. Guerino asked the selectmen if we do this, since the swim lessons would be provided at fee base only, ask the Selectmen to consider a sum of about \$6,000 to offset scholarships for those children that may not be able to afford the fee. I need to know how to put that into the budget.

Voted Don Ellis moved and seconded by Don Pickard to add additional \$4,400 for lifeguards in FY2016.

Don Pickard stated we can say as a matter of policy it is the position of the Board of Selectmen to fund lifeguards and how the Town Administrator does that is up to him.

Vote 4-1 Stephen Mealy opposed.

Voted Don Pickard moved and seconded by Michael Blanton that the Board of Selectmen adopt as policy the lifeguard program for FY17 and how that is administered is up to the Town Administrator.

Stephen Mealy stated what if we understood this evening we discussed the fact that we have identified and added monies in to prepare for bring lifeguards for FY17 and as we get into the budget for FY17 we attach the specifics within that with the understanding that the priority is to add lifeguards.

Peter Meier questioned we did an understanding that lifeguards will be going forward for FY17, should we make a motion or the assumption that the operations of this building would possible be the same thing for FY17? Tom Guerino stated it is his understanding that money will carry into 17. Mr. Mealy will make sure we bring that up.

8) Town Administrator's Report

9) Selectmen's Reports

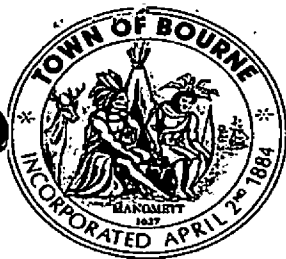
10) Other Business

The next Bourne Selectmen meeting will be on Tuesday, January 26th at 7:00 P.M.

11) Adjourn

Voted Don Pickard moved and seconded by Peter Meier to adjourn. Meeting adjourned at 9:30 pm. Vote 5-0.

Respectfully submitted – Carole Ellis, secretary.



Board of Selectmen Meeting Notice AGENDA



Date

Tuesday
January 26, 2016

Time

5:30 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.

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

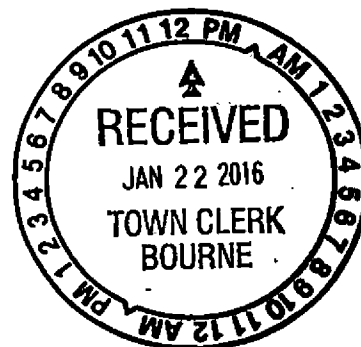
5:30 p.m. Call to order in Open Session

Executive Session. To conduct strategy session with respect to litigation as an open meeting may have a detrimental effect on the litigation position of the public body. The Chairman declares that such open discussion will have a detrimental effect to the litigating position of the public body.

Roll call Vote to convene in Executive Session for the purpose stated. The Board will reconvene in open session following the Executive Session at approximately 7 P.M.

Roll call Vote to reconvene in open session.

1. (Items 1-4) Call to order
2. Moment of Silence for our Troops and our public safety personnel
3. Salute the Flag
4. Public Comment – Non-Agenda Items
5. Correspondence
6. Hoxie Update – Allyson Bizer-Knox
7. Licenses and Appointments
 - a. Capital Outlay Committee – Carol Lynch
8. Selectmen's Business –
 - a. Review Planning Board Articles for February 8, 2016 Special Town Meeting
 - b. Discussion of remaining Warrant Articles for the February 8, 2016 Special Town Meeting
 - c. Selectmen's Goals as presented by Selectmen Blanton and Meier
9. Town Administrator's Report – Budget FY17 – Labor negotiations
10. Selectmen's Reports
11. Other business that may legally come before the Board
12. Adjourn



Future Agenda Items

- A. Appointment of MBTA Representative
- B. Discussion of Public-Private Partnership (3P) as it relates to the funding of a possible Third Canal Bridge
- C. Cape Canal Area Transportation Study Update
- D. Labor Contracts
- E. Executive Minutes Review
- F. Upper Cape Vocational Technical School operations overview

**Board of Selectmen
Minutes of Tuesday, January 26, 2016
Bourne Community Building
Bourne, MA 02532**

.....

TA Tom Guerino

Selectmen

Stephen Mealy, Chairman
Don Pickard, Vice-Chairman
Michael Blanton, Clerk
Don Ellis
Peter Meier

2016 FEB 26 AM 10 42
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.

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

5:30 p.m. Call to order in Open Session

Executive Session. To conduct strategy session with respect to litigation as an open meeting may have a detrimental effect on the litigation position of the public body. The Chairman declares that such open discussion will have a detrimental effect to the litigating position of the public body.

Roll call Vote to convene in Executive Session for the purpose stated. The Board will reconvene in open session following the Executive Session at approximately 7 P.M.
Roll call Vote to reconvene in open session.

Documents

Meeting Called to Order

Chm. Mealy called the meeting back to open session at 7:12 pm.

Stephen Mealy stated before we get started with tonight's meeting, I wish to announce that the Board of Selectmen has voted 5-0 to designate Associate Town Counsel Charles Sabatt to join the legal team in preparing a lawsuit against Future Wind Generation LLC. The filing in Superior Court will be made within the next week. The Board of Selectmen voted 5-0 to authorize the filing in conjunction with the Bourne Board of Health.

As the Town has now entered into litigation, the Chair may apply reasonable limitations to Public Comment to protect the Town's interests in the forthcoming legal processes.

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

Public Comment – Non-Agenda Items

Karen Gebedise, asked who is the contact person they can talk to with questions regarding the turbines and the progress?

Stephen Mealy stated as the board learns of information that is available publically they will make announcements. If you have general questions the first person to contact is the Town Administrator.

Mrs. Gebedise questioned regarding the orders that were issued by the Board of Health, is there any information about those orders? Mr. Mealy stated those have never been filed. That may become something that takes place at a later date, but at this time I am not at liberty to speak to that.

Mr. Troy stated we will provide as the litigation enters into a public forum, which includes the filing of the complaint in Barnstable Superior Court with some updates as the court docket will reflect. We have a specific plan. We have a specific mission; we intend to carry out that mission. We have studied what we believe needs to be done by the town to take effective action with respect to enforcement of our bylaws and we are confident we have identified the most important elements of our bylaws that need to be observed in order to build the type of record the we need to have to enforce an action on this issue. Mr. Sabot has joined us; he is an excellent litigator. He is going to assist us in this case. As much as we would like to share the intricacies of the litigation with the public at this time as we have discussed in executive session. We have to be cognizant of the fact that the people who are the most interested to learn what we have talked about in executive session are the people who are going to be the defendants of the actions. For strategic reasons we are going to have to limit our discussions to executive sessions with the Board of Health and the Board of Selectmen and we will be heard in court.

5) Correspondence

Michael Blanton brought the committee up to date on the correspondence.

- a. Letter from Attorney "Jeffrey Ford re: Posting of NRG Canal 3 Development LLC Facilities Siting Board Notice. Mr. Blanton read the notice.

January 26, 2016

RECEIVED

JAN 21 2016

TOWN OF SANDWICH
BOARD OF SELECTMEN

NOTICE OF PUBLIC COMMENT HEARING
PLEASE READ

NRG Canal 3 Development LLC ("NRG" or the "Company") has filed a petition ("Petition to Construct") with the Energy Facilities Siting Board ("Siting Board") requesting approval to construct a new electric power plant at 9 Freezer Road in the Town of Sandwich capable of generating 350 megawatts ("MW") of electricity (the "Proposed Generating Facility"). The Company has also filed a petition seeking individual zoning exemptions and a comprehensive zoning exemption for the Proposed Generating Facility ("Zoning Petition"). The hearings on the Petition to Construct and the Zoning Petition have been consolidated.

The attached legal notice describes the Proposed Generating Facility and its proposed location in more detail, and explains the opportunities for public participation in the review process. **Please read the attached legal notice carefully.** The Siting Board is a state agency that will determine whether the Proposed Generating Facility can be constructed and whether the Zoning Petition will be approved. There will be an opportunity for the public to comment at a Siting Board public comment hearing on Wednesday, February 10, 2016, beginning at 7:00 p.m., at the Sandwich Public High School Auditorium, 365 Quaker Meetinghouse Road, East Sandwich, MA 02537. At the public comment hearing, the Company will provide information on the Proposed Generating Facility, and the Siting Board will present information on its review process and receive comments and questions from members of the community. The public comment hearing is an important opportunity for the community to learn about the Proposed Generating Facility and the Siting Board review process, and for the Siting Board to hear questions and concerns from the community. All comments are important to the Siting Board; anyone with an interest in the project is encouraged to attend.

Individuals and groups affected by the Company's petitions who wish to be involved in the Siting Board review process may request to participate as either intervenors or limited participants. Such requests must meet the criteria outlined in the attached legal notice. **The deadline to make such a request is 5:00 p.m. on Monday, February 29, 2016.** The process for making a request to participate is explained in the legal notice. Questions concerning participation also will be answered at the public comment hearing.

Copies of the Company's petitions are available for public inspection at the locations listed on the enclosed notice. If you have any questions about the Siting Board's review process, please feel free to call the Presiding Officer, Robert J. Shea; at Robert.J.Shea@state.ma.us or (617) 305-3514. The Siting Board's address is: Energy Facilities Siting Board, One South Station, Boston, MA 02110.

- b. Notice from Xfinity re: Change of address notification. They have listed a new address. They can be reached at their Government Affairs office at 181 Ballardvale Street, Suite 203, Willington, MA 01887, and then copied to two other addresses in Manchester, NH and Philadelphia, PA

- c. Upper Cape Cod Regional Technical School District Committee minutes of December 10, 2015
- d. Eversource will begin pruning along power lines during the next 4 weeks
- e. Letter from Chairman Robert Gray of the Conservation Commission re: Martha Craig Rheinhardt has resigned as a member of the Conservation Commission

Peter Meier wanted to thank Martha Rheinhardt for all she has done for the Conservation Commission. and questioned if there was a thank you letter in their packet. Mr. Guerino stated there will be at the next meeting.

6) Hoxie Update - Allyson Bizer-Knox

Allyson Bizer Knox, Jackie Lane, Scott Fitzmaurice

Jackie Lane, development consultant, gave a brief overview of her background. She stated she has been with the group for about one year, and went over what has been happening with the Hoxie Center, and are looking to go public and raise funds.

They produced a couple brochures; one is the Capital Campaign brochure, restoration, renovation, and renewal. They are going to have a board training session getting everything in order, in order to have the credibility to go to different grant organizations. Mrs. Lane also talked about different donations and foundations they are getting donations from.

Allison Bizer Knox went over the outreach program. They just started their second year of doing outreach STEAM, science, technology, engineering, arts, and math through grant awards. Recently started an after school science club, and have had an overwhelming response. Working with the library to offer an art and music program. Working on summer programs for children of all ages. Working with Quincy College in Plymouth to become a site in the future once we are open to provide GED testing, and also credit and non-credit courses. Getting a list of artist, musicians, and educators, for future programming to offer once we are open.

Scott Fitzmaurice spoke about what they have done. We have had the deed just over six months and over a six-month period to date we have raised over \$700,000 including CPC funds. Mr. Fitzmaurice also spoke about the companies that have donated work for the roof and spoke about the flooring, elevators, the bathrooms, sprinkler system, fire alarm system, painting, windows, and other items. We submitted a \$250,000.00 matching grant to the Mass Culture Council Facilities Fund, which is a tourism grant. It is about Bourne being a destination. Last week we had a walk through. We have a Mass Historic Grant coming up, and other grants coming up.

Peter Meier questioned based on your CPA appropriations from previous years, how much of those dollars have you spent and what is left for a balance?

Mr. Fitzmaurice stated we are about three-quarters way through both of those grants. We have completed the first grant billing process and are about halfway through the second

grant. We now have the grant agreement issued on the second grant, so those funds should be coming fairly quickly.

Mike Blanton stated it was a nice opportunity to be invited to the open house, and being able to get the walking tour.

Don Ellis wanted to state you all are doing an outstanding job.

7) Licenses/Appointments:

a. Capital Outlay Committee – Carol Lynch

Carol Lynch introduced herself to the committee, and gave a brief background of her work.

Voted Peter Meier moved and seconded by Michael Blanton to appoint Mrs. Lynch for the term expiring on June 30, 2016. Vote 5-0.

8) Selectmen's Business –

- a. Review Planning Board Articles for February 8, 2016 Special Town Meeting**
- b. Discussion of remaining Warrant Articles for the February 8, 2016 Special Town Meeting**
- c. Selectmen's Goals as presented by Selectmen Blanton and Meier**

Coreen Moore, Town Planner, went over the three articles for the Special Town Meeting that is going to be held on February 8, 2016.

ARTICLE 5. To see if the Town will vote to amend the Bourne Zoning Map by changing the existing **Business 2 (B2) zoning district to Business 3 (B3)**, as shown on a map on file with the Town Clerk, or to take any other action in relation thereto.

Sponsor – Planning Board

Mrs. Moore said that Article 5 is a zoning map change. The proposal is to change a B2 district to a B3 district. This district is located at the Bourne Rotary up on the former Canal Side site. The B3 change will remove a single-family component. It will reserve the area for business development. Residential will be allowed through an open space community with 10 acres or more. It will allow for an increase in building height by a special permit.

Peter Meier questioned what will happen to the 40B that was filed a while ago. Has that application expired yet?

Coreen Moore stated I don't think there is much time left on that.

Don Ellis said thanks for bring this forward, it I a positive step in the business for this town.

Don Pickard questioned if the planning board has taken a vote on these articles yet?

Coreen Moore stated they will on Thursday.

Voted Peter Meier moved and seconded by Michael Blanton to support Article 5 as presented. Vote 5-0.

ARTICLE 7. To see if the Town will vote to amend the Bourne Zoning Bylaws as follows, or to take any other action in relation thereto:

Add **superscript footnote "r"** to **Zoning District B3** in Section 2500 Intensity of Use Schedule

Proposed	R80 ^{k,m}	GD ⁿ SDD ^{g,n}	R40 ^m	B1 ^{a,m,p,r} VB ^{a,m}	B2 ^{j,n,p}	B3^{n,r}	B4 ⁿ
Existing	R80 ^{k,m}	GD ⁿ SDD ^{g,n}	R40 ^m	B1 ^{a,m,p,r} VB ^{a,m}	B2 ^{j,n,p}	B3 ⁿ	B4 ⁿ

And to revise footnote "r" to read as follows:

Proposed:

r. Except building height in B-1 & B-3 zoning district increase of allowable height by Special Permit by the Planning Board.

Existing:

r. Except building height in B-1 zoning district increase of allowable height by Special Permit by the Planning Board.

Sponsor - Planning Board

Coreen Moore stated this is a change in section 2500 by adding the B3 to that section to include the height increase in that section, by a special permit.

Michael Blanton questioned what is the max building height?

Coreen Moore stated it is by special permit. They would have to make an argument to the planning board for the height they are seeking; there is not particular height.

Voted Peter Meier moved and seconded by Michael Blanton to approve Article 7. Vote 5-0.

ARTICLE 6. To see if the Town will vote to amend the Bourne Zoning Bylaws as follows, or to take any other action in relation thereto.

Add the following language to Section 2885 c) 1)

(Downtown Sign Regulations)

c) **Monument or Freestanding Signs.** Monument and free-standing signs are located adjacent to the right of way independent of the building. Monument and free-standing signs must be located outside the sight triangle area so as not to obstruct views of vehicles at the intersection.

1) Monument or freestanding signs are allowed in addition to the primary and pedestrian signs when a building's front entrance is set back at least 15 feet from the street. The maximum allowable height of all signs is eight feet, except that the Design Review Committee may allow up to 12 feet if found that such height is necessary for the site and is compatible with the appearance, scale and character of the area. The sign shall

not exceed an area no larger than 30 square feet per sign face, subject to meeting other design criteria.

2) A monument sign shall be set onto a base or frame, presenting a solid, attractive and well-proportioned appearance that complements the building design and materials.

3) A freestanding sign is a sign supported by two or more columns, uprights or braces in, or upon the ground.

4) **Height (of a sign): The vertical distance measured from the highest point of the sign to the average ground grade beneath the sign.**

Sponsor - Planning Board

Coreen Moore stated this article is a downtown sign regulation section 2885C1 to change the height requirement for the sign from 6 ft. to 8 ft.; and to allow the Design Review Committee to increase to 12 ft. depending on the individual site conditions.

Voted Peter Meier moved and seconded by Michael Blanton to approve Article 6. Vote 5-0.

Peter Meier stated last week when he commented on amending article 11 to put money back into the community building for the purposes of opening the building. It has come to his attention that some people at the library had taken offence to his comment, because they are going to be affected also and they service all ages of people. The intent was the library has money going back into their budget, and the community building didn't have any money going back into their budget. I'm trying to make sure the money was spread out evenly. Mr. Meier stated I would like to be put on their next agenda so they can speak to me directly.

Stephen Mealy said there is a pre meeting for the town meeting on February 4th at 3:00.

8 c. Selectmen's Goals

Michael Blanton stated he and Mr. Meier met with the Town Administrator to go over the goals. We are looking to enhance leadership, fiscal responsibility, and policy establishment. We talked about accomplishments from the previous year that we might like to replicate moving forward, we referenced the formation of the Financial Project Working Group. We looked at effectiveness and how we can hold better meetings by tightening our agendas, maintaining a mutual respect for other board members, elimination of redundancy, and arriving at a consensus if possible. The carry over goals we looked at were the plastic bag reduction and work on the 208 plan with regard to waste water. Work to continue the continuity services while we continuing good financial stewardship to the citizenry that we serve. We looked at fiscal goals the refining policies, monitoring staffing policies. We looked at areas that touched on environment protection, economic development, and community development, and organizational management as prime goals. Under organizational management we talked about creating efficiencies, restructuring for better efficiency communication amongst departments, and

organizational leads for both current and future uses. Economic development continued to look at waste water treatment, monies related to that, how to continue to handle grey water, look at septic capacity, hazards affects on economic development as we know from some of the projects that came forward, that we are reaching that threshold of waste water capacity, so we need to expand that capacity. We talked about siting down with the Town Planner and creating a public viewable catalog of developable land. We talked about enforcement of our existing blithe by law. Under the 208 program the Cape Cod Commission does offer technical assistance we will continue to work with them. With regard to organizational efficiencies we will continue to work towards trying to refine policies and practices. An organizational chart was put forward by the Town Administrator. Tom Guerino stated there were 2 organizational charts, one existing and one new proposed organizational chart. Mr. Blanton continued under other efficiencies; we talked about centralizing bulk purchasing between departments. Centralizing mailing town wide brought down to Town Hall for cost savings on postage.

Peter Meier spoke about the plastic bag by law.

Mr. Blanton said they also had a discussion with regard to police and fire vehicles and if there is cost saving on leasing rather than buying. The Town Administrator will look into this. Peter Meier spoke about economic development maybe having a separate workshop meeting for the process going forward. We need to bring more development into this town, and to look at where is the money going to come from. After Town Meeting we can look at a future meeting date to talk about that issue.

Mr. Blanton we had a discussion about waster water treatment and expansion; the Waste Water Advisory Group is working on that. The review and inventory of developmental land, and whether GIS interns could be used.

Peter Meier stated maybe Tom can get together with the Chairman as we get into economic development to see who we can bring in to help us drive that issue.

Tom Guerino said he is going to use the Growing Your Business Seminar that he used many years ago.

Peter Meier stated as part of that initiative we need to be looing at budgets. Coreen Moore should be at that meeting when we are discussing the Town Planners budget.

Tom Guerino said if you look at the organizational chart it would fall under the office of planning and development.

9) Town Administrator's Report

Budget FY17 – Labor negotiations

Tom Guerino stated as I have said before we have eight bargaining units we need to negotiate with prior to the end of fiscal year and hopefully have many of them concluded by town meeting. I would ask the selectmen to give me some parameters. The charter provides that I negotiate all contracts on behalf of the Board of Selectmen. If the town meeting concludes in one evening I would suggest we post a meeting prior, to meet on Feb 9th. If the town meeting were to extend into the next evening we could cancel that meeting and schedule it for another evening. On Feb 2nd we have issues related to other health related contracts and that would be an executive session. Stephen stated how about 7:00 on Feb 9th. Tom Guerino will post that meeting.

Stephen mealy questioned the Finance Chairman, we have made a great deal of progress on reviewing the entire budget in preparation of supplying it to the Finance Committee, by the requirements of the charter on the 1st or 2nd of February. I would like to ask if you would address your board and push that off until Feb 17th, that will give us an additional 2 weeks to undertake final reviews before making a final recommendation.

Mary Jane stated the financial schedule will depend on the vote at town meeting. If there are any materials the Finance Committee could get ahead, long term projections debt schedules, other material we can get in advance, it will be helpful. It is likely we will not meet to start reviewing the budget until Feb 17th at the earliest. Stephen Mealy stated we might be able to put together a preliminary booklet that covers many of the smaller departments. Mary Jane stated we are on a tight schedule. The Finance Committee would prefer the budget be as complete as possible before it comes to the Finance Committee. Then we will schedule according to that. Peter Meier stated he has met with all departments with the exception of the Upper Cape Tech School and will be working on getting that done in the next week

10) Selectmen's Reports

Peter Meier stated he attended a Bourne men's basketball team, they lost to the Old Rochester Regional team. We met with the department last week. We may meet with them again to get some clarification.

Don Pickard said he went to the Mass Municipal Association Conference and Trade Show. He got out of it that regional dispatch is probably not a good thing. If we get in a position to do it ourselves we would probably be better off. Got some good ideas for how we can move along.

Mike Blanton wanted to mention that the roads of Bourne were phenomenally well kept from the storm.

Don Ellis agreed the DPW did an outstanding job on the roads and sidewalks.

Stephen Mealy elaborate on the MMA meeting. There was a presentation by the Fire Department and the Town Manager on regional dispatch. It was two towns that were not next to each other working dispatch electronically between each other. When they got into the financial presentation for how this was done, a lot of money was brought in through grants. If it hadn't been for the grants they wouldn't be doing it. Mr. Mealy stated he attended the Waste Water Advisory Committee meeting last week. There was an overview of the grant that was just received by the Buzzards Bay Coalition addressing wastewater needs for Buzzards Bay, Southern Plymouth, and getting into Wareham. They are going into a supplemental grant to now include Marion. This would tie together Wareham's plan. It would eliminate Mass Maritime treatment plant and extend seweraging into around Buttermilk Bay and into Plymouth. The initial kickoff would be the 100,000-gallon per day treatment plant, which will be put into Queen Sewell Park to attend immediate needs, and the rest of this process will be brought on over the next ten years. I have asked them to come back to us in the spring with more information. We received a verbal notification

from Compassionate Care; they proposed to put in a marijuana cultivation center at the old Grand Union location off Clay Pond Road. They indicated they may withdraw their application. There is a meeting scheduled for February 2nd. Also the DPW did a great job.

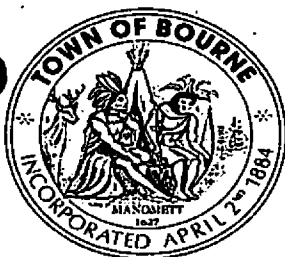
11) Other Business that may legally come before the Board

The next Bourne Selectmen meeting will be on Tuesday, February 2nd at 7:00 P.M.

12) Adjourn

Voted Mike Blanton moved and seconded by Don Pickard to adjourn. Meeting adjourned at 8:15 pm. Vote 5-0.

Respectfully submitted – Carole Ellis, secretary.



Board of Selectmen Meeting Notice



AGENDA

Date

Tuesday
February 2, 2016

Time

5:30 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.

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

EXECUTIVE SESSION 5:30 P.M.

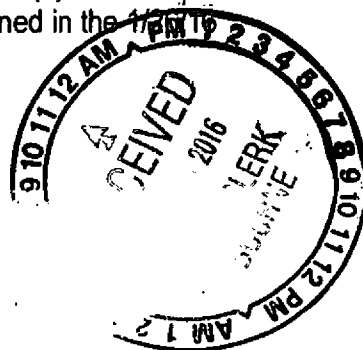
5:30 p.m. (Items 1-3) Call to order

1. Executive Session. To conduct strategy session with respect to contracts related to the collective bargaining process with all municipal bargaining units. An open meeting may have a detrimental effect on the position of the public body. The Chairman declares that such open discussion will have a detrimental effect to the negotiating position of the public body.

Roll call Vote to convene in Executive Session for the purpose stated. The Board will reconvene in open session following the Executive Session at approximately 7 P.M.

Roll call Vote to reconvene in open session.

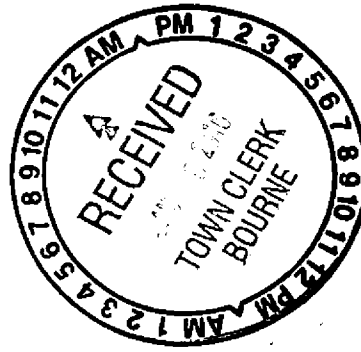
2. Moment of Silence for our Troops and our public safety personnel
3. Salute the Flag
4. Public Comment – Non-Agenda Items
5. Correspondence
6. POCCA (Protect our Cape Cod Aquifer) – Laura Kelley, POCCA Director – Regarding discussion of Spraying and injunction to halt spraying, etc. by Eversource.
7. Licenses and Appointments
 - a. Recreation Committee – Lori Cooney
 - b. Pizzas by Evan-Hyannis, Inc. – d/b/a Village Pizza and Mexican (?)
 - c. Discussion and possible adoption of Selectmen Goals as outlined in the 1/26/16 meeting.
8. Selectmen's Business
 - d. Signing of the March 1, 2016 Presidential Primary Warrant
11. Town Administrator's Report
12. Selectmen's Reports
13. Other business
14. Adjourn

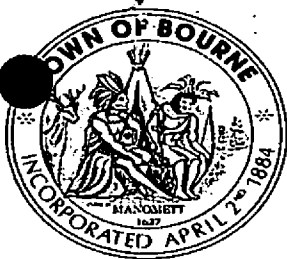


Future Agenda Items

- A. Appointment of MBTA Representative
- B. Discussion of Public-Private Partnership (3P) as it relates to the funding of a possible Third Canal Bridge
- C. Cape Canal Area Transportation Study Update
- D. Town Organizational Chart







Board of Selectmen Meeting Notice

AGENDA

AMENDED



Please note Executive Session is first on agenda for 5:30

Date

Tuesday
February 2, 2016

Time

5:30 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.

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

EXECUTIVE SESSION 5:30 P.M.

5:30 p.m. (Items 1-3) Call to order

1. Executive Session. To conduct strategy session with respect to contracts related to the collective bargaining process with all municipal bargaining units. An open meeting may have a detrimental effect on the position of the public body. The Chairman declares that such open discussion will have a detrimental effect to the negotiating position of the public body.

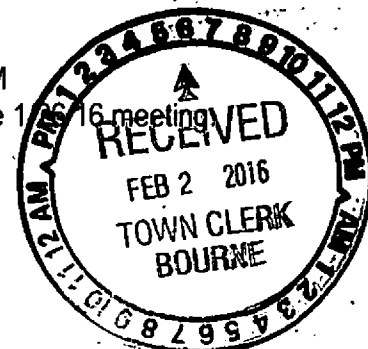
Roll call! Vote to convene in Executive Session for the purpose stated. The Board will reconvene in open session following the Executive Session at approximately 7 P.M.

Roll call! Vote to reconvene in open session.

2. Moment of Silence for our Troops and our public safety personnel
3. Salute the Flag
4. Public Comment – Non-Agenda Items
5. Correspondence
6. POCCA (Protect our Cape Cod Aquifer) – Laura Kelley, POCCA Director – Regarding discussion of Spraying and injunction to halt spraying, etc. by Eversource.
7. Licenses and Appointments
 - a. Recreation Committee – Lori Cooney
 - b. Pizzas by Evan-Hyannis, Inc. – d/b/a Village Pizza and Mexican (?)
8. Selectmen's Business
 - a. Signing of the March 1, 2016 Presidential Primary Warrant
 - b. Review funding and transfers for article 11 of the February 8, 2016 STM
 - c. Discussion and possible adoption of Selectmen Goals as outlined in the 1/16 meeting

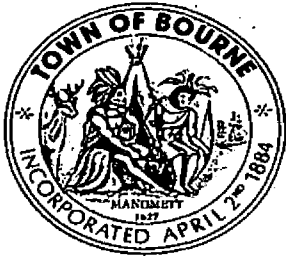
11. Town Administrator's Report

12. Selectmen's Reports
13. Other business
14. Adjourn



Future Agenda Items

- A. Appointment of MBTA Representative
- B. Discussion of Public-Private Partnership (3P) as it relates to the funding of a possible Third Canal Bridge
- C. Cape Canal Area Transportation Study Update
- D. Town Organizational Chart



amended

Board of Selectmen Meeting Notice



AGENDA

Please note Executive Session is first on the agenda at 5:50

Date

Tuesday
February 2, 2016

Time

5:30 p.m.

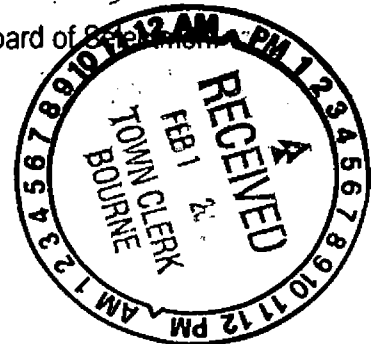
Location

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.

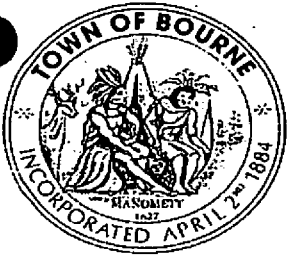
All items within the meeting agenda are subject to deliberation and vote(s) by the Board of Selectmen.

1. 5:30 p.m. (Items 1-4) Call to order
2. Moment of Silence for our Troops and our public safety personnel
3. Salute the Flag
4. Public Comment – Non-Agenda Items
5. Minutes:
6. Correspondence
7. POCCA (Protect our Cape Cod Aquifer) – Laura Kelley, POCCA Director – Regarding discussion of Spraying and injunction to halt spraying, etc. by Eversource.
8. Licenses and Appointments
 - a. Recreation Committee – Lori Cooney
 - b. Pizzas by Evan-Hyannis, Inc. – d/b/a Village Pizza and Mexican
9. Selectmen's Business
 - a. Signing of the March 1, 2016 Presidential Primary Warrant
 - b. Review funding and transfers for article 11 of the February 8, 2016 STM
 - c. Discussion and possible adoption of Selectmen Goals as outlined in the 1/26/16 meeting.
10. Town Administrator's Report
11. Selectmen's Reports
12. Other business
13. Adjourn



Future Agenda Items

- A. Appointment of MBTA Representative
- B. Discussion of Public-Private Partnership (3P) as it relates to the funding of a possible Third Canal Bridge
- C. Cape Canal Area Transportation Study Update
- D.



Board of Selectmen Meeting Notice



AGENDA

Date

Thursday
February 4, 2016

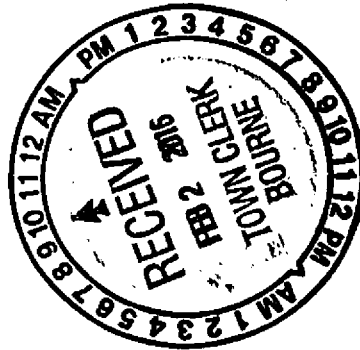
Time

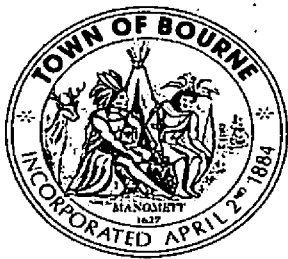
3:00 p.m.

Location

Bourne Town Hall
Lower Conference Room
24 Perry Avenue, Buzzards Bay

- 1) Call meeting to order
- 2) Review and possible action on Special Town Meeting articles and motions
- 3) Adjourn





Board of Selectmen Meeting Notice



AGENDA

Date

Thursday
February 4, 2016

Time

5:00 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.

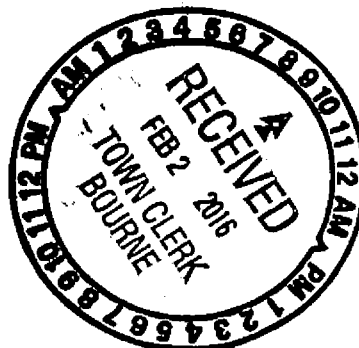
All items within the meeting agenda are subject to deliberation and vote(s) by the Board of Selectmen.

EXECUTIVE SESSION 5:00 P.M. The Board is expected to meet in joint session with the Board of Health

5:00 p.m. Call to order in open session

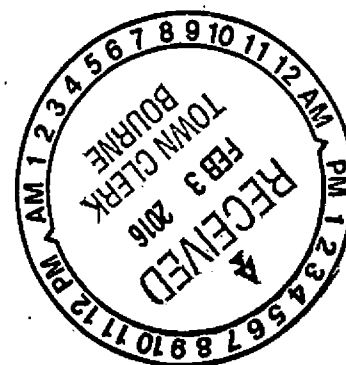
Executive Session. To conduct strategy session with respect to strategy and litigation regarding the Con Edison Solutions wind turbine project, as an open meeting may have a detrimental effect on the litigation position of the public body. The Chairman declares that such open discussion will have a detrimental effect to the litigating position of the public body.

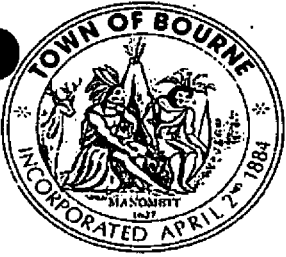
Roll call Vote to convene in Executive Session for the purpose stated. The Board will not reconvene in open session following the Executive Session.



Chapman, Wendy

From: Judge, Debbie
Sent: Wednesday, February 3, 2016 11:47 AM
To: Johnson, Barry; Chapman, Wendy
Subject: Meeting cancellation - Selectmen and Board of Health scheduled for 2.04.2016 at 5:00 PM have been cancelled. Please note on meeting agendas. Thank you





Board of Selectmen Meeting Notice



AGENDA

Date

Monday
February 8, 2016

Time

6:30 p.m.

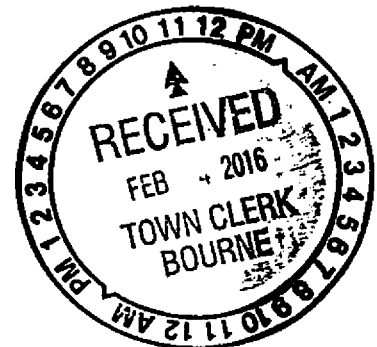
Location

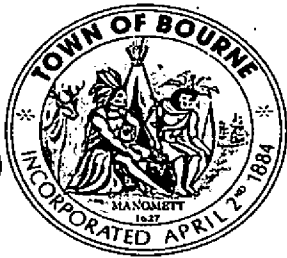
Bourne High School Auditorium
Stage Area
75 Waterhouse Road
Bourne

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 conclusion.
3. Adjourn

Cancelled
RS

"Snow"





Board of Selectmen Meeting Notice



AGENDA

6:00 – Executive Session – see below

7:00 PM Joint Meeting with School Committee to fill vacancy

Date

Tuesday
February 23, 2016

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.

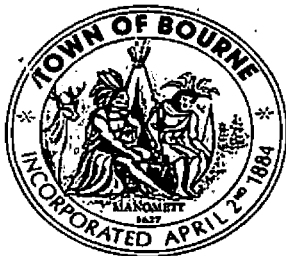
All items within the meeting agenda are subject to deliberation and vote(s) by the Board of Selectmen.

1. Call to order 6:00 p.m.
 - **Executive Session:** To conduct strategy session with respect to litigation related to as an open meeting may have a detrimental effect on the litigation position of the public body. The Chairman declares that such open discussion will have a detrimental effect to the litigating position of the public body.
 - Roll call Vote to convene in **Executive Session** for the purpose stated.
 - The Board will reconvene in a **Sewer Commissioners Meeting** at 6:50 p.m.
 - The Board will adjourn **Sewer Commissioners Meeting**.
 - The Board will reconvene in **open session** at approximately 7:00 P.M.
2. Moment of Silence for our Troops and our public safety personnel
3. Salute the Flag
4. Joint Session with Bourne School Committee to fill a vacancy of an unexpired term
5. Public Comment – Non-Agenda Items
6. Minutes: 01.12.2016; 01.26.2016
7. Correspondence
8. Selectmen to review and sign a Purchase and Sale Agreement pursuant to the approval of Article 9 of the February 16, 2016 Special Town Meeting on a parcel of land owned by Red Wolf Realty.
9. Representative Vieira to provide Legislative update.
10. Cape Light Compact update presentation
11. Appointments/Licenses:
 - a. Election Workers
12. Selectmen's Business
 - a. Goals and possible adoption
13. Town Administrator's Report
 - a. Sandwich beach stickers available to Bourne residents on March 1, 2016
14. Selectmen's Reports
15. Other business
16. Adjourn

2016 FEB 19 AM 10 44
TOWN CLERK'S OFFICE
BOURNE, MASS

Future Agenda Items

- A. Appointment of MBTA Representative
- B. Discussion of Public-Private Partnership (3P) as it relates to the funding of a possible Third Canal Bridge
- C. Cape Canal Area Transportation Study Update
- D. Town Organizational Chart



Board of Selectmen Meeting Notice



AMENDED - AGENDA

6:00 – Executive Session – see below

7:00 PM Joint Meeting with School Committee to fill vacancy

Date

Tuesday
February 23, 2016

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.

1. Call to order 6:00 p.m.
 - **Executive Session with Board of Health:** To conduct strategy session with respect to litigation related to as an open meeting may have a detrimental effect on the litigation position of the public body. The Chairman declares that such open discussion will have a detrimental effect to the litigating position of the public body.
 - Roll call Vote to convene in Executive Session for the purpose stated.
 - The Board will reconvene in a Sewer Commissioners Meeting at 6:50 p.m.
 - The Board will adjourn Sewer Commissioners Meeting.
 - The Board will reconvene in open session at approximately 7:00 P.M.
2. Moment of Silence for our Troops and our public safety personnel
3. Salute the Flag
4. Joint Session with Bourne School Committee to fill a vacancy of an unexpired term
5. Public Comment – Non-Agenda Items
6. Minutes: 01.12.2016; 01.26.2016
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15. Other business
16. Adjourn

BOURNE, MASS
TOWN CLERK'S OFFICE
2016 FEB 19 PM 2 10

Future Agenda Items

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- B. Discussion of Public-Private Partnership (3P) as it relates to the funding of a possible Third Canal Bridge
- C. Cape Canal Area Transportation Study Update
- D. Town Organizational Chart

**Board of Selectmen
Minutes of Tuesday, February 23, 2016
Bourne Community Building
Bourne, MA 02532**

RECEIVED

2016 APR 27 AM 10:34

TOWN CLERK BOURNE

TA Tom Guerino

Selectmen

Stephen Mealy, Chairman
Don Pickard, Vice-Chairman
Michael Blanton, Clerk
Don Ellis
Peter Meier

EXECUTIVE SESSION 6:00 P.M.

- **Executive Session with Board of Health:** To conduct strategy session with respect to litigation related to as an open meeting may have a detrimental effect on the litigation position of the public body. The Chairman declares that such open discussion will have a detrimental effect to the litigating position of the public body.
- Roll call Vote to convene in **Executive Session** for the purpose stated.

Meeting Called to Order

Chm. Mealy called the meeting to order at 6:00 pm.

Voted Peter Meier moved and seconded by Don Pickard to go into Executive Session.
Roll call vote to go into Executive session with the BOH.
Mr. Meier – Yes; Mr. Pickard – Yes; Mr. Mealy – Yes; Mr. Blanton – Yes; Mr. Ellis – Yes.

Voted Peter Meier moved and seconded by Don Pickard to go back into open Session.
Roll call vote to adjourn Executive session.
Mr. Meier – Yes; Mr. Pickard – Yes; Mr. Mealy – Yes; Mr. Blanton – Yes; Mr. Ellis – Yes.

Voted Don Pickard moved and seconded by Peter Meier to adjourn for ten minutes and reconvene at 7:10. Vote 5-0

Meeting Called to Order

Chm. Mealy called the meeting back to order at 7:10 pm.

Note this meeting is being televised and recorded. If anyone in the audience is recording or videotaping, they need to acknowledge such at this time – Michael Rausch Bourne Enterprise.

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

Documents

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

4) Joint session with the Bourne School Committee to fill a vacancy of an unexpired term. Present for the School Committee are: Chris Hyldburd, Ann Marie Siroonian, Heather DiPaolo, Mitch McLain, Matt Stuck, and Judy Froman

Chris Hyldburd spoke about the applicant looking to join the Bourne School Committee. Erica Fitzpatrick gave a brief background on herself and her family. She also spoke about her work history.

The Bourne Board of Selectmen and the Bourne School Committee asked Mrs. Fitzpatrick questions and Mrs. Fitzpatrick answered the various questions.

Matthew Stuck made a nomination for Erica Fitzpatrick to serve in the remaining term on the Bourne School Committee. Ann Marie Siroonian Seconded the nomination.

Mr. Meier – Yes; Mr. Pickard – Yes; Mr. Mealy – Yes; Mr. Blanton – Yes; Mr. Ellis – Yes
School Committee Members: Judy Froman – Yes; Heather DiPaolo – Yes; Chris Hyldburd – Yes; Mitch McLain – Yes; Ann Marie Siroonian – Yes; Matt Stuck – Yes.

5) Public Comment – Non-Agenda Items

Karen Gibides wanted to ask questions about Future Generation Wind. Looking for evidence for a hearing date for a preliminary injunction hearing, are any hearings scheduled, if they have been held what are the results of the hearing. If the complaint has been served to Future Generation Wind. Questions about the non-compliance enforcement orders that Atty. Troy notified the BOH needed to be filed prior to any other legal action taking place. Also looking for evidence of non-compliance paperwork orders being served and will they be served.

Stephen Mealy stated the documents were served on Friday. I can't comment on anything else about that issue because we are in litigation.

Mrs. Gibides stated most of the questions I am asking about should be public record. Mr. Mealy stated not sure if there has be a hearing set at this time. We cannot expedite that request through the court system. Mr. Mealy will find out when the schedule is and get that information to Mrs. Gibides. Mr. Mealy requested Mrs. Gibides to write down her questions and email them to Mr. Mealy he will get the answers he can, anything public, and send them back to her.

6) Minutes: 1/12/16 & 1/26/16

Voted Don Pickard moved and seconded by Michael Blanton to approve the minutes of January 12, 2016 as presented. Vote 4-1. Stephen Mealy abstained.

Voted Don Pickard moved and seconded by Peter Meier to approve the minutes of January 26, 2016 as presented. Vote 5-0.

7) Correspondence

Michael Blanton brought the committee up to date on the correspondence.

- A. School Committee agenda for joint meeting with Board of Selectmen
- B. Letter of interest from Paul Szwed to serve on the Conservation Commission
- C. Letter of interest from Katherine Kiritsis to serve on the Recycling Committee
- D. Molly Mahoney submitted letter of resignation from the Energy Advisory Committee
- E. Cape Cod Commission hearing notice for Canal Community Solar
- F. Upper Cape Cod Regional Technical School submitted operating budget for FY2017
- G. Buzzards Bay Coalition will be displaying a flag of 12 towns and is requesting permission from the Board of Selectmen to display Bourne's flag
- H. Letter from EMS of New England re: Notice of Availability of ROS I&M Report
- I. DEP is upholding the Harbormaster's denial on Peter's Marine LLC
- J. Letter from Ron Matheson re: Wind turbines
- K. Letter from Bourne Fire Department that as of July 1, 2016 Bourne Fire/Rescue & Emergency Services will no longer monitor or maintain the King Fisher Fire Alarm Radio Box System
- L. Letter from Bourne Society for Historic Preservation to encourage an effort to save the stone signage in any of the old buildings that are being demolished in Buzzards Bay
- M. Cape Light Compact activity report for October 2015 and November 2015
- N. Buzzards Bay Action Committee Annual Assessment
- O. Sealer of Weights and Measures submitted annual report 2015 for the Town of Bourne (copy of report on file in the Town Administrator's Office)
- P. Bourne's Pond Inlet Widening (copy of report on file in the Town Administrator's Office)

Don Pickard stated the Sealer of Weights and Measures are the Town of Barnstable I would like to see the Board look for other alternatives for this, another town, another vendor. Not sure if the fees are set by CMR or state law. I would like to another get quote for this. Maybe have an agenda item on this? Stephen Mealy stated maybe we can get some background on this.

Peter Meier stated on item F, he gave more detail on that item.

8) Selectmen to review and sign a Purchase and Sale Agreement pursuant to the approval of Article 9 of the February 16, 2016 Special Town Meeting on a parcel of land owned by Red Wolf Realty.

Tom Guerino stated as Town Counsel stated that P&S in on the way to the other party for its review and signature, while the town posts the notice as required in the central register. Karen Gibides questioned who drafts that P&S, and do you have a meeting to approve that? Tom Guerino stated that was taken at the Special Town Meeting. The article was cleared to have the town purchase and have the Board of Selectmen do what was deemed in the best interest of the town to move that forward. The evening of Town Meeting the directed was for Counsel to prepare the P&S pursuant to the positive vote by the people. Mrs. Gibides questioned did you have a meeting with Town Counsel and it wasn't a public meeting? Don Pickard explained the process and how many meetings/public meetings/Executive sessions and negotiations there were regarding the purchase.

9) Representative Vieira to provide Legislative update.

Mr. Vieira gave updated on the projects relative to the Bourne community.

- Budgeted Cherry Sheets
- Military Impact Aid
- Commuter Rail – The goal is to have the pilot program running in FY17. March 8th they will give us the pilot proposal plan.
- ISWM
- First Seaport Economic Counsel chaired by Lt. Governor Polito. The first round of grants included a grant for the title test site at the rail road bridge by the Marine Renewable Energy Collaborative. At the meeting this morning the Seaport Economic Counsel appropriated \$1 million dollars for the pier expansion at the Mass Maritime Academy.
- Cohasset Narrows the contractor has been retained to fix the problem.
- Andrew Campbell – made his appointment to the Community Advisory Counsel at Joint Base Cape Cod
- Scott Fitzmaurice – The County Hospital sign was taken down.
- John Speers – the streetlight at the Bourne rotary will be replaced
- Basset Island Water Project - the main is out there and houses will be hooked up in the Spring
- Mass. Military Asset and Security Strategy Task Force, Congressman Keating and I will host a Joint Base Cape Cod Business Industry Day will be on March 28th from 8:30 to 11:30AM at the Barnstable Municipal Airport.
- Bourne Rail Trail
- New American Flag by the Visitors Center at Cohasset Narrows

Peter Meier questioned the TIP list for the rotaries coming out, and the third bridge proposal. Mr. Vieira stated he is not sure where the current TIP schedule is, but he can find out and get it to the board members. The Oversight Commission hasn't moved forward. The Overall Transportation Management Process and Working Group is continuing to meet. The Army Corps people are telling us they are leaning towards replacement.

Don Ellis met with Mr. Robinson, please to hear there is movement going forward on the rail trail. I am opposed to a third bridge.

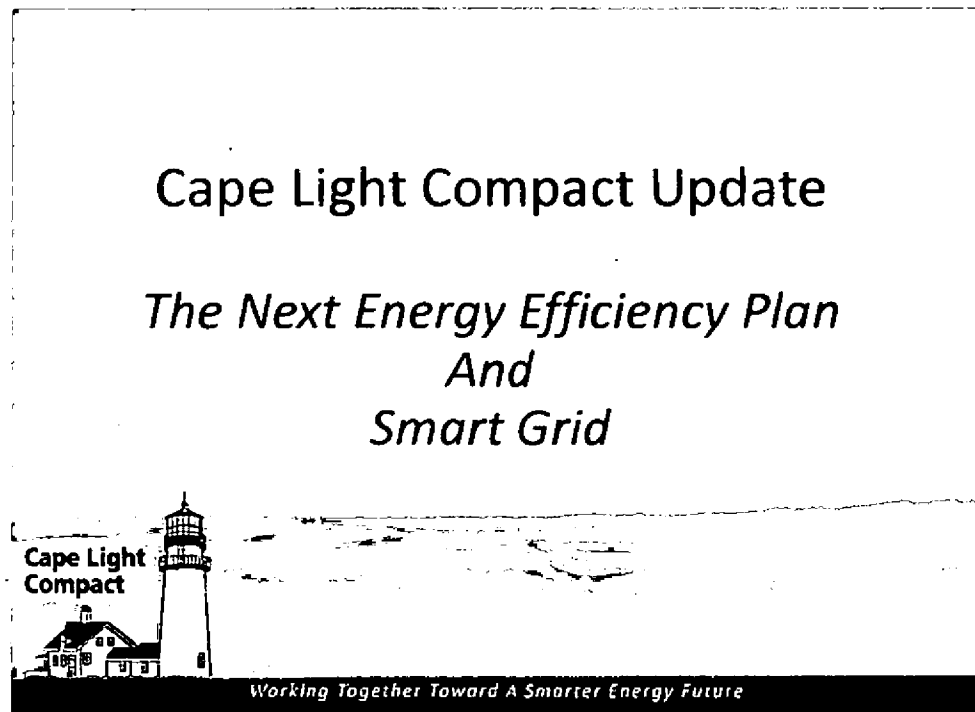
Paul Gately - How much sand at the Narrows, who is the contractor. Mr. Vieira stated Middlesex Corporation is the contractor; they will dredge it out.

Mr. Mulvey stated he is concerned about the discussion of the possibility of running a pipeline from the sewerage plant in Wareham to the railroad bridge that would handle a million gallons of fresh water treated fluent from the Wareham Sewerage plant and inject it into the canal at the railroad bridge. Now you have the total Mass Maritime going in, a proposed million a day from the Wareham Sewerage Plant, and you also have numerous 4 ft. cast iron pipes draining all the state highway catch basins into the canal.

10) Cape Light Compact update presentation

Bob Schofield, Cape Light Compact, Introduced Maggie Downey

Maggie Downey went over the Cape Light Compact Power Supply 2016-2018, Energy Efficiency Plan, and the Grid Modernization.



Agenda



- Power Supply
- 2016-2018 Energy Efficiency Plan
- Grid Modernization

Cape Light Compact



- Award-winning energy services organization operated by the 21 towns and 2 counties on Cape Cod and Martha's Vineyard
- Mission: serve customers through delivery of
 - proven energy efficiency programs – *more than \$600 million in savings to region through 2014*
 - effective consumer advocacy
 - competitive electricity supply and green power options



CONTACT US AT 800-797-6699 OR
WWW.CAPELIGHTCOMPACT.ORG

3

Power Supply Pricing



	Term	Rate – cents/kWh
Residential	Jan 2016 – Jan 2017	9.613
Commercial	Jan 2016 – July 2016	10.927
Industrial	Jan 2016 – April 2016	10.675

- Residential customer using 584 kWh per month will save \$33.63 over price last winter
- Residential customer using 1,000 kWh per month will save \$57.58 from price last winter

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4

Helpful Information on Power Supply on Website



How to Read your Electric Bill

3 things you need to know

- 1. Know which electricity you use.**
 - a. The amount of electricity used is measured in kilowatt-hours (kWh). The amount of electricity used is measured in kilowatt-hours (kWh). The amount of electricity used is measured in kilowatt-hours (kWh).
- 2. Know what you pay.**
 - a. The amount of electricity used is measured in kilowatt-hours (kWh). The amount of electricity used is measured in kilowatt-hours (kWh). The amount of electricity used is measured in kilowatt-hours (kWh).
- 3. Know what you pay.**
 - a. The amount of electricity used is measured in kilowatt-hours (kWh). The amount of electricity used is measured in kilowatt-hours (kWh). The amount of electricity used is measured in kilowatt-hours (kWh).

What Rate Does Cape Light Compact Pay for Consumers?

Our rates are based on the amount of electricity used. The amount of electricity used is measured in kilowatt-hours (kWh). The amount of electricity used is measured in kilowatt-hours (kWh). The amount of electricity used is measured in kilowatt-hours (kWh).

Competitive Electric Supply — What Consumers Need to Know

Electricity Market Information

The amount of electricity used is measured in kilowatt-hours (kWh). The amount of electricity used is measured in kilowatt-hours (kWh). The amount of electricity used is measured in kilowatt-hours (kWh).

Understand What You Are Looking At — Terms & Conditions of Contract Are as Important as Price

The amount of electricity used is measured in kilowatt-hours (kWh). The amount of electricity used is measured in kilowatt-hours (kWh). The amount of electricity used is measured in kilowatt-hours (kWh).

QUESTIONS?

For more information, please contact us at 800-797-6699 or visit our website at www.capecompact.org.

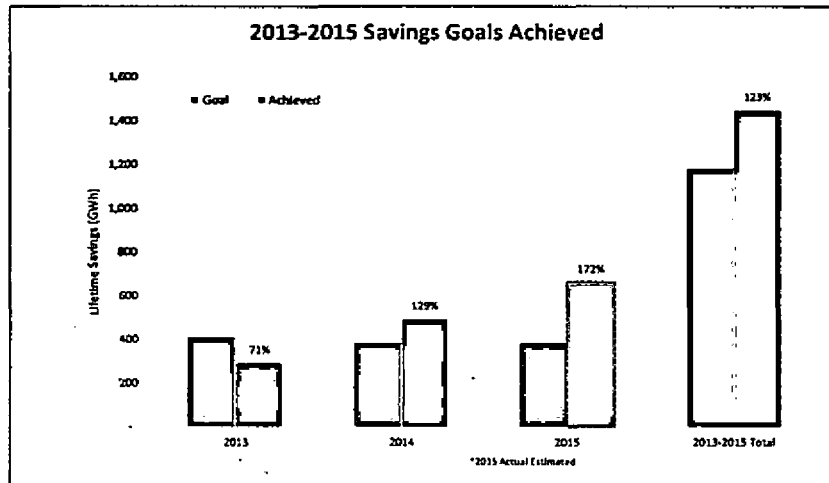
3-Year Energy Efficiency Plan



- 2008 Massachusetts Green Communities Act (GCA) mandates *"electric and natural resource needs shall first be met through all available energy efficiency and demand reduction resources that are cost effective or less expensive than supply."*
- As a result of the GCA, the seven statewide PAs have aggressive savings goals that need to be met.
- \$128 million program is money that is re-invested on the Cape & Vineyard
- Compact and other PAs received approval for plan on January 28, 2016

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2013-2015 Energy Efficiency Plan



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WWW.CAPELIGHTCOMPACT.ORG

7

Overview of Compact Programs



Residential	Low-Income	Commercial & Industrial
Non Low-Income - (61% + state median income)	Up to 60% state median income	Businesses – including non-profits, churches, etc.
Multi-Family – 5+ units on property	Fuel Assistance recipients	Industrial
	Customers who receive other low-income benefits	Municipal







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Current Compact Residential Programs



<p>1. Gateway Bellcon \$349 rebate is a conveniently mobile, and sturdy mailbox that helps to shape curbside, while you drive to your forward driveway your driveway.</p>	<p>Capex Light Compact's Home Energy Assessment Problem: Poor maintenance of inefficient equipment. Free of charging and will cover 75% of the cost up to \$100 in "major recommended" products for (4)4/4 homes. Please call (800) 787-6850 to schedule your free home energy audit (no cost to you). <i>National network of licensed qualified technicians.</i></p>	<p>1. Heat Pump Water Heaters \$700 rebate to qualified electric hot water replacements.</p>
<p>2. Heating Systems, Controls, & Water Heaters \$100-1500 rebate* for all & proper heating systems.</p>	<p>Mass Save's HEAT Loan Program The HEAT Loan Program provides loans up to \$25,000 for all loaned and gives up to 10 years for covered equipment. The monthly loan payments are based on the loan-to-value ratio and the loan-to-value ratio. The loan-to-value ratio is based on the loan-to-value ratio. The loan-to-value ratio is based on the loan-to-value ratio. The loan-to-value ratio is based on the loan-to-value ratio.</p>	<p>4. Solar Domestic Hot Water \$400 rebate to solar domestic hot water water heaters. Rebate amount depends on number of domestic hot water heaters. Rebate amount depends on number of domestic hot water heaters. Rebate amount depends on number of domestic hot water heaters.</p>
<p>1. Central Air Conditioning \$750-600 rebate for central air conditioning and related indoor air systems.</p>		<p>7. Appliances \$40 rebate for an ENERGY STAR Rated Air Cleaner.</p>
<p>4. Efficient Thermostats \$20 rebate for programmable thermostat. Up to \$100 rebate for programmable thermostat.</p>		<p>8. Dishwasher \$20 rebate for an ENERGY STAR certified electric dishwasher.</p>
<p>4. LED Light Bulbs \$2 rebate for LED light bulbs. Up to \$100 rebate for LED light bulbs.</p>		<p>Capex Light Compact's </p>

*Rebate is limited by program.

www.capexlightcompact.org/Rebates

Additional Programs:

- New Construction
- Multi-Family
- Lighting & Products

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WWW.CAPELIGHTCOMPACT.ORG

Enhanced Residential Offerings



Single Family Home Energy Services

	CLG Enhancement	Statewide Proposal
Statewide insulation incentives	75% up to \$4,000	75% up to \$2,000
Year-round renters – pay own electric bill	100% up to \$4,000	75% up to \$2,000
Customers between 61-80% of SMI	100% up to \$4,000	90% up to \$3,000
Municipal/government owned and operated homes	100% up to \$4,000	75% up to \$2,000

Multi-Family Offerings – 5+ units

- Approved to weatherize oil and propane facilities, previously only electric or natural gas facilities were able to be weatherized.

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Business Programs



Small Business Program – customers with <100,000 kWh usage per year

Up to 80%-90% incentive

- Instant savings measures available at time of assessment (i.e. lighting & smart strips)
- Proposal given at assessment
- Installations completed

Medium Business Program – customers using 100,000 kWh – 1.5 million kWh annually

Roll-out phasing of programs designed for specific industries (lodging, grocery, healthcare, etc.)

Access to industry experts for segment specific measures

Large Business Program – customers using more than 1.5 million kWh annually

Site specific energy needs, with a dedicated Compact staff liaison to help develop short/long term efficiency plans

Enhanced C&I Programs



- **Municipalities – 7% of total C&I customers**
 - Incentives (up to 100%) for greater cost coverage with equipment maintenance training to ensure savings
- **Non-profits***
 - Up to 100% coverage for recommended improvements
 - For 501 (c)(3) on Cape or Vineyard
 - ~~For 501 (c)(3) on Cape or Vineyard~~ <\$15M for non-profit organizations serving low income customers and <\$2M for non-profit organizations that provide social services, cultural programs, or economic development
 - Estimated 100 projects per year (first come, first serve)

*Parameters are still evolving.

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WWW.CAPELIGHTCOMPACT.ORG

12

Demand Response Offering



- **Builds Upon Compact's Behavior Initiative**
 - Goal is to shift residential and commercial customer usage for specified periods of time during peak times of the day
 - Participants shall be provided incentives for reducing kWh/usage
 - Includes Wi-Fi thermostats and Central Air Conditioning (focus on summer peak)
 - Looking for 200 participants

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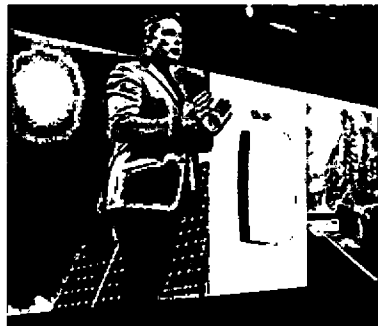
18

Grid Modernization



What are we talking about?

- The "smart grid" or grid modernization = use of increased remote data collection and automation to increase efficiency of grid, allow for two-way power flows (not just generator->user), and increase reliability



7

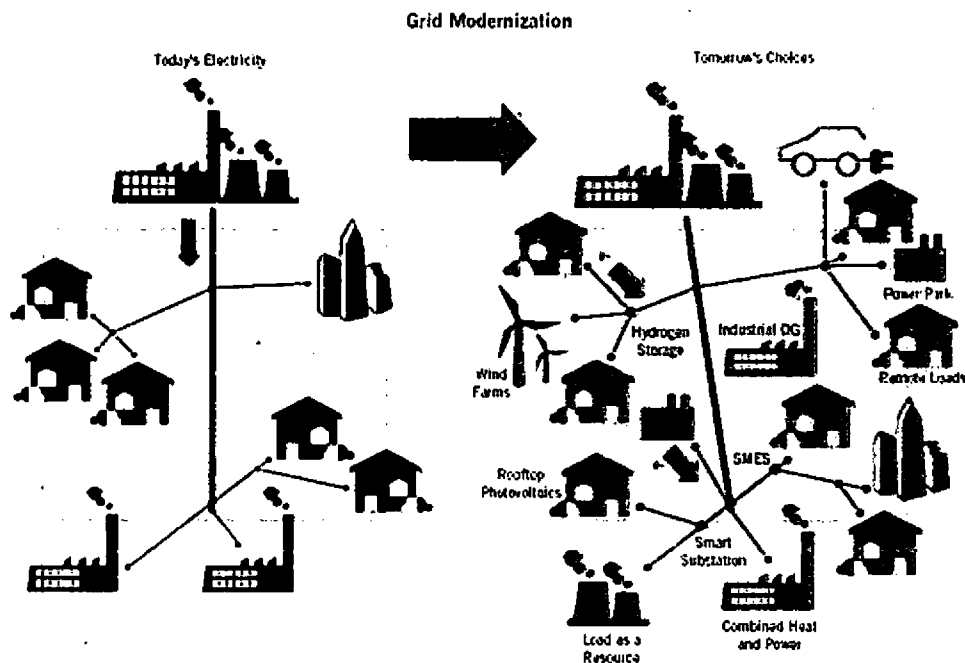


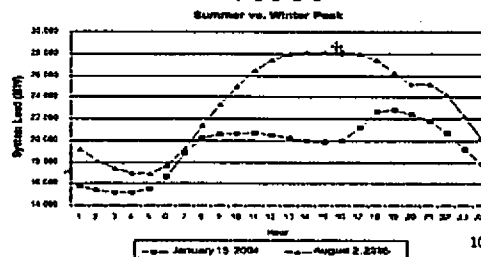
Fig. 1. The IEEE's version of the Smart Grid involves distributed generation, information networks, and system coordination, a drastic change from the existing utility configurations.

DPU – Grid Mod Objectives



1. Reduce the effect of outages
2. Optimize demand, which includes reducing system and customer costs
3. Integrate distributed energy resources
4. Improve mobile workforce and asset management

New England
all-time peak
demands –
average 2014
load ~ 14,500
MW



Utility Approaches



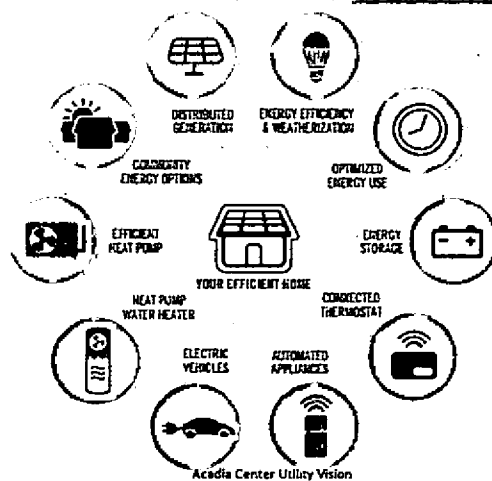
- **Eversource**
 - Focus on grid-facing technologies
 - Strong emphasis on reliability
 - Not convinced residential/small business customers will benefit from TOU/advanced metering
 - Point out that – 2% of their customers = 80% of C&I usage, and 80% of their customers = 6% of C&I usage
- **National Grid**
 - Calls their plan “utility of the future”
 - Want to be “platform provider” – like iPhone analogy
 - More of an all of the above approach
 - AMI for ~ 15,000 in Worcester
 - Exploring batteries as well

11

What Could This Mean for the Cape?



- Power supply – TOU?
- Greater focus on kW vs. kWh
- Geo-targeting
- Integration of renewables
- Energy storage (batteries)
- EVs?
- Crucial question – metering/data availability?



http://acadiacenter.org/wp-content/uploads/2015/02/AcadiaCenter_UtilityVision_WebView_5.pdf

12

Next Steps for the Compact



- Communicate Compact's position on Grid Mod to Eversource
- Participate in Eversource's Grid Mod Plan at the DPU – which was filed in August 2015
- Explore ways the Compact can integrate Grid Mod components into it's energy efficiency programs
- Collaborate with other Cape and Vineyard Stakeholders on Grid Modernization

13

11) Appointments/Licenses:

a. Election Workers

Don Pickard went over the election workers/checkers.

Voted Don Pickard moved and seconded by Peter Meier to nominate Kathy E. Doherty, Eileen P. Grady, Kathleen R. Letzeisen, Marjorie L. McClung, and Mary E. Sicchio as Election Worker/Checkers Clerk with an expiration date of June 30, 2016. Vote 5-0.

Voted Don Pickard moved and seconded by Peter Meier to nominate Maryellen Kozar and Anne R. Woloschu as Election Workers/Checker/Clerk with a term expiring on June 30, 2016. Vote 5-0.

12) Selectmen's Business –

a. Goals and possible adoption

Stephen Mealy read the Goals for 2016-2016

Efficiencies –

Work closely on Scope of Collective Bargaining for all Bargaining units. Look at what fleet management software the Town is currently using and ascertain if a new software system is needed/warranted. Continue to review possibilities of regionalization of services (on-going)

Organizational Chart –

Review proposed organizational Chart provided by Town Administrator and conduct working session(s) before the Town election on any recommended changes in make-up as presented. Move forward with Hearings per the Town Charter by August 2016.

Economic Development –

Move forward with Wastewater Committee and consultancy on WWTP for BB. Host workshop/seminar in conjunction with Chamber, et.al. topic- "Growing your business."

Environmental –

Continue to work with CCC on 208 related issues – engage CCC "re-set team.

Direct Landfill staff to work with Recycling groups to bring forward a plastic bag ban by-law to Town Meeting. Seek other town's restrictions and create matrix by April 2, 2016.

Michael Blanton spoke about the economic development and growth potential for the town. Would like to entertain ways to grow that list, develop the prospect to engage some sort of Economic Development Officer for us.

Peter Meier spoke about the MBTA, Redevelopment of Buzzards Bay Park, in order to keep the ball rolling in positive development, an Economic Development Officer position is something that is needed.

Don Pickard would like to nominate Mr. Meier and Mr. Blanton as the Economic Development liaison. Don Ellis seconded that nomination.

Voted Don Pickard moved and seconded by Peter Meier to approve the goals as presented.

Don Ellis stated the Economic Development person should be someone whose sole job is economic development and this person should be someone who this board approves.

Peter Meier spoke about the workshop for economic development.

Michael Blanton should this list be amend to include a discussion on how to create an opportunity for a full time Economic Development Officer?

Mr. Ellis stated we need to get these four items under vote so we can go forward and then with the economic development, it should be a singular officer with that job.

Stephen Mealy stated the biggest concern from watching town meeting is having a particular board having power to determine. We should start with easier economic development issues. One of our priorities within economic development should be to work with various boards and the town planner to make sure we come up with something that is comprehensible and also acceptable to the voters.

Peter Meier stated with that article going down the same article can't come up for two years under Mass General Laws. Anything going forward will have to be different than what was voted on.

Tom Guerino stated I have asked the Chair and the Vice Chair to sit down with me to work on parameters to come back to the board for a full discussion as we move forward on these collective bargaining units.

Michael Blanton stated he doesn't want to serve as the liaison but would like the opportunity to sit in on some of the meeting to learn how the collective bargaining works.

Efficiencies for collective bargaining - Stephen Mealy and Don Pickard
Organizational Chart - Don Pickard
Economic Development - Michael Blanton and Peter Meier
Environmental - Stephen Mealy

Vote 5-0.

Peter Meier stated last year they got a list of full time equivalents from every department head for the year before the present year and possible projected for the year after based on how many employees, their title, and their rate of pay. I would like to get that again this year. Mr. Guerino stated those are coming, as the departments bring that forward we will copy the selectmen on that as well.

Don Pickard had questions on line items on the budget for the Administrator. Mr. Guerino answered those questions.

Don Ellis suggested if a group or committee is going to request information from the town is should be submitted to the Town Administrator for review Monday - Thursday, or they have to wait until the following Monday, so the secretaries don't have to go crazy on Friday or work over trying to get reports or spreadsheets to people or committees on Friday. Request Tom Guerino to implement that and let people and the board know.

Don Pickard questioned are we in compliance with the Municipal Health Insurance proposed regulations timetable. Mr. Guerino stated yes we are, all the letters went out. The first meeting will be the first week in March. Within seven days of that the committee needs to be established.

13) Town Administrator's Report

a. Sandwich beach stickers available to Bourne residents on March 1, 2016

Tom Guerino spoke about the TIP, Transportation Improvement Program, for the region. At the MPO, Metropolitan Planning Organization, we were discussing the new signing the State wants, they are looking to change all the exit numbers to mile marker numbers.

Mr. Guerino also stated the non-resident beach stickers for sandwich will be available for Bourne residents at Sandwich Town Hall on March 1st, there will only be 200 stickers.

14) Selectmen's Reports

Peter Meier stated the Bourne High School basketball game won 75-68.

Michael Blanton stated he met with 3 different Boy Scouts, he was grilled on all things Constitutional, Lobby, and a Public Official and help them achieve the information they needed for their public service merit badge.

Stephen Mealy spoke about the Recycling Committee Meeting he attended, there will be recycling information on the town, DPW, and ISWM webpages on the town website. Residential Recycling Earth Day will be held on April 23 from 8:30 to Noon at the ISWM residential recycling area.

Mr. Mealy also stated from Patrick Marshall, Director of the Library, he is asking we declare that March 11th as Pajama Day here in Bourne, and recognize the PJ drive that is being held at the library.

Voted Peter Meier moved and seconded by Michael Blanton to declare March 11th as Pajama Day here in the Town of Bourne. Vote 5-0

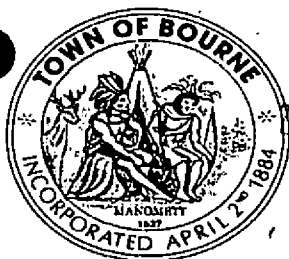
15) Other Business

The next Bourne Selectmen meeting will be on Tuesday, March 1st at 7:00 P.M.

16) Adjourn

Voted Peter Meier moved and seconded by Michael Blanton to adjourn. Meeting adjourned at 9:35 pm. Vote 5-0.

Respectfully submitted – Carole Ellis, secretary.



Board of Selectmen

Meeting Notice

AGENDA

2016 MAR 4 PM

TOWN CLERK'S OFFICE

BOURNE, MASS.

6:30 p.m. Sewer Commissioners Meeting



Date

Tuesday
March 8, 2016

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.

1. 7:00 p.m. (Items 1-4) Call to order
2. Moment of Silence for our Troops and our public safety personnel
3. Salute the Flag
4. Public Comment – Non-Agenda Items
5. Minutes: 01.19.2016
6. Correspondence
7. Request from the Bourne Veterans' Memorial Trustees and Lisa Haglof to erect a memorial clock in Memory of Staff Sergeant Matthew A. Pucino, to be located on Main Street, Buzzards Bay.
8. Budgetary Reviews per Mr. Pickard's Request
 - a. Mr. Ed Merigan - Veterans Agent Presentation
 - b. Finance review of new payroll service ADP
 - c. Recreation Budget and Program review
 - d. Sealer of Weights and Measures Program review
9. Appointments/Licenses:
 - a. Conservation Commission – Appointment of Regular/Alternate Members
 - b. Appointment to the Recycling Committee - Katherine Kirtsis
 - c. One Day Liquor – Massachusetts Maritime Academy on March 19, 2016 at the MMA campus.
10. Selectmen's Business
 - a. Psychic Fair/ Craft Show - requesting a waiver of fees
 - b. Vote on adoption of the FY 17 Budget
 - c. Request of Buzzards Bay Coalition to use town flag likeness in display to acknowledge all BB Coalition members.
11. Town Administrator's Report
12. Selectmen's Reports
13. Other business
14. Adjourn

Future Agenda Items

- A. Appointment of MBTA Representative
- B. Discussion of Public-Private Partnership (3P) as it relates to the funding of a possible Third Canal Bridge
- C. Cape Canal Area Transportation Study Update
- D. Town Organizational Chart

**Board of Selectmen
Minutes of Tuesday, March 8, 2016
Bourne Community Building
Bourne, MA 02532**

.....

RECEIVED

2016 JUL 13 PM 12:26

TOWN CLERK BOURNE

TA Tom Guerino

Selectmen

Stephen Mealy, Chairman
Don Pickard, Vice-Chairman
Michael Blanton, Clerk
Don Ellis
Peter Meier

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.

Documents

Meeting Called to Order

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

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

Public Comment – Non-Agenda Items

Karen Gibides spoke about the turbines. Some of the residents have formed a committee. They extended invitations to the members of the Board of Selectmen and the Board of Health to attend their meetings. They have hired private counsel who has requested from Barnstable Superior Court an injunction to enjoin the Board of Selectmen from interfering with the action progress of the Board of Health in this area.

Friday March 4th the Town of Bourne filed a short order of notice for an injunction to have a temporary restraining order issued against Future Generation Wind in Barnstable Superior Court until they flag for the variance requested in December 2014 by the Board of Health. Do not delay in pursuing this issue. The Board of Health needs your support to keep us safe. All 4 turbines have been constructed and am sure will soon spin. We don't feel you are acting in our best interest. Please lets find a way to work together.

5) Minutes:

Voted Don Pickard moved and seconded by Peter Meier to approve the minutes from January 19, 2016 with one change under correspondence Michael Blanton brought the Board up to date on the correspondence, not the committee. Vote 5-0.

6) Correspondence

Michael Blanton brought the Board up to date on the correspondence.

- A. Letter from Richard Conron requesting to be reappointed as Bourne's Representative to the Cape Cod Commission
- B. Upper Cape Cod Regional Technical School submitted copy of Community Long Range Plan
- C. Letter from Bean & O'Connor re: Cape Cod Commission Minn Modification Review #2, Paesano Plan, 123 Waterhouse Road, Bourne
- D. Letter from Canalside Apartments LLC re: Notice under Massachusetts General Laws Chapter 40T
- E. Letter from Nutter McClennen & Fish re: 431 Scenic Highway, Bourne

Peter Meier stated the FY 17 Town of Bourne's School Department budget; he would like that to be added to the correspondence.

Stephen Mealy stated there are also 2 copies of drafts of a letter from Mr. Mealy; one to Mr. Robert Dutch at Upper Cape Cod Regional Technical School and one to Mr. Manny Francisco at IDEX Health and Science. This was to thank both of these gentlemen. Mr. Mealy would like to send those letters out with the Board's approval.

Don Pickard stated on Mr. Conron's request the term expires April 24th, that is a Sunday under take an appointment from Cape Cod Commission on Tuesday the 19th or Tuesday the 12th and the board solicit names of folks who might be interested so we have a variety of people to select from.

Tom Guerino - The town planner has responded to this indicating she isn't in a position to make a recommendation on this request for leniency for Paesano Way. My recommendation for the Board is to ask the owner of the property to come in to the Selectmen to discuss with the Board.

Don Pickard stated it appears the Cape Cod Commission through their transportation open space people are requesting payments somewhere in the vicinity of \$200,000. I would support the request for a meeting.

Don Ellis stated the original problem was before the Planning Board who judged it was in excess of 10 thousand sq. ft. and therefore put restriction on it. They should come before the Board of Selectmen.

Tom Guerino stated that letter relative to the property on Scenic Highway has been forwarded to Counsel.

7) Request from the Bourne Veterans' Memorial Trustees and Lisa Haglof to erect a memorial clock in Memory of Staff Sergeant Matthew A. Pucino, to be located on Main Street, Buzzards Bay.

Lisa Haglof spoke about the foundation that was started in her brother, Matthew Pucino's honor who was killed in action on November 23, 2009. She read a letter from a young Marine Randal Wright, a triple amputee from Idaho, one of the people who the foundation has helped. Would like to ask that you vote in favor of this memorial clock in honor of my brother Matthew; prominently displayed at Veterans Memorial Corner on Main Street.

Voted Don Ellis moved and seconded by Don Pickard that this Board and this town and every department support this request. The reason these young men go and lose their life is the reason we are here. Would appreciate the Board and direct through Mr. Guerino and Mr. Sala to proceed as soon as possible to put this in place.

Michael Blanton stated it is the right thing; we should honor their sacrifices in some meaningful way here by making this memorial available to be seen and remember the memories of these men.

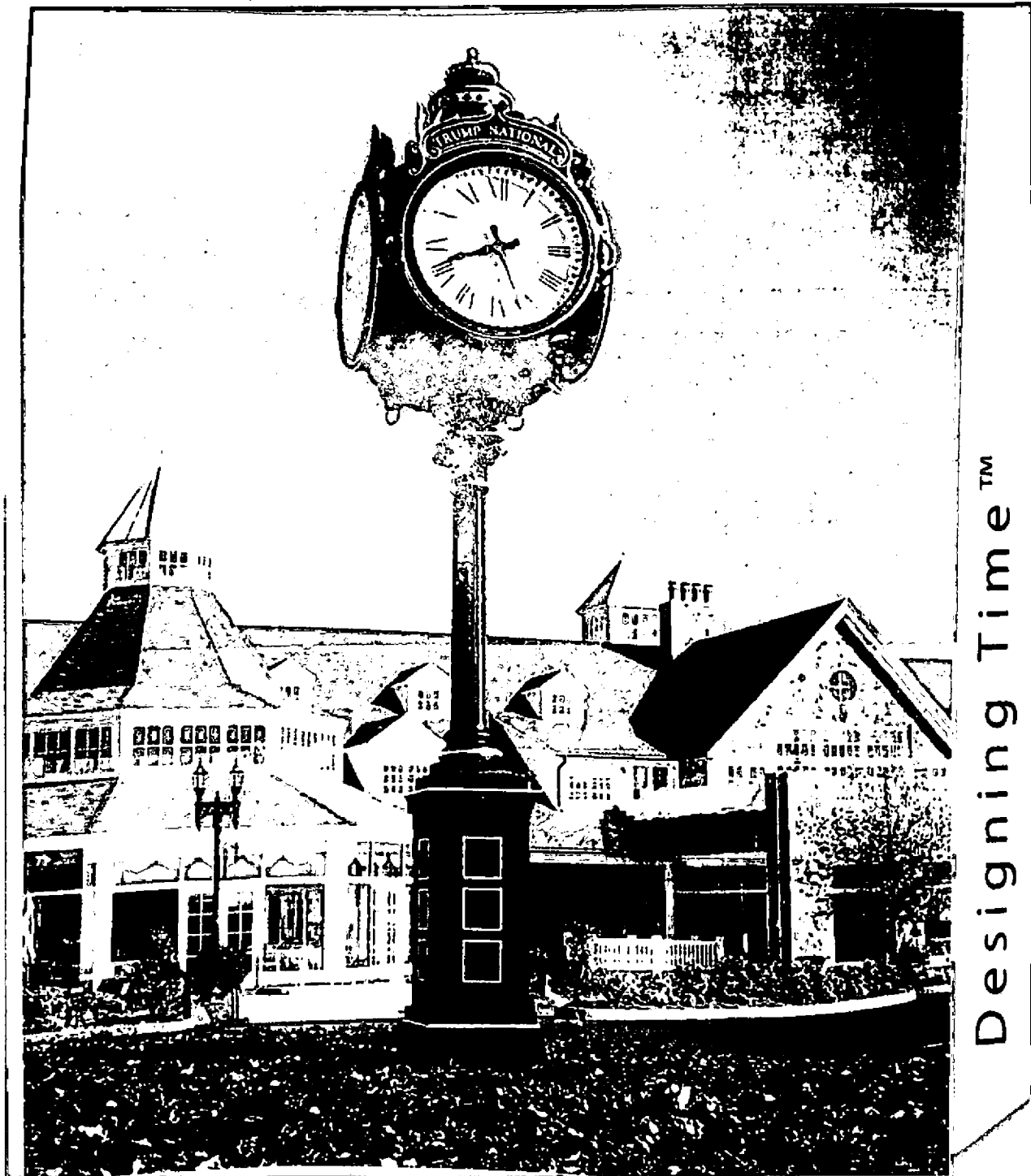
George Sala stated in January the Board of Trustees of the Veterans Memorial Community Center unanimously voted to support this whole project from the start. I also request you vote in favor if this.

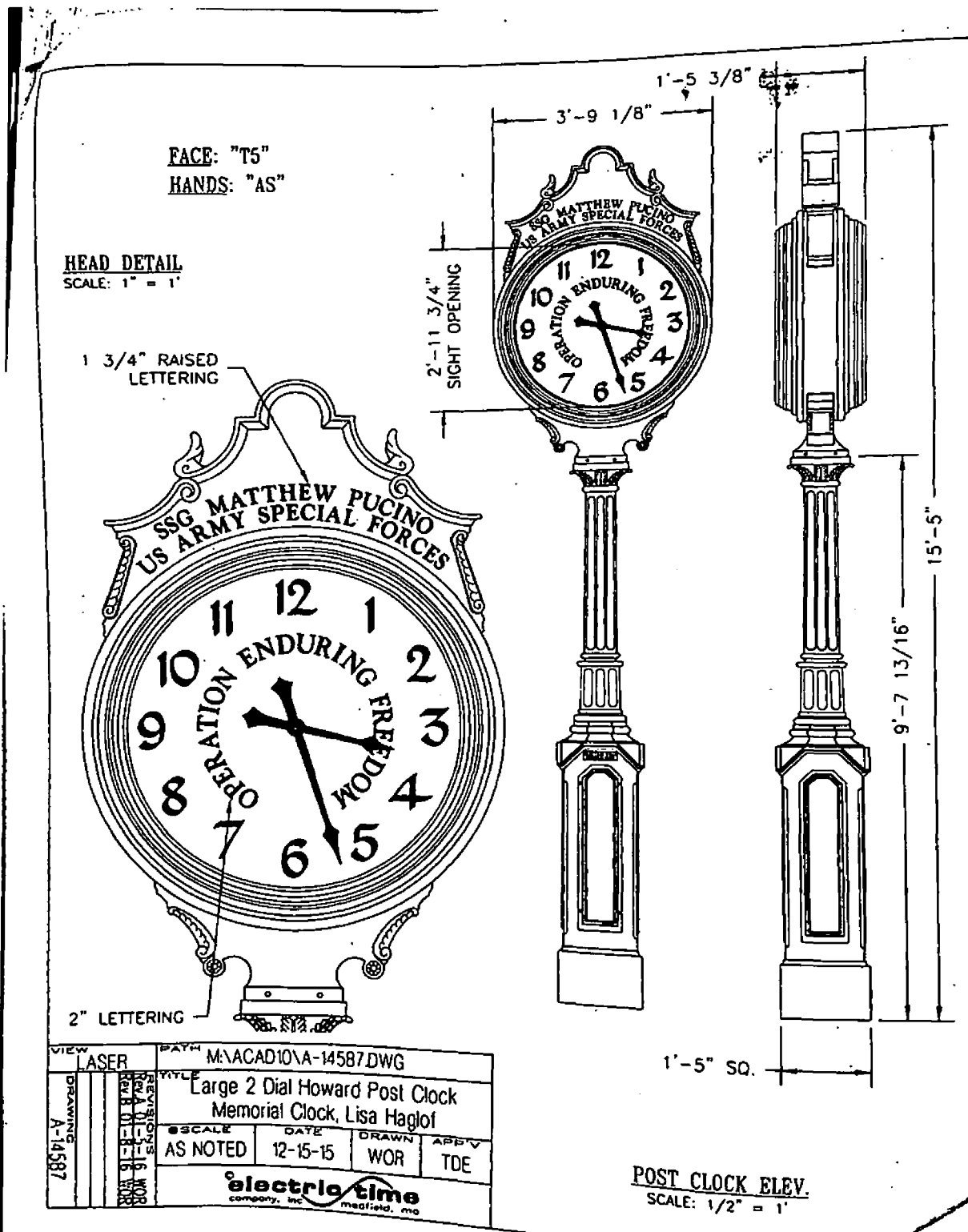
Peter Meier questioned what the time frame is to get this up and running? Lisa Haglof stated as long as she orders it soon, she would like to have it up for the beginning of July. Would like to have a clock dedication.

Jonathan Nelson stated it will be located across from the Veterans Memorial Community Center on the corner of Perry Ave. and Main street; in front of Stomping Ground Grille by the rock.

Lisa Haglof stated it is a dual faced clock.

Vote 5-0





8) Budgetary Review per Mr. Pickard's Request:

- a. Mr. Ed Merigan - Veterans Agent Presentation**
- b. Finance review of new payroll service ADP**
- c. Recreation Budget and Program review**
- d. Sealer of Weights and Measures Program review**

8a. Mr. Ed Merigan spoke about the town Veterans Service Department and gave a brief overview of their operation, how they are structured, how the law works, and how the two primary budgets work. Exist under State Law Mass General Law Chapter 115 for the purpose of administering low-income benefits for needy veterans and their dependents who are residents in the Town of Bourne. Each town is required by law to have a veteran's service officer to administer these benefits. In addition to administering the benefits they serve as a one-stop operation for all federal benefits as well. One block of benefits is compensation. It is payments by the VA for service injuries. The second block of benefits is the VA pension. The third is aid and attendance, helps with home health aids, assisted living, and nursing homes.

Mr. Merigan went over how they can form districts. He also went over the two distinct budgets. One is the operating or administrative budget, and what Bourne share is. The second budget is the Chapter 115 Low Income Benefits. This budget can vary during the year. We are obligated to pay whatever benefits qualify under Massachusetts Law. Mr. Merigan also explained who is allowed to receive these benefits. Any unused funds or encumbrances are returned to the General Fund and then they start fresh the following year. Mr. Meigan went over how the reimbursals are managed. For FY 2016 we are on track for approximately \$152,800 in expenditures for Bourne Veterans and widows under this particular budget and reimbursable will be in the range of \$114,600. The VA cash benefits brought into the town, for the compensation for service connected injuries, pension for disabled veterans, war time veterans who were not injured in service but are now disabled, and the aid and attendance amounted to \$5,409,000.31

**YOUR LOCAL
DEPARTMENT OF VETERANS' SERVICES**

**PROVIDING
BENEFITS AND SERVICES**



**TO ALL
VETERANS - WIDOWS
and DEPENDENTS**

★★★★★★

IN TIME OF NEED THEY SERVED THEIR COUNTRY

★★★★★★

BARNSTABLE DISTRICT VETERANS SERVICES

Benefits, Allowances, Clothing, Dental, Education, Housing,
Medical, Orders, Publications, Social Security, Travel, Unemployment, and Veterans' Claims
**66 Falmouth Road, P. O. Box 429
Hyannis, MA 02601
1-888-778-8701**

126
2/20/16
2/25

29/27

Massachusetts Veterans Service Officers Association, Inc.

Your Department of Veterans Services has been providing services and benefits to veterans and their dependents since 1861.

Ever since making that initial commitment, the Commonwealth of Massachusetts has insured that no individual who served his or her state and nation with honor would ever be "pauperized" or forced to turn to public welfare for assistance. The Massachusetts Executive Office and the Massachusetts House and Senate have continued to show their concern for the welfare of the veteran and his or her dependents with the fullest support of one of the most comprehensive programs for veterans in the country – the Department of Veterans Services and the local Veterans Services Officer.

After that start in 1861, the Soldiers' Relief Law was enacted in 1888 which gave cities and towns the right to support honorably discharged veterans, their spouses, widows and minor children. Later in 1945, the Office of the Commissioner of Veterans Services was created (now known as the Secretary of Veterans Services). Chapter 115 of the Massachusetts General Laws was reorganized at that time to form the basis of today's benefits and services program.

Chapter 599 of the Acts of 1946 mandated that municipal and district Departments of Veterans Service be formed. Directors of Veterans Service and Veterans Service Officers have become the first individuals that ill, disabled, indigent, or injured veterans turn to for assistance.

We of the Massachusetts Veterans' Service Officers Association are committed today to assist our needy veterans and their dependents with the same concern and compassion that the Executive Office and the Legislature had in mind when they first addressed aid and assistance. From its early start in 1861, many reforms and changes have been made to improve the delivery of service. Today, with the continued support of the Executive Office and the House and Senate, Veterans' Service Officers throughout the Commonwealth are meeting the needs of our former military service personnel.

Why Service Work For Veterans?

The question is sometimes asked "why is it necessary for Veterans Service Officers to do service work – the filing of claims for entitlements from the U. S. Department of Veterans Affairs – for veterans?" The laws restricts the VA from developing, presenting and prosecuting claims against itself. It is likewise restricted from procuring such needed evidence as statements from doctors, affidavits, birth records and the like, and will proceed to adjudicate claims in the absence of such evidence.

The Veterans' Service officer assists the veteran in the development of the claim, accumulation of necessary evidence and follow through with the VA during the months required to process the claim. Veterans' benefits are not automatic in any sense of the word. Veterans' benefits must be applied for in accordance with Federal or State laws, rules and regulations.

Veterans Affairs estimates that the number of veterans in the United States is just over 20 million and of this number, 386,000 are residing in Massachusetts. The number of World War II veterans has declined dramatically in recent years and the Vietnam Era veterans, numbering 166,000 is now the largest group of veterans. Iraq War veterans constitute a growing block due to rotations through the National Guard and Reserves, as well as normal discharge rates for personnel in the regular military. These factors plus the peacetime veterans ensure that the total veteran population in the Commonwealth will remain constant for many years to come.

Projections indicate that as the Vietnam veteran population ages, there will be a significant increase in the number of veterans and their dependents seeking assistance from Veterans Affairs. The current veterans population, plus dependents

and survivors, totals 78.2 million people – one-third of America's total population – who will all be potentially eligible for Veterans Affairs services or benefits. The Veterans' Agents and Directors of Veterans Services must be ready to meet the demand for knowledgeable service work for these individuals. Presently, the Veterans' Agents and Directors perform more service work than all other agencies combined and this will continue into the future as demand increases.

What are Service Work Dollar Returns?

When federal entitlements are secured from Veterans Affairs, such entitlements reduce in most cases any subsistence aid the veteran may be receiving under State law such as financial aid under MGL Chapter 115. The VA's summary of expenditures by city, town and county are a true indication of the actual service-connected disability income and non-service connected pensions granted by the VA. The summary by town for all towns in the Barnstable District for 2015 is as follows:

Barnstable	\$10,031,299
Bourne	\$ 5,409,031
Brewster	\$ 1,496,072
Chatham	\$ 1,427,356
Dennis	\$ 3,458,521
Eastham	\$ 1,075,850
Harwich	\$ 2,940,920
Mashpee	\$ 3,979,602
Orleans	\$ 1,236,253
Provincetown	\$ 403,642
Sandwich	\$ 4,833,642
Truro	\$ 270,922
Wareham	\$ 5,607,101
Wellfleet	\$ 516,259
Yarmouth	\$ 5,600,945
Total	\$48,287,415

The assistance rendered by Veterans' Agents and Directors of Veterans' Services not only assists the veteran in prosecuting the

claim but is also fiscally valuable to the town(s) which the VSO represents. Compensation and pensions obtained from the VA provide income to the veteran and widow and also represents a savings to the town due to a reduction in MGL Chapter 115 expenditures. A Veterans' Agent or Director of Veterans Services should be available full-time to assist the veteran, the dependent or survivor so that timely service work might be performed.

Who is in Charge of the Office?

The person who is in charge of each local and district Department of Veterans' Services is known as the Agent or Director. Appointed locally by the Mayor's in cities, by the Board of Selectmen or Town Council in towns, and by District Boards in districts. Required by law, Agents-Directors must be veterans.

Agent's-Director's Responsibilities

The partial listing of "Services and Benefits" within this booklet illustrates the technical nature of this highly-specialized field known as Veterans' Services. The VSO must have a whole-hearted interest and devotion to the work as well as the ability to cope with the requirements of the job.

He or she must acquire a general working knowledge of the many federal and state agencies serving the veteran, including many within the private sector. The Agents or Directors, as well as members of their staffs, must keep informed of the changes that take place as a result of changes of laws pertaining to veterans rights, those changes enacted by Congress or by the State Legislature, to protect the interests of the veteran and his or her dependents.

The Agent or Director must attend frequent training seminars and conferences held under the direction of the State Secretary of Veterans' Services for the benefit of the local

VSO. They must also maintain a cooperative liaison with all human service agencies as well as with employers within the VSO's area. The Director/VSO may also be called upon to attend meetings of allied groups.

One-Stop Center

The Veterans' Service Department is a ONE-STOP center for veterans and the dependents of veterans. In addition to the duties to aid, assist and advise, as stated in Mass General Law Chapter 115, the Agents and Directors counsel, file claims and explore every avenue of resources and revenue available.

We are very proud of our record of service to our veterans and their dependents. The expertise of our Agents and Directors and their well-trained staff, plus the advantage of Home Rule, make for a very efficient operation that the veterans and the dependents find most satisfactory.

The members of the Department of Veterans Services are dedicated, conscientious individuals who are veterans in their own right, working within a field that they believe in. Our veterans deserve to be helped in a time of need in order to return as quickly as possible back into the mainstream of our society.

For those unable to return to part or full-time employment due to age or physical or emotional disability, we seek to secure a degree of financial stability that will allow the individual to maintain themselves with dignity.

State Staff and Resources

The State Executive Office, through the Department of Veterans Services, maintains headquarters at 600 Washington Street, Boston. The office also provides contact officers at the VA regional offices in Boston and Providence to assist the VSO's in the filing and prosecution of claims with the Veterans Administration. These state offices are staffed by highly trained specialists who

are ready and available to assist Veterans' Agents and Directors in their effort to render prompt and effective service.

Burial Agents

In each city and town the Veterans' Agent is also required by law to serve the Burial Agent. In this capacity, he must ensure that any veteran, spouse, widow or dependent child of a veteran who dies without sufficient means to defray the cost of a funeral, is properly and respectfully interred.

Care of Veterans' Graves

Massachusetts law states that annually in April, the Mayor of every city and the Selectmen of every town shall appoint a resident of such city or town, who shall be a veteran as defined in clause Forty-three of Section 7 of Chapter 4, M.G.L. as a Veterans Grave Officer. It shall be the duty of the Veterans' Graves Officer to cause every veteran's grave within such city and town to be suitably kept and cared for. In cities and towns where there are cemeteries containing the remains of deceased veterans, such cities and towns shall cause to be placed on such veteran's grave a flag of the United States on every Memorial Day.

PROGRAMS

PTSD and Other Counseling

The VSO often recommends counseling at local VET Centers for returning combat veterans as a means of decompressing and readjusting to local routines. They also work with veterans of all previous wars who may have ignored or attempted to cope with PTSD on their own over the years. When a diagnosis of PTSD, sexual trauma or other psychological disability is determined, the VSO works with the counselors in the treatment centers to consolidate evidence and

file a claim on the veteran's behalf with the VA.

Homeless Identification

Assisting the homeless veteran has become a prime area of concern for the Department of Veterans' Services. The securing of low or moderate cost housing remains a major problem, but the Service Officer works with all federal and state agencies to develop solutions for housing problems to prevent evictions, which would result in having additional veterans and their families become "homeless".

Former Prisoners of War

VSO's assist former prisoners of war by filing claims on their behalf for injuries and maltreatment at the hands of their captors including starvation, lack of medical care and inhumane treatment. They also refer POW's to the VA for detailed physical examinations, individual counseling, diet and fitness activities as well as group sessions.

Women are Veterans Too !

Women are a growing segment of the veterans' population and currently represent 15 percent of active duty personnel. Like their male counterparts, they can be eligible for a variety of veterans' benefits. Veterans' Services assists women veterans and offers the same equal access to areas of assistance and benefits.

Alcoholic-Drug Treatment

VSO's interact directly with inpatient and outpatient medical services available to those veterans who seek assistance with alcohol or drug abuse. These include detoxification programs, inpatient rehabilitation programs and continuing counseling. Proper attention is given in a manner which treats the veteran or his dependent with dignity and courtesy.

Veterans Employment & Training

When veterans have difficulty with employment, the VSO's coordinate effort to find jobs with programs managed by the U.S. Department of Labor as well as with the veteran's representative at the Career Centers operated by the Commonwealth.

Vocational Rehabilitation

If a veteran's service-connected disability makes it impossible for him to continue in his previous line of work, the VSO will coordinate with federal and state agencies to obtain training in an alternative career field which is not impacted by the disability.

SERVICES/BENEFITS**VA Compensation or Pensions**

- Service-Connected Disabilities
- Low-income Pensions (War Vets)
- Widows' Benefits
- Aid and Attendance (VNA Care)
- Claims for Increase in Compensation
- VA Appeals

Agent Orange Claims

Numerous diseases have been determined to be presumptively caused by exposure to defoliants in Vietnam including Diabetes II and many cancers including lung and prostate cancer. VSO's file thousands of claims each year with the VA for residents of the town who served on the ground in Vietnam.

Armed Forces Retirees

- Retirement Pay
- Elimination of Payroll Offsets
- TRI-CARE questions
- Survivor Benefit Plans

Bourne National Cemetery

- Arrangements For Burial of Veteran, Spouse or Eligible Dependent Child

Discharge Difficulties

- Obtaining Military Records
- Corrections to Records
- Certificates in lieu of Lost Discharges
- Review of Discharges for Up-Grading

Education/Vocational Benefits

- GI Bill benefits
- Educational Benefits for Dependents
- Vocational Rehabilitation

Employment

- Contacts with Employers
- Re-employment Rights Procedures
- Unemployment Compensation problems
- Linkage with State Career Centers
- Linkage with U. S. Department of Labor

Gold Star Parents

- Rights and Benefits
- Filing Claims- State and Federal

Hospital and Domiciliary Care

- Assist with Application for Clinics
- Emergency Medical Care
- Veterans Affairs Medical Centers
- State Hospitals and Soldiers Homes
- Other Federal Hospitals

Housing

- Veterans Affairs Loan Guaranty
- Certificate of Eligibility
- F.H.A. Loans
- Federal and State Housing
- Assistance in obtaining shelter

Industrial Accident Cases

Assist and advise

Insurance Matters

Applications for:

U.S. Indemnity Insurance – Conversions
Service-Disabled Life Insurance
National Service Life Insurance
Mass Health Issues

Filing One-Sum Life Insurance Claims

Photostatic Work

Copies of all types of Documents

Recording of Service Records

According to State Law

Reference Material

Acquiring copies of all State and Federal references pertaining to veterans' rights, benefits, and where same may be obtained.

Retirement Matters

Employees Compensation Bureau
Retirement – State, Local, and County
Laws and Procedures
General Information and Assistance

Selective Service Information

Social Security Matters

Social Security Assistance
Disability Assistance
Supplemental Security Income [SSI]
Medicare

State Bonus Payments

Assist MA veterans of ALL wars with obtaining state bonus.

Rehabilitation Matters

Relating to Veterans
Relating to Members of Family
Veterans Affairs Program
Massachusetts Rehabilitation Commission
Alcohol and Drug Abuse
Other Federal and State programs
Private Agency programs
Industrial Programs

Tax Benefits and Difficulties

Property Tax Abatement
Appeals
Federal and State Exemptions
Adjustments

World War II Maritime Service

Documents
Eligibility for Veterans Benefits

Entitlement to Veteran benefits is not automatic. Eligibility must be applied for and decided by the appropriate agency. It is the responsibility of the local Veterans' Agents and Directors of Veterans' Services to assist veterans and their dependents in securing the benefits and entitlements that they are entitled to receive.

BARNSTABLE VETERANS SERVICES
OFFICE LOCATIONS and HOURS

Barnstable Main Office

PO Box 429 (66 Falmouth Road) Hyannis, MA 02601-0429
508-778-8740 FAX (508)778-8745
888-778-8701

Monday thru Friday 8:30 am - 4:30 pm

Satellite Offices

The District also operates satellite offices for the convenience of veterans across the Cape.

Hours and contact information:

Bourne Office

Tuesday and Thursday, 9:00 am - 12:00 noon
Bourne Veterans Community Center, 239 Main Street, Buzzards Bay, MA 02532
508-743-3009 FAX 508-743-3010

Harwich Office

Tuesday, Wednesday and Thursday, 9:00 am - 4:00 pm
100 Oak Street, Harwich, MA 02645 508-430-7510

Provincetown Office

Tuesday and Thursday, 9:00 am - Noon
P.O. Box 947, 2 Mayflower Street, Provincetown, MA 02657 (508) 487-7099

Sandwich/Mashpee Office

Wednesday, 1:30 pm - 3:30 pm
Council on Aging Building, 270 Quaker Meetinghouse Road Sandwich, MA 02537
508-888-4737 FAX 508-833-9154

Wareham Office

Tuesday and Thursday, 1:30 am - 4:00 pm
Town Hall - Multi-Services Building, 54 Marion Rd, Wareham, MA 02571
508-291-3100 Ext 3135

Peter Meier questioned the expenses for veterans budget, can we find the 2,000 that we can put into the budget?

Tom Guerino stated if there is a short fall in the budget I'm sure we can make an arrangement. Where it has run short in the past we have gone to a Special Town Meeting or we have gone to the Finance Committee for a reserve fund transfer.

8b. Linda Marzelli, Financial Director for the Town of Bourne spoke about the payroll systems they looked into and the new ADP payroll system they are looking to use. What it will do for the town, how it will be more efficient, and what the employees can look at in their employee portal. Mrs. Marzelli also spoke about the budgets for the software the Town has used in the past and what the new software would cost, and how it interacts with the Town's other software and time attendance systems.

Kim Duffy, sales person for ADP, gave a little background on her position, and what ADP can do for the Town of Bourne.

Stephen Mealy questioned the implementation; why we will not save money; and will it handle the general government and the schools?

Karen Girouard, Treasure, spoke about the current software system and how it wasn't going to be able to handle what the Town of Bourne needs. What they are using for third party vendors and they can now eliminate the third party vendors and ADP will be able to handle what the town needs, and be able to keep up with the changing laws and the town being able to stay compliant.

Don Pickard stated his concerns.

Don Pickard stated if we are spending \$60,000 for this valuable tool we should be able to achieve some sort of cut of that \$60,000 somewhere within our \$51 million dollar budget.

Linda Marzelli explained it will be more efficient for the town and employees but it doesn't have a lot of cost savings.

Karen Girouard stated we don't have a company that can keep up with the pace of the changes in the laws and what we are being forced to do, and to stay compliant.

Don Pickard stated in his opinion you are reducing man-hours somewhere in a number of department and there should be a representative cut somewhere for the \$60,000. Some people are going to be doing less work.

Karen Girouard by automating it takes some of the burden off my office because of no extra staff.

Don Pickard if responsibilities are being reduced town wide there should be some offset.

Stephen Mealy stated you are not hiring an addition person to stay compliant. You are automating with a system that is already compliant and will stay compliant

Michael Blanton stated because we are internalizing these processes that is where the saving is going; we are not paying less for the service.

Karen Girouard stated the Affordable Care Act is new. This is the first year we have had to do this report. I cannot do it by myself anymore, but now with ADP We can still maintain being compliant and not have to add a staff person.

Linda Marzelli explained about time and attendance, how it will be done, and how it will work within all departments; and also explained how each department will key their payroll.

Karen Girouard spoke about how this will save man-hours on employee's time. Risks about the information and report that the Town needs to provide and how this will carry less risk. Changing the frequency of pay from weekly to every other week to save money.

Michael Blanton questioned is this on a renewable contract?
Kim Duffy explained there isn't a contract.

Tom Guerino stated if the board votes the budget this evening that will incorporate this into in the budget. **Stephen Mealy** stated we will go through the recreational budget next week.

8d. **Tom Guerino** spoke about the Sealer of Weights and Measures Program and the fees that are assessed. There are 10 towns within the county that are involved in this. There is no cost to us, we don't pay any salaries, we don't collect any fees, and no one has complained about being in the regional program.

Don Pickard questioned we are going to go over the recreational budget next week, are you adding the legal budget? **Tom Guerino** stated there will be an executive session with the Finance Committee next week to go over the legal budget.

Don Pickard questioned the emergency preparedness department salaries being raised.

9) Licenses/Appointments:

- a. Conservation Commission - Appointment of Regular/Alternate Members**
- b. Appointment to the Recycling Committee - Katherine Kiritsis**
- c. One Day Liquor - Massachusetts Maritime Academy on March 19, 2016 at the MMA campus.**

Don Pickard went over the appointments and licenses requests.

Voted Don Pickard moved and seconded by Michael Blanton the Board appoint Mr. Paul Szwed as a regular voting member on the Conservation Committee for a term expiring June 30, 2016. Vote 5-0.

Voted Don Pickard moved and seconded by Peter Meier the appointment of Elise Leduc as the associate member for a term expiring June 30, 2016. Vote 5-0.

9B. Don Pickard went over Recycling Committee nominee

Voted Don Pickard moved and seconded by Peter Meier to move Katherine Kiritsis forward for appointment as a member of the Recycling Committee for a term to expire on June 30 2018. Vote 5-0.

9C. Don Pickard went over the request from the Mass Maritime Academy for the one-day liquor license, for a Milliken Strong Comedy Night, on March 19, 2016 from 5:00 PM to 11:00 PM. They're anticipating 300+ guests. It is to be held at the Pande Dining Hall and adjacent patio and grounds. The applicant has a number of licenses, the application has always filled out appropriately, and certificate of insurance is present.

Voted Don Pickard moved and seconded by Peter Meier to approve a request by Mass Maritime Academy for the on day liquor license for wine and malt on March 19, 2016 from 5:00 to 11:00 PM.

Don Ellis stated I believe we should help them, but they should be forthcoming toward the Town of Bourne. There is a beach at the end of Tower Lane that may be done away with if the road system goes in. Stephen Mealy stated this is not the right time to bring this up. This is just a request for a one-day liquor license. Don Ellis stated maybe we can have a discussion with them to help us keep the beach open as we approve these each week.

Tom Guerino stated there's been quite a bit of work by our staff in regards to that road issue, as well as some materials being sent to Counsel for his review. The president of Maritime Academy, Mr. Guerino, and the Chairman will be meeting about this topic next week.

Vote 5-0.

10) Selectmen's Business -

- a. Psychic Fair/ Craft Show - requesting a waiver of fees**
- b. Vote on adoption of the FY 17 Budget**
- c. Request of Buzzards Bay Coalition to use town flag likeness in display to acknowledge all BB Coalition members.**

10 A. Don Pickard spoke about the request to waive the fees for the psychic fair, held on April 2, 2016 at the Veterans Memorial Community Center gym from 10:00 PM to 4:00 PM. Fundraiser to help raise funds for the Friends of the Bourne Food Pantry and the seniors in need within the community.

Voted Don Pickard moved and seconded by Peter Meier to waive the fee for the Psychic Fair and Craft Show to be held on April 2, 2016 from 10:00 AM to 4:00 PM at the Council on Aging Community Center gym. Vote 5-0.

10C. Michael Blanton stated it looks like they are trying to get an agreement from each of the 12 member towns of the Buzzards Bay Watershed to allow them to display flag so they can show which towns compose the Buzzards Bay Watershed. It will be nice to be represented in that number.

Voted Peter Meier moved and seconded by Michael Blanton to approve the request from the Buzzards Bay Coalition to use the town flag likeness to display and acknowledge all of Buzzards Bay Coalition members at the downtown office in New Bedford. Vote 5-0.

10 B. Stephen Mealy would like to officially vote for the adoption of the FY 17 budget and to get the budget over to the Finance Committee.

Tom Guerino stated there will be additional amendments to the budget. This is to formally move this over to the Finance Committee. This gives you numbers from the February 22nd Sources and Uses budget book, and any changes that have been put in there up to that date. This includes a budget for the Landfill, Sewer Department, and the General Fund Budget, with the flexibility as changes are necessary the Board can come back and vote again as required.

Voted Don Pickard moved and seconded by Michael Blanton the selectmen adopt a FY 17 General Fund budget of \$59,272,053. Additionally, I move that the Board vote a budget for FY 17 for the ISWM Enterprise fund of \$9,634,197, and a FY 17 Sewage Collection and disposal budget of \$922,536. This FY 17 budget motion is made with the understanding that there may be certain changes prior to the warrant being printed for the Annual Town Meeting.

Peter Meier questioned the Community Building, as it is now, the Life Guards, and the bus driver being maintained in this budget. Tom Guerino stated the budget that you are voting tonight may not have those included yet, but the Board has voted those. All of those will be included in the final budget. This is to move this budget to the Finance Committee.

Jim Mulvey wanted the wording of the motion clarified.

Stephen Mealy re read the budget motion. Jim Mulvey stated it is being voted on but it may not be final.

Stephen Mealy stated that is correct. The Board is required to pass the budget on to the Finance Committee by February 1st by charter. In order to fulfilled that formality the Board has to vote on the budget to pass it on to the Finance Committee.

Vote 5-0

11) Town Administrator's Report

Tom Guerino spoke about working with the Base to see if there is any possibility of increasing economical developable land on the peripheries of the base. Will be meeting with the Mass Office of Business Development on the 15th.

Michael Blanton questioned were there any thought on what those economical development land parcels might be. Tom Guerino stated not yet we are just at the beginning of the discussions

Don Ellis reminded the Town Administrator back in the 70's the Planning Board passed a Government District and it is narrow in concept for zoning for the protection of the citizens of the town of Bourne. That zoning law is still intact. Tom Guerino will check on that. Stephen Mealy questioned if there is a workshop held on that in Hyannis. Don Ellis went over the program and who will be in attendance.

Tom Guerino spoke about the meeting relative to the Commuter Rail. He received a message from Representative Viera. There is a pilot plan that is almost complete that needs to get approval from the Fiscal Management Control Board at the MBTA. On April 14th there will be a meeting at the Veteran's Memorial Community Center to hear about the pilot plan they are working on, at 7:00 PM.

Representative Vieira, Representative Gifford, Representative Hunt, Senator DeMacedo, Tom Cahir, and a number of others have been working with the folks at the MBTA to try to get this up and running.

Priority base budgeting, all of the initial plans are to be submitted to the folks in Colorado, all the other are due in my office two weeks from today. We will start moving on that in full force.

11) Selectmen's Reports

Peter Meier spoke about Dr. John Harrington who passed away on Sunday, what committees he has been on, and what he has done for the community. Arrangements are on Thursday 2:00 PM- 4:00 PM and 7:00 PM- 9:00 PM at the West Falmouth Chapman Cole & Gleason; Burial Mass is on Friday at 11:00 AM at St. Johns Church in Pocasset.

Peter Meier stated Friday at 3:00 PM neighbors at Taylors Point will be meeting with the Admiral and Paul Keefe to go over their concerns. Residents will have a chance to voice their questions to the Admiral.

Peter Meier also spoke about the Bourne boy's basketball game that was held last Saturday.

Don Pickard questioned the Town Administrator, are we on our times table for the Municipal Health Insurance proposed regulations? Tom Guerino stated yes we are on track.

We will meet this week with the full insurance advisory committee. There will be a public employee committee that will do the actual negotiating. We are in compliance.

Don Pickard stated this board voted to have the Town Administrator submit a written report at each of our meeting. The purpose of the report was to improve communications to let the Board know what is going on in the daily activities of the administrator. The first few months we received those reports, but for the last 6 months we haven't seen those reports. Is it too much of an encumbrance on the Town Administrator's time? Should we have an agenda item and have the administrator tell the Board why he thinks they aren't necessary, and if so have a vote to not force him to have a written report.

Michael Blanton wanted to remind everyone that Friday is Pajama Day at the Bourne Public Library. The Pajama Drive will have the event at the Veteran's Memorial Community Center from 5:30 PM to 7:30 PM. Tom Guerino stated there are a number of venues where you can get a really good deal on pajamas, and contribute to a really worthy cause.

Don Ellis thought it was important to bring up the parking lot at Tailors Point. Because we approve so many liquor licenses for Mass Maritime Academy, I thought it would be a good way to have a dialog with them. Please to hear Mr. Mealy and Mr. Guerino are having a meeting with the group. Hope you will insist that parking area to be left open for access to the beach. We are losing our beaches and access to water. Appreciate you sticking up for the citizens of the town.

Peter Meier stated Thursday night at 7:00 PM at the Veteran's Memorial Community Center the School Building Committees is having their biweekly meeting. There are only two meeting after this about the Peebles school replacement options. Because Bournedale Elementary School isn't 10 years old MSBA is looking to penalize us for a grant that we were given 10 years ago and subtracting money off. That issue is going to be discussed tomorrow night.

Paul Gately wanted to say thanks for supplementing the budget. Maritime and the State bought the Beachmoor to hold events. Now you seem to be approving liquor licenses for events in their constructed dining hall and not at the Beachmoor anymore. Do you know what is going on at the Beachmoor?

Tom Guerino stated when the Mass Maritime Academy bought the Beachmoor it was stated it will be finished and events will be scheduled. The Mass Maritime Academy is granted so many one-day licenses per year they can use anywhere on campus not just at the Beachmoor. When the Beachmoor was bought it was planned to phase out the events that were there.

Paul Gately stated perhaps you could get some parking spaces back from the Beachmoor parking lot if the building is not in heavy usage. If you're having discussions about the MBTA Rail services the Beachmoor might be a nice place to have those meetings.

Jim Mulvey informational observation - The issue has been raised, it appears that the Academy takes the position that the town does not own or control the beach or access to the beach all the way from the dolphin to the canal. The pathway to the beach is within the area they say they own and control. The public parking turns out is not on town land and is on Academy land. The last 200 ft. of pavement on Tower Lane are Academy. The Beachmoor parking lot is Academy. This came about because they intend to build a new access to the campus by breaching their fence at their ballpark, building a new curb-cut onto Tower Lane. I was under the impression that was a town beach and a town beachway. I thought the Town owned Tower Lane all the way up to the dead end. It is being challenged that we do not own that pavement beyond the dolphin's parking lot. The town stands to lose access to a very productive shellfishery as well as a very nice bathing beach. How can the town relinquish legal access to that shellfishery and a public beach? The future of the town is definitely involved and should be protected.

Stephen Mealy we will have to have an agenda item. Will add that as an agenda on a future agenda relative to that situation.

Stephen Mealy spoke about the trip that he attended with Upper Cape Regional Technical School Junior class engineering students to IDEX Health and Science in Middleboro, MA. I was impressed with the student from the junior class. I would like to say thanks on behalf of the Town of Bourne to the members of the IDEX staff and the employees we interacted with.

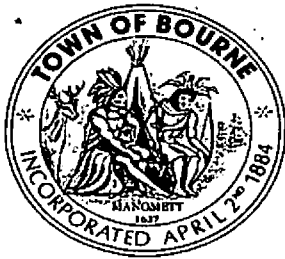
12) Other Business

The next Bourne Selectmen meeting will be on Tuesday, March 15th at 7:00 P.M.

10) Adjourn

Voted Don Pickard moved and seconded by Peter Meier to adjourn. Meeting adjourned at 9:15pm. Vote 5-0.

Respectfully submitted – Carole Ellis, secretary.



Board of Selectmen Meeting Notice



AGENDA

Reminder: Executive session 6:00

Date

Tuesday
March 15, 2016

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.

1. Call meeting to order
2. **Executive Session:** To conduct strategy session with respect to litigation. At 6:30 p.m. the Board of Selectmen is to be briefed with the Finance Committee regarding on-going litigation as an open meeting may have a detrimental effect on the litigation position of the public body. The Chairman declares that such open discussion will have a detrimental effect to the litigating position of the public body. The Board will reconvene in open session at the conclusion of the Executive Session.
3. Roll call Vote to convene in **Executive Session** for the purpose stated.
4. 7:00 p.m. (Items 1-4) reconvene meeting in open session
5. Moment of Silence for our Troops and our public safety personnel
6. Salute the Flag
7. Public Comment – Non-Agenda Items
8. Minutes: 02.23.2016; Executive: 01.26.16; 2.2.16; 2.16.16; 2.23.16
9. Correspondence
10. Public Hearing For Proposed Shellfish Grant, Patrick Ross
11. Departmental FY 2017 budget review and discussion
 - a. Recreation
 - b. Emergency Management
12. Capital Outlay Committee presentation on capital request for FY2017
13. Selectmen's Business
14. Town Administrator's Report
 - a. Update on Cape Cod transportation study meeting held 3-10-16
15. Selectmen's Reports
16. Other business
17. Adjourn

2016 MAR 11 PM 1 48
TOWN CLERK'S OFFICE
BOURNE, MASS

Future Agenda Items

- A. Appointment of MBTA Representative
- B. Discussion of Public-Private Partnership (3P) as it relates to the funding of a possible Third Canal Bridge
- C. Cape Canal Area Transportation Study Update
- D. Town Organizational Chart

**Board of Selectmen
Minutes of Tuesday, March 15, 2016
Bourne Community Building
Bourne, MA 02532**

RECEIVED

2016 JUL 13 PM 12:26

TOWN CLERK BOURNE

TA Tom Guerino

Selectmen

Stephen Mealy, Chairman Excused
Don Pickard, Vice-Chairman
Michael Blanton, Clerk
Don Ellis
Peter Meier

Note this meeting is being televised and recorded. If anyone in the audience is recording or videotaping, they need to acknowledge such at this time – Michael Rausch Bourne Enterprise.

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

Documents

1) Call meeting to order

Meeting Called to Order

Vice-Chm. Pickard called the meeting to order at 6:00 pm.

- 2) Executive Session: To conduct strategy session with respect to litigation. At 6:30 p.m. the Board of Selectmen is to be briefed with the Finance Committee regarding on-going litigation as an open meeting may have a detrimental effect on the litigation position of the public body. The Chairman declares that such open discussion will have a detrimental effect to the litigating position of the public body. The Board will reconvene in open session at the conclusion of the Executive Session.**

3) Roll call Vote to convene in Executive Session for the purpose stated.

Voted Peter Meier moved and seconded by Don Elis to go into executive session.

Roll Call Vote: Mr. Meier - Yes; Mr. Pickard - Yes; Mr. Ellis - Yes

Voted Peter Meier moved and seconded by Michael Blanton to adjourn executive session at 7:16.

Roll Call Vote: Mr. Meier - Yes; Mr. Pickard - Yes; Mr. Blanton - Yes; Mr. Ellis - Yes

Meeting Called to Order

Vice-Chm. Pickard reconvened the meeting in open session at 7:27 pm.

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

Public Comment – Non-Agenda Items

None requested.

8) Minutes: 02.23.2016; Executive: 01.26.16; 2.2.16; 2.16.16; 2.23.16

Mr. Guerino asked the Board to not act on the 2-16-16 executive session minutes. There is an error.

Voted Michael Blanton moved and seconded by Peter Meier to approve the minutes from February 23, 2016 with the amendment. Vote 4-0.

One correction pg. 15, Michael Blanton asked this be amended

Voted Peter Meier moved and seconded by Don Ellis to approve the Executive session minutes from January 26, 2016 as presented, and the minutes upon approval be encumbered at this time Vote 4-0.

Voted Peter Meier moved and seconded by Michael Blanton to approve the Executive session minutes from February 2, 2016 as presented, and the minutes upon approval be encumbered at this time. Vote 4-0.

9) Correspondence

Michael Blanton brought the committee up to date on the correspondence.

- A. Letter from DEP re: Joint Base Cape Cod Draft J-3 Range 2015 Interim Environmental Monitoring Report
- B. Xfinity submitted the 2015 license fee payment
- C. Letter from ISWM re: Bourne ISWM Facility Quarterly Groundwater and Landfill Gas Monitoring results
- D. DEP submitted Water Quality certification public notice for dredging of Barlow's landing, Pocasset River, and Little Bay
- E. Letter from Dr. Morton Kliman re: Protest the paving of Elgin Road, Cataumet

Mr. Guerino stated there is no paving going on, on Elgin Road, there appears to be a critical mass of citizens on Elgin road that would like to do a betterment on the road. That would have to come before the Selectmen to put an article on Town Meeting. Mr. Guerino is questioning how the statutory language is provided on what can and cannot be done. We will pass that to Counsel and to the moderator.

- F. Letter from DEP re: On-site meeting notification for superseding Order of Conditions
- G. Mercy Otis Warren Cape Cod Woman of the Year - Nominations to be received by April 18, 2016
- H. Letter from Cape Cod Commission re: Appointing the Bourne Representative to the Cape Cod Commission
- I. Elder Services would be honored if Mr. Guerino or someone on his/your behalf could participate in March for Meals campaign by helping prepare and/or deliver meals to homebound senior clients during "Mayors for Meals" on Wednesday, March 30th.

Mr. Guerino read two other pieces of correspondence; one received today from Harvest Power dated March 14th to Mr. Barrett, regarding the site lease. Pursuant to sections 23B of the lease

Harvest Power is providing it's 90-day prior written notice and hear-by elects terminate the lease effective June 9, 2016. The other piece is I am please to announce Mr. Mullen has been selected by the Mass Shellfish Association, officers association, as the Shellfish Warden of the year throughout the Common Wealth.

Michael Blanton stated one of the takeaways from loosing the Harvest Power agreement is Bourne and ISWM are on the radar for other developers who are looking at Bourne as a progressively minded town, with regard to how we handle our waste.

Peter Meier spoke about the email from Ann Gratis to Chris Farrell. The Planning Board has submitted a letter in regards for their opinions on the road improvement for MacArthur Blvd. and the base of Route 6. Tom Guerino stated that is a resubmittal of a letter that was sent at the beginning of this project in 2011 by the planning board.

10) Public Hearing For Proposed Shellfish Grant, Patrick Ross

Mr. Patrick Ross, Gray Gables, went over the aquaculture, farming process, the benefits of shellfish aquaculture, removing, and nitrogen and other nutrients. Mr. Ross also went over the proposed shellfish grant permit application; their current grant is completely subtitled. The space they have currently to sort and clean the oysters. They need access to an upweller and nursery phase of the growing process. That is what the proposed grant would allow them to do. Mr. Ross also went over the activities they participate in the town.



MONK'S COVE OYSTERS

SELECTMEN'S MEETING 3/15/17
PATRICK ROSS

THE GROW-OUT OF BIVALVE SHELLFISH IS KNOWN AS AQUACULTURE.

MONK'S COVE OYSTERS IS A SUBTIAL OYSTER FARM.

THE CAGES AND BAGS THAT CONTAIN THE OYSTERS SIT ON THE OCEAN FLOOR, CONNECTED BY LONG LINES. WE RAISE AND LOWER THE CAGES WITH THE SOLAR POWERED HAULER AND WINCH ON OUR WORK BOAT.



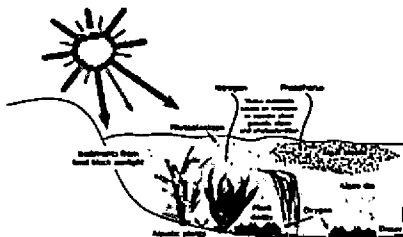
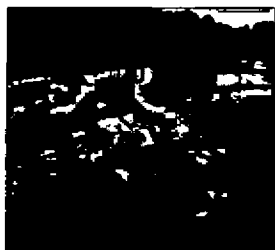
SHELLFISH AQUACULTURE IS ONE OF THE ONLY FARMING METHODS THAT HAS A NET BENEFIT TO THE ENVIRONMENT

OYSTERS USE THEIR GILLS TO PUMP WATER AND CONSUME ALGAE TO LIVE. ONE OYSTER CAN FILTER UP TO 50 GALLONS OF WATER IN A SINGLE DAY.



OYSTERS COUNTERACT EUTROPHICATION ON CAPE COD

EUTROPHICATION OCCURS WHEN THERE IS TOO MUCH NITROGEN IN THE WATER, WHICH CAN CAUSE HARMFUL ALGAL BLOOMS THAT COVER THE SURFACE OF THE WATER. WITHOUT SUNLIGHT OR ENOUGH OXYGEN, THE WATER BECOMES HYPOXIC, CAUSING FISH AND PLANTS TO DIE. OYSTERS FILTER OUT NITROGEN IN THE WATER, REDUCING THESE POSSIBILITIES.

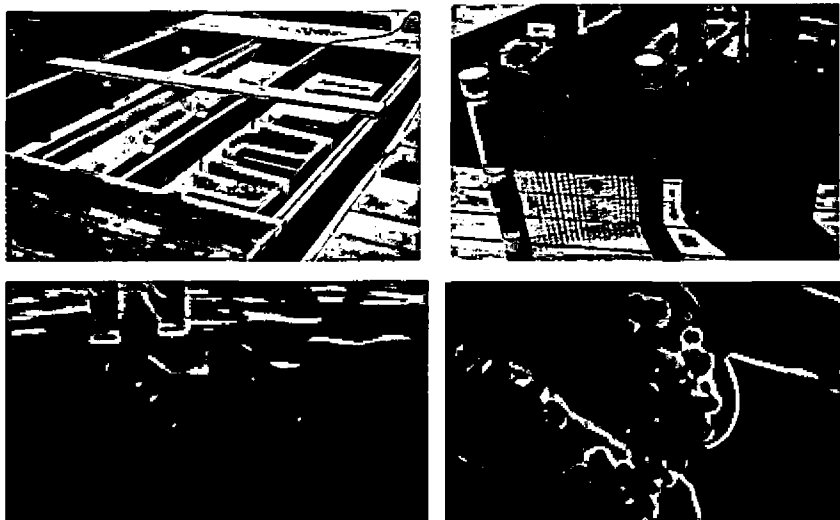


MONK'S COVE OYSTERS - CURRENTLY



- 2.9 ACRES ON BUZZARDS BAY SIDE OF TOBEY'S ISLAND.
- MOORED FLOATING WORKSTATION IN MONK'S COVE, USED TO SORT OYSTERS.
- CHALLENGED BY WEATHER CONDITIONS, ESPECIALLY SOUTHWEST WIND DURING PRIME WORK SEASON, LIMITING DAYS TO SAFELY WORK OYSTERS
- LIMITS THE TYPES OF GROWING METHODS THAT CAN BE USED.
- LIMITED OPPORTUNITIES TO DO FARM TOURS FOR THE PUBLIC AND COMMUNITY GROUPS

MONK'S COVE OYSTERS - FUTURE

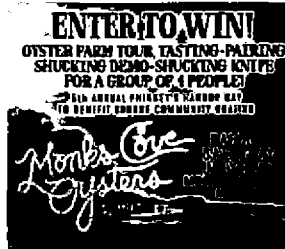
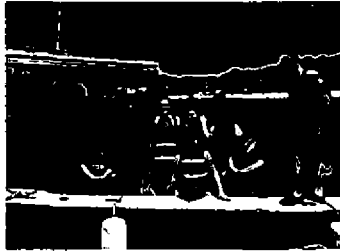


- THE NEW AREA WOULD BE SUFFICIENTLY PROTECTED FROM THE ELEMENTS TO ALLOW AN UPWELLER AND FLOATING GEAR TO BE USED.
- THIS "NURSERY" AREA WOULD IMPROVE RATE OF GROWTH AND SURVIVAL OF SEED
- THE ABILITY TO PURCHASE SMALLER SEED AND CONTROL MORE OF THE GROWING PROCESS

COMMUNITY

► Bourne Community Boating

-BCB BIOLOGY DAY AND PHINNEY'S HARBOR DAY CONTRIBUTIONS

THE LOBSTER TRAP
3RD ANNUAL HARVEST PARTYSEVERAL ARTICLES ONLINE AND
IN PRINT (EDIBLE CAPE COD BELOW)

Mr. Mullen stated he has reviewed this and discussed the possible expansion, to be growing shellfish from seed.

Don Pickard questioned Mr. Ross if he had the abutter's returns services for the Administrator.

Michael Blanton asked Mr. Ross to go over Biology Day. Mr. Ross explained what they did with the kids on Biology Day and the Belly Biology program.

Voted Peter Meier moved and seconded by Michael Blanton to approve Patrick Ross's application DEA Monk's Cove Oysters for the proposed 1.8 acre site east of Toby's Island which will be used to grow Eastern Oysters in an upweller floating bags/cages, bottom planted and the site coordinates that are reference on the bottom of page three of the application. Vote 4-0.

11) Departmental FY 2017 budget review and discussion

- a. Recreation
- b. Emergency Management

Tom Guerino stated this is in response to questions relative to particular budgets. They are here to provide a little more information on their budget.

Krissanne Caron, Recreation Director, went over the Recreation Department Programming Information and the proposed Recreation Budget, what the budget covers, and what the Recreation Department Staffing Totals are across the Cape. All the fees they collect go into their 53E 1/2 revolving account. That money is used to pay all of the expenses, supplies and salaries for any staff they bring in, and 40% of the coordinators salary. Mrs. Caron stated they assumed the

responsibility of the Community Building. Rec is also responsible for opening the building and are providing coverage for programs six days a week.

Recreation Department Programming Information

FY15 July 1, 2014 - June 30, 2015

<i>Program Name</i>	<i># of Participants</i>	<i>Revenue</i>
---------------------	--------------------------	----------------

2014 Summer Activities

2014 Canalmen Hoop School	11	\$ 1,100.00
2014 PLAY Tennis	70	\$ 3,582.00
2014 Summer Camp	221	\$ 45,338.90
2014 Swim Lessons	113	\$ 6,350.00
2014 Slide Into Learning!	126	\$ 7,812.00

Trips

Boston Red Sox	18	\$ 1,143.00
Disney on Ice	44	\$ 1,680.00
Laser Tag	39	\$ 975.00
Nashoba Valley Tubing Trip	19	\$ 380.00
Skyzone	37	\$ 740.00
5 Wits Patriots Place Trip	29	\$ 560.00

Vacation Programs

April Vacation Friday Fun Day	26	\$ 530.00
Archery Tag	20	\$ 400.00
Archery Tag Grades 1-4	18	\$ 360.00
Archery Tag Grades 5 - 8	10	\$ 200.00
Parent's Night Out	23	\$ 130.00

Basketball

2014 SWISH	241	\$ 18,950.00
2014 4th Grade Girl's All Star Team	9	\$ 270.00

Recreation Department Programming Information (Page 2)

FY15 July 1, 2014 - June 30, 2015

<i>Program Name</i>	<i># of Participants</i>	<i>Revenue</i>
---------------------	--------------------------	----------------

After School Activities

Draw, Paint and Create!	15	\$ 450.00
No Tricks, Just Treats!	8	\$ 90.00
2014 Taekwondo	38	\$ 5,285.00
2015 Taekwondo	34	\$ 4,805.00
Open Gym	245	\$ -

Free Special Events

Turkey Shootout	33	\$ -
Trunk or Treat	250	\$ -
Holiday Tree Lighting	400	\$ -

2015 Summer Activities

2015 Play Tennis!	45	\$ 2,250.00
2015 Summer Program	71	\$ 39,755.50
2015 Swim Lessons	45	\$ 2,275.00

TOTALS: 2258 \$ 145,411.40

Recreation Department Programming Information
FY16 July 1, 2015 - March 14, 2016

<i>Program Name</i>	<i># of Participants</i>	<i>Revenue</i>
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2015 Summer Activities

2015 Bourne Rec. Basketball Clinic	11	\$ 310.00
2015 PLAY Tennis	77	\$ 3,900.00
2015 Summer Camp	196	\$ 55,994.50
2015 Swim Lessons	100	\$ 5,075.00
2015 Slide Into Learning!	54	\$ 5,922.50
2015 Summer Basketball League	17	\$ 680.00

Trips

Disney on Ice	19	\$ 950.00
Boston Red Sox		

Vacation Programs

Kid's Club	13	\$ 247.50
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Basketball

2015 SWISH	280	\$ 21,497.50
2016 4th Grade Girl's All Star Team	10	\$ 300.00
2016 4th Grade Boy's All Star Team	9	\$ 270.00

Adult Activities

Pickleball	32	\$ 975.00
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Recreation Department Programming Information (Page 2)

FY16 July 1, 2015 - March 14, 2016

Program Name	# of Participants	Revenue
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After School Activities

After School Activities		
Halloween Crafts with Kat	5	\$ 50.00
Holiday Crafts with Kat	12	\$ 187.50
2015 Taekwondo	26	\$ 3,810.00
2016 Taekwondo	18	\$ 2,300.00
Open Gym	36	\$ 1,320.00
Valentine Crafts with Kat	4	\$ 40.00
Zumba Kids	12	\$ 310.00
Mad Science After School Program		
Friday Night Floor Fun		
Saturday Soccer		
Mother/Daughter Self-Defense		
Saturday Softball		

Free Special Events

2016 Special Events		
Turkey Shootout	13	\$ -
Trunk or Treat	550	\$ -
Holiday Tree Lighting	400	\$ -
Soccer Clinic	44	\$ -
Ninjaneering Legos	16	\$ -
Family Pizza and Movie Night	49	\$ -
Minion Movie Drop In	17	\$ -

TOTALS	2020	\$ 104,139.50
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Recreation Department Staffing Totals across the Cape:

<i>Town</i>	<i>FTE's</i>	<i>Year-Round Pop (2010 Census)</i>
Bourne:	2	19,754
Sandwich:	3	20,675
Falmouth:	5	31,531
Mashpee:	6	14,006
Barnstable:	8	45,193
Yarmouth:	3	23,793
Harwich:	4	12,243
Dennis:	3	14,207
Chatham:	5	6,125
Orleans:	1	5,890
Eastham:	2	4,956
Wellfleet:	2	2,750
Truro:	2	2,003
Provincetown:	2	2,994

Tom Gureino stated they work with the School Department, the State Agencies and the children that have significant challenges. Mrs. Caron went over the work they do with the kids in town. They also handle the Life Guards and will be able to continue that opportunity for Bourne.

Don Pickard had questions about the costs for some staff of these programs.

Mrs. Caron stated some of the staff isn't listed as a separate program, like the Life Guards, they are listed under staff management.

Mike Blanton spoke about the employees that staff the programs, and questioned if there are events for parent & child together. Mrs. Caron went over the events that are for parent & child or for families.

Peter Meier spoke about the benefits of the programs at the rec center.

Mr. Caron spoke about the fee structure, and they reevaluate the fees each year.

Tom Guerino stated no child in the town of Bourne who has a financial impediment is denied any program that is offered.

Mrs. Caron said they are now hiring local youth that have grown up in our programs.

Emergency Management

Don Pickard went over why he requested Emergency Management to be added to the agenda. If the department head thought the salary was sufficient why did the Administrator raise the salary?

Mr. Guerino stated he fills out the budget for the EMD and send it to them. Brought that back up in the budgetary piece and it didn't get carried into the request line and it should have. It is a clerical error and not a budget error.

Charlie Noyes, Emergency Management Director, explained what the duties and responsibilities are for the Town's EMD and when he works. Mr. Noyes also explained why the budget amount changed for Emergency Preparedness, he went into what the budget covers. Still being able to meet the needs, they have increased the ability to shelter people, feed people, and shelter pets. We have increased our capability to be able to respond to any emergencies in town. Would like to see the position to continue to be funded, at the rate that is in the Town Administrator's budget.

Peter Meier questioned if there is any money from FEMA or Homeland Security for emergency preparedness or for any programs we can offer? Mr. Noyes stated there is nothing preventative. They do provide some hazard mitigation grants that the community is able to apply for. One of the requirements for that is the Town of Bourne is required to upgrade and review their pre-disaster hazard mitigation plan. A project we are currently working on through the local emergency planning committee, as well as some assistance from the planner of the Cape Cod Commission. We are also involved with developing a continuity of operations plan for the Town of Bourne, so all departments know what to do when some disaster hits and how the Town can continue to operate.

Don Ellis stated he thinks Mr. Noyes has an extreme knowledge of the town and the town systems, and has been a long time town employee. He is not locked into his time-frame, he works in the best interest of the town. I feel Mr. Noyes has answered what his job entails and why it costs what it does.

Michael Blanton questioned are you adequately funded? Mr. Noyes stated he thinks we are in pretty good shape right now. Is there something that I will have to do without during the next fiscal year with the reduced number, I don't think anything that is critical? I plan on, in this fiscal year, to buy another 100 cots as well as another bale of blankets.

12) Capital Outlay Committee presentation on capital request for FY2017

Mary Jane Mastrangelo, Chair of the Capital Outlay Committee, announced the members of the committee. John Redman, Rick Mastria, John O'Brien, and Carol Lynch. Mary Jane went over the Debt Service Budget, the Debt Service Plan Breakdown and the Capital Improvement Budget.

DEBT SERVICE BUDGET

DEBT SERVICE BUDGET	2015	2016	Increase (Decrease)	2017
Total Principal LONG TERM DEBT		2,336,444	1,037,598	3,374,042
Total Interest LONG TERM DEBT		495,758	371,809	867,567
TOTAL LT GENERAL DEBT	3,255,538	2,832,202	1,409,406	4,241,609
Short Term Interest BANS		440,700	(375,840)	64,860
Brownfields Loan _ NMLC		4,000	0	2,000
5900-714 TOTAL DEBT SERVICE	3,298,550	3,276,902	1,031,566	4,308,469
5900-759 Other Interest	25,874.53	10,000.00		10,000.00
DEBT SERVICE Source & Uses	3,324,425	3,286,902	1,031,566	4,318,469

DEBT SERVICE BUDGET

DEBT SERVICE BUDGET	2018	2019	2020	2021	2022	2023	2024	2025 and after	TOTAL FY17+
Total Principal LONG TERM DEBT	3,039,444	2,946,444	2,315,817	2,055,617	1,910,417	1,655,417	1,440,417	7,882,000	25,619,615
Total Interest LONG TERM DEBT	748,641	635,040	543,093	472,495	404,857	341,355	285,722	1,159,076	5,457,847
TOTAL LT GENERAL DEBT	3,788,085	3,581,484	2,858,910	2,528,112	2,315,274	1,996,772	1,726,139	9,041,076	32,077,462

APPROVED Debt Short Term BANS
 Short Term Interest BANS
 APPROVED Debt Short Term BANS

Brownfields Loan _ NMLC

5900-714 TOTAL DEBT SERVICE
 5900-759 Other Interest
 DEBT SERVICE Source & Uses

DEBT SERVICE PLAN - BREAKDOWN DRAFT

DEBT SERVICE PLAN	2016	Increase (Decrease)	2017
TOTAL GENERAL FUND DEBT	1,535,742.25	524,834.00	2,060,576.25
TOTAL EXEMPT DEBT	1,073,114.00	512,953.95	1,586,067.95
TOTAL FUNDED DEBT	668,045.25	(6,221.25)	661,824.00
5900-714 TOTAL DEBT SERVICE	3,276,901.50	1,031,566.70	4,308,468.20

- BREAKDOWN DRAFT

DEBT SERVICE PLAN	2018	2019	2020	2021	2022	2023	2024	2025 and after	TOTAL FY13+
TOTAL GENERAL FUND DEBT	1,443,505.00	1,474,881.50	872,862.00	531,482.75	494,818.00	424,443.75	321,078.25	1,431,052.11	8,155,539.41
TOTAL EXEMPT DEBT	1,546,327.50	1,494,736.75	1,463,786.13	1,429,131.25	1,377,437.50	1,321,866.15	1,029,006.25	7,435,194.87	15,427,186.07
TOTAL FUNDED DEBT	631,162.75	611,784.00	987,252.00	571,154.25	543,818.87	850,422.00	176,094.50	176,430.00	4,294,908.97
5900-714 TOTAL DEBT SERVICE	1,880,795.25	1,911,494.15	2,453,910.25	1,529,112.25	1,313,274.37	1,996,772.00	1,726,139.00	8,041,076.48	12,077,631.05

DEBT SERVICE PLAN

	2016	Increase (Decrease)	2017
LT General Fund DEBT			
General Debt Principal	1,003,000.00	726,800.00	1,729,800.00
General Debt Interest	103,460.00	181,956.25	285,416.25
LT General Fund Debt Total	1,106,460.00	908,756.25	2,015,216.25
Short Term Interest BANS	425,282.25	(381,922.25)	43,360.00
Proposed BANS			
Brownfields Loan _ NMLC	4,000.00	(2,000.00)	2,000.00
TOTAL GENERAL FUND DEBT	1,535,742.25	524,834.00	2,060,576.25
Exempt Debt Principal	782,000.00	316,798.00	1,098,798.00
Exempt Debt Interest	275,696.25	203,573.70	479,269.95
LT Exempt Debt Total	1,057,696.25	520,371.70	1,578,067.95
Short Term Interest BANS- Exempt	15,417.75	(7,417.75)	8,000.00
Proposed BANS			
TOTAL EXEMPT DEBT	1,073,114.00	512,953.95	1,586,067.95
Funded Debt Principal	551,444.00	(6,000.00)	545,444.00
Funded Debt Interest	116,601.25	(13,721.25)	102,880.00
LT Funded Debt Total	668,045.25	(19,721.25)	648,324.00
Short Term Interest BANS- Funded		13,500.00	13,500.00
Proposed BANS			
TOTAL FUNDED DEBT	668,045.25	(6,221.25)	661,824.00
5900-714 TOTAL DEBT SERVICE	3,276,901.50	1,031,566.70	4,308,468.20

CAPITAL IMPROVEMENT BUDGET FISCAL YEAR 2017											
DEPARTMENT	FY 2017 REQUEST	ADMINISTRATOR RECOMM'D	FREE CASH	GENERAL DEBT	ENTERPRISE DEBT	EXCLUDED DEBT	WATERWAYS FUND	ENTERPRISE FUND R/E	AVAILABLE FUNDS	OTHER FUNDING	COMMUNITY PRESERVATION
POLICE DEPARTMENT											
Police Cruisers <i>4 Police Cruisers</i>	125,404.00	125,404.00		125,404.00							
Dispatch Console	144,914.00	144,914.00		144,914.00							
Portable Radios	51,520.00	51,520.00	47,258.37						1,026.55		
									3,235.08		
Sub-Total Police	321,838.00	321,838.00	47,258.37	270,318.00					4,261.63		
FIRE DEPARTMENT											
Engine 125 <i>Engine 124 PPS Engine</i>	675,000.00										
Replace Car 141 <i>recomm'd for 2017</i>	50,000.00										
Lifepac 1000 AED's <i>24 8</i>	50,000.00	50,000.00							50,000.00		
Sub-Total Fire	775,000.00	50,000.00							50,000.00		
DEPARTMENT OF NATURAL RESOURCES											
Replace Y-52 Animal Control Vehicle	49,000.00	49,000.00							49,000.00		
Monument Beach Marina Boat Ramp <i>C</i>	600,000.00	600,000.00		X			X				X
Municipal Harbor Plan	60,000.00	60,000.00					60,000.00				
Sub-Total DNR	709,000.00	709,000.00					60,000.00		49,000.00		
BOURNE PUBLIC SCHOOLS											
Systemwide											
Technology Plan	25,000.00	25,000.00							25,000.00		
Install VOIP Telephone System	200,000.00	120,000.00		120,000.00							
Purchase/Replace 2-SPED Mini Busses	120,000.00	60,000.00		60,000.00							
Flooring Replacement - Bourne Middle School & Admin Bldg	35,000.00	35,000.00							35,000.00		
Asbestos Abatement	150,000.00										
Soundproofing - Bourne Elementary School & Bourne High School	60,000.00	60,000.00	60,000.00								
Bourne High School											
Install A/C Library/Media Center	60,000.00	60,000.00	60,000.00								
Bourne Middle School											
Gymnasium - sand, paint, refinish floor	27,000.00	27,000.00							27,000.00		
Additional funding HVAC Management System	180,000.00	180,000.00		180,000.00						X	
Sub-Total Bourne Schools	857,000.00	567,000.00	120,000.00	360,000.00					87,000.00		
DEPARTMENT OF PUBLIC WORKS											
Bucket Truck	94,500.00	94,500.00		94,500.00							
T-3	174,000.00	174,000.00		174,000.00							
Sidewalk Loader	88,700.00	88,700.00		88,700.00							
Road Paving Management Program	200,000.00										
Flows	22,000.00	22,000.00	22,000.00								
Sub-Total DPW	579,200.00	379,200.00	22,000.00	357,200.00							

Capital Subtotal Fund

CAPITAL IMPROVEMENT BUDGET FISCAL YEAR 2017											
DEPARTMENT	FY 2017 REQUEST	ADMINISTRATOR RECOMM'D	FREE CASH	GENERAL DEBT	ENTERPRISE DEBT	EXCLUDED DEBT	WATERWAYS FUND	ENTERPRISE FUND R/E	AVAILABLE FUNDS	OTHER FUNDING	COMMUNITY PRESERVATION
Sub-Total											
SHORE & HARBOR											
Dredging/Ramp and Pier Repair and Maintenance	100,000.00	100,000.00					100,000.00				
Sub-Total Shore & Harbor	100,000.00	100,000.00					100,000.00				
FACILITIES											
Town Hall Selective Roofing Replacement	80,000.00	80,000.00		80,000.00							
Town Hall Selective Flooring Replacement & Office	62,500.00	62,500.00	12,500.00						50,000.00		
Sagamore Fire Station HQ relocation/build-out	75,000.00	75,000.00	75,000.00								
Buzzards Bay Fire Station HVAC & mechanical upgrades	40,000.00	40,000.00							40,000.00	x	
Police Station Flooring upgrades (including asbestos removal)	20,000.00										
Pocasset Fire Station Floor repairs	20,000.00										
Community Building Accessibility upgrades	40,000.00										
Fire Station Operation and Feasibility Study	90,000.00	90,000.00								90,000.00	
Sub-Total Facilities	427,500.00	347,500.00	87,500.00	80,000.00					90,000.00	90,000.00	
IT											
Phone System Upgrade	50,000.00										
Sub-Total IT	50,000.00										
SUB TOTAL TOWN AND SCHOOLS	3,824,038.00	2,474,538.00	87,500.00	1,067,518.00			160,000.00		280,261.63	90,000.00	
INTEGRATED SOLID WASTE MANAGEMENT											
FY17 Request 84" Drum Vibrator Compactor	200,000.00	200,000.00						43,434.52	156,565.48		
FY 17 Request 20 Metric Ton Excavator	315,000.00	315,000.00			315,000.00						
Phase V Liner Construction	2,250,000.00	2,250,000.00			1,745,000.00			3,331.61	501,668.39	x	
Sub-Total ISWM	2,765,000.00	2,765,000.00			2,060,000.00			46,766.13	658,233.87		
SEWER DEPARTMENT											
Pumps & Panels and wet well piping	30,000.00	30,000.00						30,000.00			
Sub-Total Sewer	30,000.00	30,000.00						30,000.00			
SUB TOTAL ENTERPRISE	2,795,000.00	2,795,000.00			2,060,000.00			76,766.13	658,233.87		
GRAND TOTAL	6,619,038.00	5,269,538.00	276,758.37	1,067,518.00	2,060,000.00		160,000.00	76,766.13	938,495.50	90,000.00	
Last updated: 03.09.2016											

Don Pickard stated there is not enough opposition with the four members that are present.

Mary Jane stated this year they are going to start Capital meeting in the fall at an earlier schedule so it will be more incorporated before the budget. So we can have some discussion around the needs separate from the financing. Would like there to be some discussion after Town meeting around debt service and the long term plan and the policies we would like to have around debt service.

13) Selectmen's Business/Reports

Peter Meier spoke about the options that were from the School Building Committee meeting and stated the date of the next meeting. This item will be added to the agenda for the next meeting for further discussion.

Michael Blanton spoke about the clear cutting on Mirasol & Deseret Drive areas for the Engersal Family's Forestry Permit through the Natural Heritage and Endangered Species Program. Mr. Blanton also stated he served as a judge at a Bourne High School competition with regard to innovative technologies.

Don Ellis requested to put on the agenda for the next meeting the request from Nantucket on action to support fishing zones and protection. Mr. Pickard spoke about the Selectman on Counselors Association Meeting and there will be a meeting in June. The gentlemen from Nantucket will be coming over, and other representatives will be attending that meeting to discuss that further.

Don Pickard requested the members bring the cost design and the alternatives paper that Peter Meier handed out to the next meeting.

14) Town Administrator's Report

a. Update on Cape Cod transportation study meeting held 3-10-16

Tom Guerino spoke about the recent transportation study. We'll be meeting again. He also spoke about the article from Town Meeting relative to an easement on Trowbridge Road.

The language that came back wasn't exactly as it was on the Article, so Counsel has ruled we could not sign that easement. Mr. Guerino will put on Town Meeting for the Board to sponsor a more generalized article for the Board of Selectmen to negotiate an easement to be in the best interest of the Town.

15) Selectmen's Reports

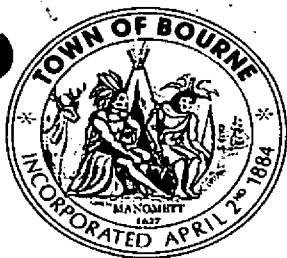
16) Other Business

The next Bourne Selectmen meeting will be on Tuesday, March 22nd at 7:00 P.M.

17) Adjourn

Voted Peter Meier moved and seconded by Michael Blanton to adjourn. Meeting adjourned at 10:00 pm. Vote 5-0.

Respectfully submitted – Carole Ellis, secretary.



Board of Selectmen Meeting Notice



AGENDA

Date

Tuesday
March 22, 2016

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.

1. 7:00 p.m. (Items 1-4) Call to order
2. Moment of Silence for our Troops and our public safety personnel
3. Salute the Flag
4. Public Comment – Non-Agenda Items
5. Minutes: 01.05.16
6. Correspondence
7. School Design Alternatives – discussion and presentation
8. Licenses and Appointments:
 - a. Renewal of 2016 Seasonal Licenses Liquor-Food-Entertainment-General Amusement
 - b. Appointment of additional election workers
9. Selectmen's Business
 - a. Board to authorize Vice-Chair Pickard to execute a Settlement Document relating to a personnel matter.
10. Town Administrator's Report
 - a. Economic Development Seminar update
 - b. 208 Planning update
11. Selectmen's Reports
12. Other business
13. Adjourn

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2016 MAR 18 PM 1:16
TOWN CLERK BOURNE

Future Agenda Items

- A. Appointment of MBTA Representative
- B. Discussion of Public-Private Partnership (3P) as it relates to the funding of a possible Third Canal Bridge
- C. Cape Canal Area Transportation Study Update
- D. Town Organizational Chart

Board of Selectmen
Minutes of Tuesday, March 22, 2016
Bourne Community Building
Bourne, MA 02532

RECEIVED

2016 APR 27 AM 10:31

TOWN CLERK BOURNE

TA Tom Guerino

Selectmen

Stephen Mealy, Chairman
Don Pickard, Vice-Chairman
Michael Blanton, Clerk
Don Ellis
Peter Meier

Note this meeting is being televised and recorded. If anyone in the audience is recording or videotaping, they need to acknowledge such at this time - Michael Rausch Bourne Enterprise.

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

Documents

Meeting Called to Order

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

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

Public Comment - Non-Agenda Items

None requested.

5) Minutes: 1-5-16

Voted Don Pickard moved and seconded by Michael Blanton to approve the minutes from January 5, 2016 as presented. Vote 5-0.

6) Correspondence

Michael Blanton brought the committee up to date on the correspondence.

Jason Tardiff submitted a letter of interest to serve on the Recreation Committee (Currently there are no vacancies.)

7) School Design Alternatives - Discussion and Presentation

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info.smmma.com

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Cost of Design Alternatives

		Option 1 (K-4) Peebles Elementary 250 students	Option 2 (PK-4) Bourne Elementary 725 students	Option 4 (K-5) Peebles Elementary 410 students		Base Repair Only**
		1A New	2A Add/Reno	4A New	4B Add/Reno	
Gross SF		57,248 SF	62,293 SF	72,473 SF		55,190 SF
Construction Cost \$ (Hard Cost)	Building	\$22.62M	\$25.29M	\$26.14M	\$28.82M	\$10.52M
	Masonry/Demo	\$1.7M	\$0	\$1.7M	\$1.21M	\$1.14M
	Sitework	\$4.84M	\$4.45M	\$4.18M	\$4.61M	\$3.93M
	Total	\$28.36M	\$29.75M	\$32.02M	\$32.64M	\$12.07M
Soft Cost \$	Fees & Expenses	\$3.4M	\$3.48M	\$3.82M	\$3.98M	\$2.8M
	FF&E	\$3.75M	\$1.02M	\$1.23M	\$1.23M	\$2.53M
	Contingencies	\$1.99M	\$2.18M	\$2.24M	\$2.94M	\$1.68M
Other Town Costs		no cost	TBD	no cost	no cost	no cost
* TOTAL		\$36.49M	\$38.63M New Addition: 46,493 Extensive Reno: 15,800	\$41.29M	\$42.78M New Addition: 34,918 Extensive Reno: 37,557	\$16.8M
Cost per SF		\$637	\$620	\$570	\$590	\$304

* Estimated Cost subject to change as project is refined

** Base Repair Only Option does not address the educational deficiencies in the school and does not meet MSBA standards

*** Option 2A cost per SF based on the sum of the Building Addition Area and Area of Major Renovations (approx. 46,493 SF and 15,800 SF respectively)

Peebles Elementary School, Bourne, MA

Flansburgh Architects

Back to Mail

1:37 PM
info.smmma.com

87%

Estimated Project Reimbursement Rate for Eligible Costs

	Option 1A	Option 2A	Option 4A	Option 4B
Base Reimbursement Rate	43.84	43.84	43.84	43.84
Maintenance	1.00	1.00	1.00	1.00
CM @ Risk	1.00	1.00	1.00	1.00
Renovation	0.00	2.97	0.00	2.59
Green Schools	2.00	2.00	2.00	2.00
*Total Reimbursement Rate	47.84	50.81	47.84	50.43

* Reimbursement rates subject to change based on MSBA Review

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info.smma.com

4 87%

Design Considerations

Date: 3/10/16

Peebles Elementary School Feasibility Study
Educational and Working Group Meeting Action Items

Date	Meeting Comment	Party	Resolution
January 7, 2016 School Building Committee Meeting			
1 1/7/16	W. Meier would like to confirm that the Hyattsville Alternative will release capacity and enrollment pressures for many years to come.	District	
2 1/7/16	S. Lamarche would like to understand the costs incurred by the Town for the Middle School and Bourneville projects in relation to today's costs for the Four Alternatives.	SMMA	Escalation of Middle School and Bourneville costs presented at Feb 4 SBC meeting.
3 1/7/16	J. Potter would like to understand if there are any MSBA required spaces in the Four Alternatives that were not included in the Middle School and Bourneville projects.	District	
4 1/7/16	F. Hase would like to understand the transportation and travel impact differences between the Four Alternatives.	FAI	
5 1/7/16	J. Potter indicated the Design Team should factor in any future planned traffic improvements by the Cape Cod Commission that may impact the Four Alternatives.	FAI	Which has started work being completed as part of Cape Cod Commission improvements and determined that work will have no impact on the school project.
6 1/7/16	K. Anderson would like to understand what other similar-sized Communities have elementary schools as large as 728 students.	SMMA	Comparative costs of similar projects presented at Feb 4 SBC meeting.
7 1/7/16	P. Meier would like to understand what other Town-projects may be seeking capital project funding appropriations over the next few years.	Town	
8 1/7/16	S. Lamarche would like to understand the Public's community's emotions and current viewpoint for keeping the existing Peebles school and renovating versus tearing and constructing new.	SBC	(To be determined through survey)
9 1/7/16	J. Norton would like to understand the cost and educational impact of doing nothing and maintaining the 67 year old Peebles.	District	
January 21, 2016 Community Forum #6			
1 1/21/16	Scope of Traffic Studies: use of bridges during peak times, for example, Friday afternoons April-Sept.	SBC	Further study of traffic impact was not elected to be pursued.
2 1/21/16	Peebles Renovation Option 2 costs do not include any work at Peebles. Need to determine future use of Peebles building and cost to renovate or relocate from selling or leasing.	SBC	
3 1/21/16	MSBA reimbursement: Breakdown of cost to community and potential reimbursement should be helpful for consideration.	SMMA	Total reimbursement percentages presented at Feb 4 and Feb 18 SBC meetings.
February 4, 2016 School Building Committee Meeting			
1 2/4/16	Bus travel distances for Peebles and Bourneville options should be taken into consideration. K. Kowalski and E. Donoghue to meet with SBC.	FAI	Project impacts on bus travel presented at Feb 18 SBC meeting. Discussion with transportation coordinator ongoing.
2 2/4/16	Inclusion of 5th grade in a policy decision for the School Committee. C. Hyattsville to follow up with School Committee to provide direction to SBC.	SBC	
3 2/4/16	Public survey to gain community input could be helpful. SBC to develop questions for release at next community forum (Feb 18) with incorporation of results at Forum #6.	SBC	Survey developed and ready for release.

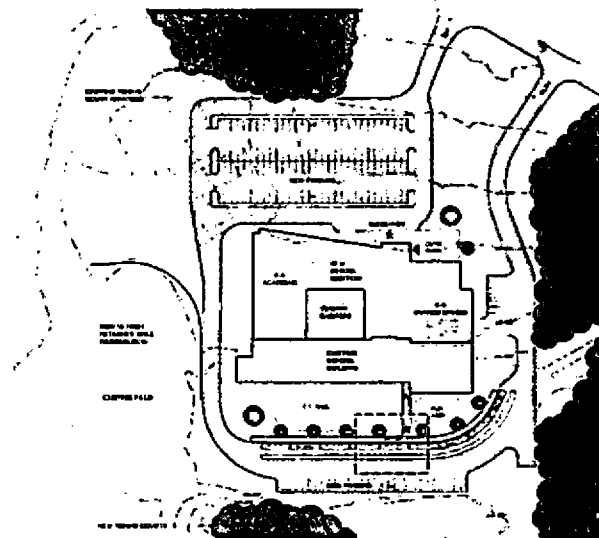
Peebles Elementary School Bourne, VA

Flansburgh Architects

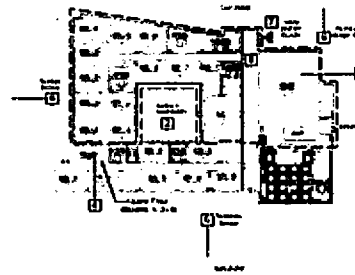
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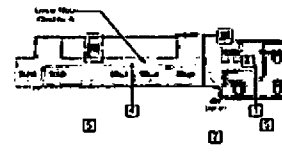
Peebles Addition/Renovation Option 4B (410 students)



- Legend**
1. New Addition
 2. Existing Building
 3. Parking Lot
 4. Clipping Field
 5. New Trailhead
 6. Existing Building
 7. Parking Lot
 8. Clipping Field
 9. New Trailhead
 10. Existing Building



FIRST FLOOR PLAN



SECOND FLOOR PLAN



PROJECT MANAGEMENT SMMA

Architectural and Construction Services

Flansburgh Architects

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MSBA Reimbursement Process

- MSBA is the state authority that administers and funds a program for grants for Massachusetts school projects.
- MSBA mandates a multi-step rigorous study and approval process.
- MSBA will reimburse all Eligible Costs.
 - Examples of Ineligible Costs are:
 - › Site Costs Over 8%,
 - › Building Costs Over \$299/sf,
 - › Asbestos Flooring Abatement,
 - › FFE/Technology Costs Over \$2,400/Student,
 - › Legal Fees, Moving Expenses, Construction Contingencies over 1% for new construction or 2% for renovations.
 - › Prior Grant Cost Recovery/Renovation Costs on recent Previously Reimbursed Projects

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Estimated Project Costs and MSBA Reimbursement

	Option 1A	Option 2A	Option 4A	Option 4B
Project Cost	\$36.49 M	\$38.63M	\$41.29M	\$42.78M
Approximate MSBA Grant	\$12.11M	\$10.46M**	\$14.69M	\$15.47M
*Approximate Cost to Bourne	\$24.38M	\$28.17M**	\$26.6M	\$27.31M

* Costs subject to change as project is refined

** Option 2A costs subject to change based on MSBA Recent Previously Reimbursed Project Review

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Construction Schedule

		Option 1A (K-4) Peebles New Construction 250 students	Option 2A (PK-4) Bourneville Add/Reno 725 students	Option 4A (K-5) Peebles New Construction 410 students	Option 4B (K-5) Peebles Add/Reno 410 students
Gross SF		57,248 SF	114,593 SF	71,473 SF	72,473 SF
Duration	Building	19 Months	18 Months	19 Months	22 Months
	Sitework	5 Months	8 Months	5 Months	8 Months
* TOTAL		24 Months	26 Months	24 Months	30 Months

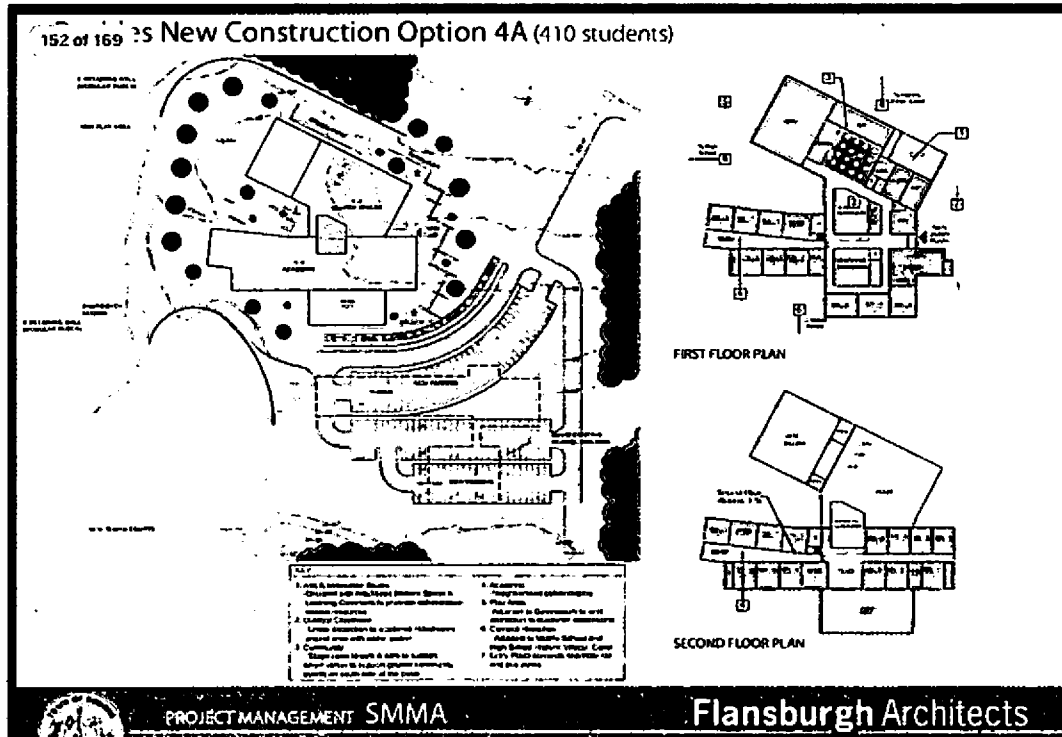
* Estimated Construction Schedule subject to change as project is refined

** Options 2A and 4B require occupied phased renovation.

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4 86% (4)





Bourne School Building Committee Community Survey

As the Bourne School Building Committee prepares its recommendation for a *Preferred Schematic Design* to the Massachusetts School Building Authority, it is important that we hear from you. Please complete the following short survey; the results will help guide the decision-making process as the School Building Committee continues their important work.

1. Please select all stakeholder groups that apply to you.

- ☐ Student
- ☐ Parent
- ☐ Bourne resident
- ☐ Bourne registered voter
- ☐ Bourne business owner
- ☐ Bourne School Committee member
- ☐ Bourne School Building Committee member
- ☐ Bourne elected official
- ☐ Bourne Public Schools employee
- ☐ Other (please specify)

2. Does the current Peebles Elementary School building hold sentimental value to you?

- ☐ Yes
- ☐ No

3. Please check one of the following Bourne Capital Projects you support as being the most needed.

- ☐ School (30-40% reimbursement from a state grant)
- ☐ Police and Fire
- ☐ School (with reimbursement) and Police
- ☐ School (with reimbursement) and Fire
- ☐ School (with reimbursement), Police, and Fire
- ☐ None of the above

4. What is the most important consideration in the decision-making process for recommending a capital school building project to the Bourne Community for approval? Please rank the following priorities with 1 being the most important and 6 being the least important.

Cost - minimal impact to taxpayers

Education - greatest benefit to all learners

Location - maintain two elementary schools, one on each side of the Canal

Location - one consolidated PreK through grade 4 elementary school located at the Bourmedale Elementary School

Grade 5 - relocation from Bourne Middle School to an elementary school setting

Grade 5 - maintain current grade 5 through grade 8 at the Bourne Middle School

5. Is there another important consideration that is not listed above? If so, please explain.

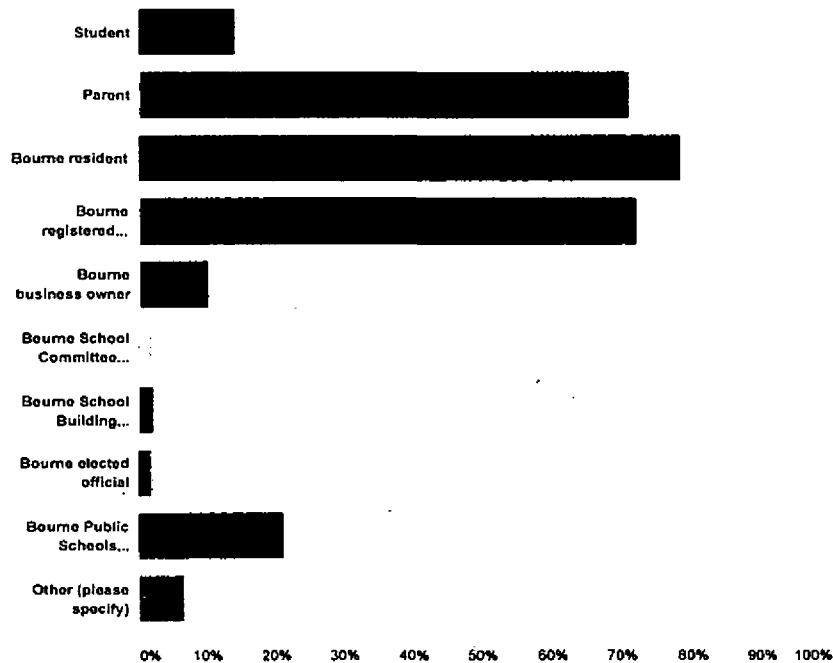
6. How can the Bourne School Building Committee improve communication with the public regarding this project and state grant?

Preferred Schematic Design - Bourne School Building Committee

SurveyMonkey

Q1 Please select all stakeholder groups that apply to you.

Answered: 437 Skipped: 1



Answer Choices	Responses	
Student	14.19%	62
Parent	70.71%	309
Bourne resident	78.49%	343
Bourne registered voter	72.08%	315
Bourne business owner	10.07%	44
Bourne School Committee member	1.83%	8
Bourne School Building Committee member	2.06%	9
Bourne elected official	2.06%	9
Bourne Public Schools employee	21.28%	93
Other (please specify)	6.64%	29
Total Respondents: 437		

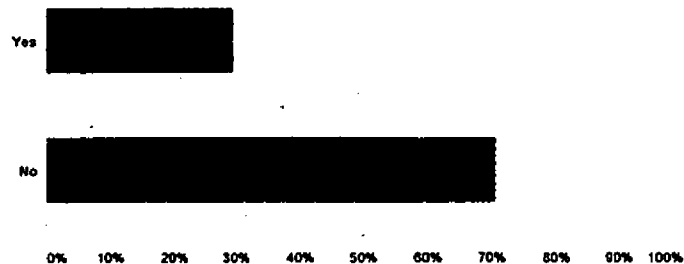
Other (please specify)

Date

1	My child attended BPS until this year when we chose to leave.	3/18/2016 7:58 PM
2	Grandparent of student	3/18/2016 7:32 PM
3	Grandparent of student	3/18/2016 5:55 PM
4	Worker at BHS	3/18/2016 5:39 PM
5	parent of private school student	3/18/2016 3:10 PM
6	Bourne home owner and business owner.	3/18/2016 3:01 PM
7	Family member of 3 students and Bourne resident	3/18/2016 11:15 AM
8	Grandparents of several children	3/18/2016 9:08 AM
9	Grandparent	3/17/2016 5:04 PM
10	Retired Bourne teacher	3/17/2016 10:43 AM
11	Finance Committee	3/16/2016 5:25 PM
12	Parent of Bourne graduates	3/16/2016 9:14 AM
13	Bourne Teacher	3/15/2016 5:11 PM
14	Bourne Recreation Committee member	3/15/2016 4:13 PM
15	Bourne TAXPAYER	3/14/2016 9:13 PM
16	public school teacher, 25 years	3/12/2016 9:05 PM
17	previous Bourne student	3/11/2016 6:59 PM
18	Retired Bourne teacher	3/11/2016 6:51 PM
19	Grandmother former public school teacher and admin.35years	3/11/2016 4:58 PM
20	Bourne PTA	3/11/2016 11:37 AM
21	Bus driver	3/11/2016 11:29 AM
22	Former student	3/11/2016 11:24 AM
23	Former Peebles Elementary Student (grades 1-3, 1983-1986)	3/11/2016 10:06 AM
24	Bourne town employee	3/11/2016 9:13 AM
25	Town employee and COA volunteer .	3/11/2016 8:50 AM
26	PTA	3/11/2016 8:43 AM
27	Fire department employee	3/11/2016 8:40 AM
28	Former school system administrator.	3/11/2016 8:24 AM
29	School Employee	2/25/2016 2:46 PM

Q2 Does the current Peebles Elementary School building hold sentimental value to you?

Answered: 435 Skipped: 3



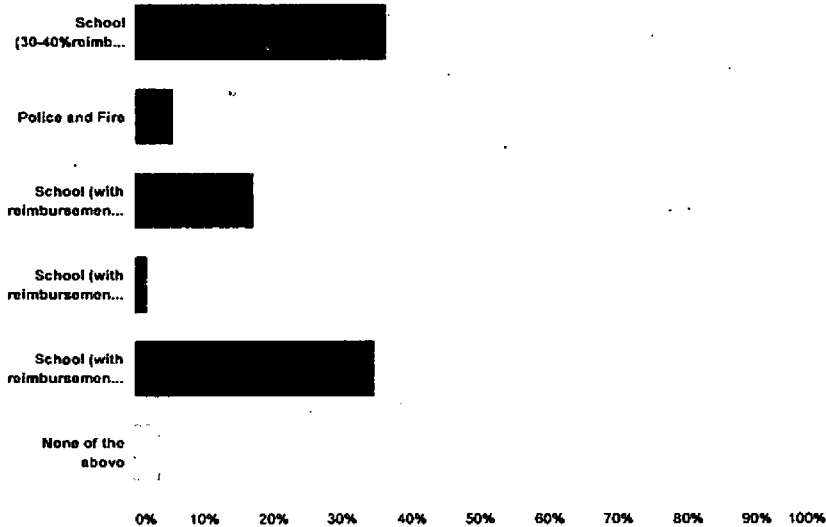
Answer Choices	Responses	
Yes	29.66%	129
No	70.34%	306
Total		435

Preferred Schematic Design - Bourne School Building Committee

SurveyMonkey

Q3 Please check one of the following Bourne Capital Projects you support as being the most needed.

Answered: 431 Skipped: 7



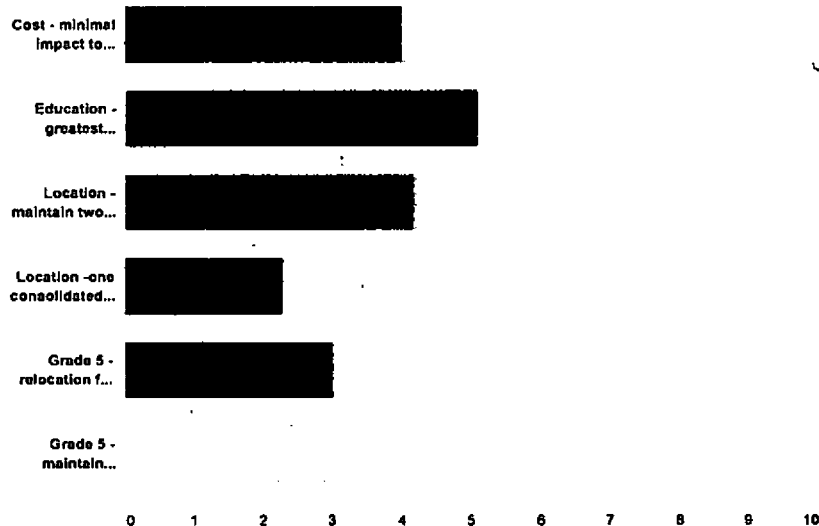
Answer Choices	Responses	
School (30-40%reimbursement from a state grant)	36.66%	158
Police and Fire	5.57%	24
School (with reimbursement) and Police	17.63%	76
School (with reimbursement) and Fire	1.86%	8
School (with reimbursement), Police, and Fire	34.57%	140
None of the above	3.71%	16
Total		431

Preferred Schematic Design - Bourne School Building Committee

SurveyMonkey

Q4 What is the most important consideration in the decision-making process for recommending a capital school building project to the Bourne Community for approval? Please rank the following priorities with 1 being the most important and 6 being the least important.

Answered: 428 Skipped: 13



	1	2	3	4	5	6	Total	Score
Cost - minimal impact to taxpayers	16.33%	20.92%	30.68%	20.08%	6.30%	5.73%	349	4.04
	57	73	107	70	22	20		
Education - greatest benefit to all learners	46.07%	32.42%	11.82%	5.15%	1.52%	2.42%	330	5.10
	154	107	39	17	5	8		
Location - maintain two elementary schools, one on each side of the Canal	30.14%	22.03%	20.29%	7.54%	6.95%	13.04%	345	4.22
	104	76	70	26	24	45		
Location -one consolidated PreK through grade 4 elementary school located at the Boumedale Elementary School	6.31%	6.01%	7.51%	15.82%	19.32%	45.05%	333	2.29
	21	20	25	52	65	150		
Grade 5 - relocation from Bourne Middle School to an elementary school setting	11.05%	9.97%	15.90%	18.33%	23.18%	21.56%	371	3.03
	41	37	59	68	86	80		
Grade 5 - maintain current grade 5 through grade 6 at the Bourne Middle School	11.43%	8.05%	14.81%	22.34%	25.45%	17.92%	385	3.04
	44	31	57	85	98	69		

Preferred Schematic Design - Bourne School Building Committee

SurveyMonkey

Q5 Is there another important consideration that is not listed above? If so, please explain.

Answered: 108 Skipped: 330

#	Responses	Date
1	Need to consider current population and school enrollment for consideration of any future school plans. Must be flexible given population changes	3/18/2016 9:10 AM
2	I chose 1 for both Cost and Education. I keeps erasing them every time I make my next choice. I also think that if 5th grade will be removed from the middle school, it should be K-5 in both Elementary schools on each side of the bridge. The children in Bourne should have to go to 3 different schools over the span of 3 years. Especially because of the side of the bridge they live on. It would be unnecessary anxiousness. Changing schools is tough enough on them. I understand it's part of growing up and they have to change schools. I also understand space possibly being an issue. If both Elementary schools can't hold grades K-5, then leave the middle school as is 5-8.	3/18/2016 2:36 AM
3	We should have two elementary schools	3/18/2016 8:10 PM
4	Why do anything when you can't guarantee safety as it is. Bullying and poor teaching in the BMS is so bad, many choose to leave.	3/18/2016 7:58 PM
5	Grade 8 in the high school Would solve a multitude of issues Works well as a parent of more than one student who was an 8th grader in the high school. It was an extremely positive experience for them.	3/18/2016 7:54 PM
6	Prefer fifth grade at middle school location	3/18/2016 7:54 PM
7	Please keep in mind the taxes to be maintained low.	3/18/2016 7:21 PM
8	Security should be the primary concern for a new school building followed by education. You have a responsibility to not only educate but to protect our children. Cost is the least important considerations in my opinion.	3/18/2016 4:59 PM
9	Jobs	3/18/2016 4:46 PM
10	Move 8th grade to high school, enough space in new school, quality building not cheap, large rooms, and lots of spaces to hold a class if another space is being used ie assemblies, room for specialists to have classroom space	3/18/2016 4:42 PM
11	Impact on current positions and educational resources that have been cut and where could this money be restored if changes occur with the elementary school population; i.e. If grade 5 returned to elementary schools, would this prove beneficial for the reduced middle school budget?	3/18/2016 4:41 PM
12	Yes, the grade five option sounds like it would be at both schools on the questions, but I heard that is false. Grade five should be a part of BOTH schools. Bourne kids should not have to go to Peebles for fifth than middle for sixth.	3/18/2016 4:15 PM
13	Bridge Traffic is bad if the school is over the other side	3/18/2016 4:06 PM
14	As a parent on the cape side of the bridge with one kid in pre k at one school and another child in kindergarten at another school having one location would be better	3/18/2016 4:06 PM
15	What's best for the children,ig	3/18/2016 3:53 PM
16	Not at this time	3/18/2016 3:42 PM
17	I believe that a huge consolidated elementary school would just be too big. Also, the bus rides for many children who would have to cross the bridge would be too long.	3/18/2016 3:29 PM
18	There should be 2 elementary schools in town for a few main reasons 1) convenience for students and parents. Go to school on the side of the bridge you live on 2) when the students all meet at the middle school, they meet a new group of students 3) it is great having a school "campus" Peebles students are able to use the Innovation Studio and the auditorium at the high school Middle school students are always volunteering their time to help at Peebles. They won't be able to do that if there is no longer an elementary school on "campus"	3/18/2016 3:23 PM
19	police station must come first. then maybe fire before another new school	3/18/2016 3:03 PM
20	We dont have the money...keep bourne, bourne not a new town	3/18/2016 3:03 PM

Preferred Schematic Design - Bourne School Building Committee

SurveyMonkey

21	The new young amazing teachers at Bourmedale elementary are freshly educated and offer our children new learning styles and updated ideas and they have to have job security if buildings merge. They also have integrity and respect for one another. I love the atmosphere. And Liz Carpenito sets that stage. She's incredible.	3/18/2016 3:01 PM
22	I do not want all the elementary children on one side of the bridge. Please keep 2 schools.	3/18/2016 2:58 PM
23	Consider turning the Bourne middle school and the Bourmedale Elementary into k-6 schools and consider renovating the current high school to be a 7-12th grade m/s/h campus since that building is in poor shape. The 7th and 8th graders could have separate sections of the school - all part of 1 building, which cuts down operating costs and eventually a 2nd building project. Barnstable and Sandwich have this as do many other towns.	3/18/2016 8:17 AM
24	Small school size!	3/18/2016 7:25 AM
25	The amount of time that our youngest students would be on a bus each day. I feel that it would not be beneficial to their learning if students were expected to spend an extended time on the bus to and from school each day. (For example, students riding from Cataumet to Bourmedale.) A longer time may be okay for a middle or high school student, but not for a 5 year old. Traffic is another important factor (which relates to the above consideration.) Friday traffic is heavy May through October. (I have even seen it bad in April.) Getting over the bridges is a nightmare! This will prolong time on the bus even more.	3/18/2016 7:15 AM
26	The 5th graders should stay in bourne middle school..	3/17/2016 9:08 PM
27	Keep our children close. Traffic in the summer, Emergencies. Sense of community.	3/17/2016 8:57 PM
28	Community space and elementary should stay on cape side.	3/17/2016 8:40 PM
29	Traffic	3/17/2016 8:37 PM
30	Traffic from bridge if only 1 school is a dumb idea, given the impact of traffic on parents and students.	3/17/2016 8:28 PM
31	Declining Bourne school graduating.	3/17/2016 7:58 PM
32	It's kind of ridiculous	3/17/2016 7:43 PM
33	I would like my kids to be on the cape side. Traffic is a nightmare. I don't want to be separated from my kids if there was an emergency and the bridges were closed.	3/17/2016 7:18 PM
34	Heavy traffic heading over the bridge toward the cape side on Fridays early spring until the last day of school. There will always be traffic heading toward the Cape and the children will be on buses in this traffic	3/17/2016 7:00 PM
35	No.	3/17/2016 5:28 PM
36	Just to reiterate my opinion - the elementary school needs to stay on our side of the bridge!	3/17/2016 5:25 PM
37	Heavy traffic surrounding bridges	3/17/2016 5:04 PM
38	I feel it's important to also consider the time students would spend on the bus, therefore 2 elementary schools on either side of the Canal is best.	3/17/2016 3:08 PM
39	The kids at Peebles often walk to high school	3/17/2016 3:02 PM
40	The current location of Peebles allows the middle school and High School students to walk over and help/participate in various programs. The students at Peebles can walk to the innovation lab and the auditorium. This is a convenience done without the expense having to use buses.	3/17/2016 2:23 PM
41	Potential uses for Peebles if there is one elementary school in Bourmedale Cost Impact, long term, to school budget if staff, resources, buses, etc. are consolidated in one building If fifth graders are moved, would that space benefit students, staff, and programs at BMS	3/17/2016 10:43 AM
42	I did not answer 2, as I believe the decision needs to be based in what is best for the children and their families vs my emotional attachment. I left 3, blank as I do not see the need to pit one group of town employees against the other and I feel that the question is divisive. On 4, I left 2 items blank, unnumbered, as they were contrary to my #2 and #3 choices so I do not want them at all.	3/17/2016 10:12 AM
43	An active discussion is needed about future override requests that seem to be pending come FY18; so as to place Peebles effort in perspective.	3/16/2016 6:15 PM
44	PLEASE DO NOT REPLACE THE PEEBLES SCHOOL WITH A POLICE STATION !!!	3/16/2016 5:25 PM
45	Public Health in a deteriorating building that was once full of contaminants.	3/16/2016 9:25 AM
46	Not incurring costs related to additional roads/transportation. What is the cost analysis/trade offs for the various scenarios?	3/16/2016 9:14 AM

Preferred Schematic Design - Bourne School Building Committee

SurveyMonkey

47	The travel time for parents that live in Cataumet area! Feel like we are going back in time when we sent our children to the base. UGH!!!	3/16/2016 8:58 AM
48	We need adequate equipment and a structure, including a pitched roof for this new building. Low interest in architecture extras.	3/15/2016 8:36 PM
49	Building design.	3/15/2016 5:11 PM
50	It'd be nice to see posted somewhere thoughts and opinions from teachers, students/former students, parents & first responders.	3/15/2016 4:13 PM
51	The "sentimental" value of a building should play no role whatsoever in deciding what is best for the education of our students and the town as a whole.	3/15/2016 1:00 PM
52	A combined Elementary school will result in too many students in one school. Loss of the Community campus on the main campus with the High School & Middle School. Added traffic issues for Cape side students. Loss of Base students to surrounding towns to avoid busing over the bridge.	3/14/2016 10:24 PM
53	Value. A serviceable & durable product of which the community can be proud.	3/14/2016 9:13 PM
54	I have ranked two things as important. The other four are considerations should not be driving force in the decision. Look for the most cost effective solution that provides adequate school facilities for Bourne Students given declining enrollments. Consider alternate grade configurations that will make maximum use of existing facilities without a huge expense to the taxpayer.	3/14/2016 1:26 PM
55	Replacing Peebles keeps the campus atmosphere, access to the High School and Middle School, and gives two local elementary schools.	3/14/2016 11:38 AM
56	move the high school to peebles, we have lost 50% of the enrollment from 8 to 9th grade. give the high school to the elementary. help fight fixed cost overruns.	3/14/2016 11:12 AM
57	Better, uniform transition to 5th grade as all students are coming from a similar learning experience.	3/14/2016 9:51 AM
58	Space out major construction projects townwide. New Police Station is number one priority.	3/14/2016 8:30 AM
59	Make room for full day Kindergarten so we don't have to leave the school system at an early age and then stay with the school we chose because Bourne had no space	3/13/2016 8:20 AM
60	Building an addition on to the Peebles School seems to be a better alternative than spending more money on building a whole new school, then paying more money to Demolish the old one also having to pay for the disposal of the debris from the demolition.	3/12/2016 9:55 PM
61	What are the projected future enrollments for K - 4 and how many students is this building being planned for ?	3/12/2016 7:25 PM
62	The traffic and safety for ALL school buses to need to go over the bridges every day is very concerning but more so with small children. Also, it would be extremely difficult at times when there is a lot of traffic for parents that have sick children and need to return to the cape for doctors appointments.	3/12/2016 10:10 AM
63	Disruption of the classroom and focus while construction is going on - when will this construction take place, how will it effect the current students?	3/12/2016 9:46 AM
64	The demolition and rehabilitation of the dilapidated buildings in town before cramming more apartment buildings on main st. Re-directing thru traffic down the by-pass help control traffic on main st.	3/12/2016 1:10 AM
65	Don't spend money on relocating grades - spend it on academic programs and the arts	3/11/2016 8:58 PM
66	Side walks on all main town roads.	3/11/2016 7:43 PM
67	In order for 7th/8th graders to see their pathway to college and career at Bourne High School--move them to the high school building and create a Bourne Middle-High School. Once the 7th/8th graders see themselves as already belonging to a high school, they may be less likely to "jump ship" at the end of 8th grade. Put all grade 3-6 students at the current Bourne Middle School. Make the Bourne Middle School a PreK-2 building. Tear down Peebles and make recreational fields for the children of Bourne. The Peebles land might also work as a location for a new Police station.	3/11/2016 7:03 PM
68	Building a school on an already large school for young age children doesn't make	3/11/2016 7:02 PM
69	Just don't build it off Sandwich Rd. My morning commute already sucks.	3/11/2016 6:59 PM
70	Affordability, both now & long term, within Town's budget constraints.	3/11/2016 6:53 PM
71	Least impact to students during construction	3/11/2016 6:39 PM

72	Raze pebbles and build a larger school for (pre-K-7) K-4. Pre-K could possibly be at Bourmedale. Bourne should have a campus style setting so all students and parents are able to access each school easily. Not sure what Bourmedale would be used for but it is inadequate as a pre-K-4 school. The gym is too small, the playground / grounds are under utilized. It is now next to public works which is not ideal. Poor planning.	3/11/2016 5:47 PM
73	We just built a new Elementary School why did we not make it bigger poor planning on the towns part	3/11/2016 3:46 PM
74	Two elementary schools are optimal.	3/11/2016 3:05 PM
75	I would prefer to have an elementary school on each side of the Canal that provided pre K through 4th grade. This would include the buildout of Bourmedale elementary and a new Peabes school I would like to see the Middle School designed updated and redesign of the current school campus.	3/11/2016 2:27 PM
76	Could there be a school or wing for 5th and 6th graders together?	3/11/2016 2:01 PM
77	Model school project or another previous design like Bourmedale was that saved a lot of money. Sensible clean design that the town can afford to build, operate, and actually maintain at a reasonable cost unlike many current over done municipal buildings in local communities.	3/11/2016 1:17 PM
81	Distinct lack of commitment to 21st century technology as a part of the curriculum for all students. Not just a class here and there, all subjects, faculty & students need to use the latest tools & teaching materials/methods. Bourne it's embrace technology in our kids everyday learning. Why do you think kids are opting out of Bourne High in such high numbers.	3/11/2016 1:05 PM
82	Common core 3 through 5 stays together in one building. Bringing all fifth graders together before moving to a school with older children.	3/11/2016 12:35 PM
83	Although it is important to me to have the 5th grade out of the middle school, it's more important for the Bourmedale students to not have 2 transitions in 2 years. This would be very difficult for students w/special needs. I would rather see them at the middle school.	3/11/2016 12:31 PM
84	The benefits of having most if not all on campus in order to take advantage of resources available at all levels. For example, Peeples Elementary has the advantage of using the resources available at The Innovation studio located in the High School. This is difficult for Bourmedale.	3/11/2016 12:08 PM
86	Room in the new building sufficient for full day kindergartens on the Cape side.	3/11/2016 12:01 PM
89	As long as 5th graders are at the middle school, there should be an appropriate after school program. Kids that young should not be expected to go home to an empty house.	3/11/2016 11:59 AM
90	By moving the elementary to the other side of the bridge you are losing the campus feel and resources that come from having an elementary school with the middle school and high school. I, as a taxpayer, will not vote to segregate our youngest population from their older time models	3/11/2016 11:47 AM
92	Can we consider full day kindergarten for all students? As always, our students and their education should be #1. We should strive to get Bourne on at least the top 100 schools in MA list.	3/11/2016 11:43 AM
93	Metal Buildings have come a long way they can be really accommodating, beautiful, and utilized in very many ways	3/11/2016 11:43 AM
94	Combining all elementary students in my view is an unwieldy administrative proposition. Such a model would not promote quality relationships between students and staff. Younger students could not thrive in such a large community setting. Bus rides would be much longer for those south of the canal.	3/11/2016 11:38 AM
95	Did anyone think of K-2 at Bourmedale 3-5 at Peabes 6-8 at BHS 9-12 at BHS That structure would have been able to house the best educational plan for the students of Bourne and keep equitable programs for everyone.	3/11/2016 11:38 AM

Preferred Schematic Design - Bourne School Building Committee

SurveyMonkey

96	Better education facility and sports fields/stadium.	3/11/2016 11:32 AM
97	No	3/11/2016 11:24 AM
98	Special Education for students is important.	3/11/2016 11:16 AM
99	Have a maintenance plan on all buildings grounds and equipment and not just run them in the ground and beg for money to replace.	3/11/2016 10:19 AM
100	I do not want to lose the community Elementary school on the Cape side of the Bridge.	3/11/2016 10:06 AM
101	I think that cost needs to include long term costs, such as energy costs, maintenance, etc.	3/11/2016 8:40 AM
102	Small school size for k-4. A consolidated bigger schools means kids will have a smaller chance of making individual relationships with the principal, nurse, librarian, secretaries, etc. Currently the schools seem to be a "everyone knows everyone" setting which is a huge benefit and security for our youngest residents. To me is not as much the location of two schools but the fact that they are two small schools.	3/11/2016 8:20 AM
103	Cost not as just a minimal impact to taxpayers, but serious and thoughtful consideration of spending.	3/11/2016 8:17 AM
104	1. Fewest transitions for students. 2. Holding firm to the plan once it has been selected. Example: The middle school was not intended to house grade 5 when that plan was selected.	3/11/2016 8:11 AM
105	We need two elementary schools.	3/11/2016 8:09 AM
106	I think asking BES 5th graders to move to Peebles for one year and then on to BMS in 6th grade is ridiculous, disruptive, and clearly not driven with the best interest of the students in mind. Peebles holds great sentimental value to me but that doesn't mean keeping the current building is a god idea. Coady, Lyle, and Stone also held sentimental value to many, yet we all seem to have "recovered" from them sitting and rotting away.	3/11/2016 8:01 AM
107	Traffic!!!	3/11/2016 7:58 AM
108	The scenic highway will not support traffic for a consolidated elementary school; especially in September, May, and June	3/11/2016 7:56 AM

Preferred Schematic Design - Bourne School Building Committee

SurveyMonkey

Q6 How can the Bourne School Building Committee improve communication with the public regarding this project and state grant?

Answered: 146 Skipped: 292

#	Responses	Date
1	Public meetings and newspaper as well as school web site	3/19/2016 9:10 AM
2	news paper, school email blasts, phone blasts	3/18/2016 11:01 PM
3	Continue to communicate with public	3/18/2016 8:23 PM
4	It has been wonderfully communicated	3/18/2016 8:03 PM
5	Select a better superintendent and start with new administrators at most levels.	3/18/2016 7:58 PM
6	They have gone over and above with communication. If people choose not to get involved that is their decision.	3/18/2016 7:54 PM
7	Local newspapers and local TV. Radio could also be effective.	3/18/2016 7:21 PM
8	Send emails and post publications online and in the local newspapers	3/18/2016 6:31 PM
9	A difficult task, but getting people out to listen. Possibly a cable presentation that is advertised.	3/18/2016 5:33 PM
10	Lead time give them information as soon as you know it via a web page and robo calls for those not in Internet go to areas with seniors on fixed income and see if a tax waiver can be applied for those who qualify as low income	3/18/2016 5:17 PM
11	Maybe a flyer home with every child detailing the costs and Grant and the importance of voters with kids to come to town meeting and VOTE!! Otherwise we let the population without kids decide for us!!!!	3/18/2016 5:08 PM
12	keep sending email and news reports.	3/18/2016 4:59 PM
13	utilize all media outlets	3/18/2016 4:48 PM
14	Communication has been good	3/18/2016 4:42 PM
15	How is being funded. Not sure why we have had cut backs in the town and now thinking of building a new school.	3/18/2016 4:40 PM
16	Teachers administration school committee should recommend a best plan backed up with educational and fiscal data.	3/18/2016 4:08 PM
17	Social media!	3/18/2016 4:08 PM
18	Perhaps emails, local papers,	3/18/2016 4:05 PM
19	Communicate regularly with residents.	3/18/2016 3:53 PM
20	Link information on various Bourne websites.	3/18/2016 3:42 PM
21	I feel that there has been great communication so far. I appreciate all the opportunities to hear / discuss different view points.	3/18/2016 3:38 PM
22	Maybe some flyers to let people know what it all comes down to? :-)	3/18/2016 3:30 PM
23	They did	3/18/2016 3:20 PM
24	Dont make a new school, or dont screw this school up like bourne did with bourndale, yes listen to the teachers to what they need not your greedy pockets	3/18/2016 3:03 PM
25	Through email and other media	3/18/2016 3:03 PM
26	keep the articles coming in the papers. Add the Council on Aging Newsletter to the list of media outlets.	3/18/2016 3:02 PM
27	Keep these texts coming. It's great!	3/18/2016 3:01 PM
28	In this day and age of going paperless I feel a lot of important issues get overlooked or lost in email accounts (mailings and sending paper work home with kids is a good start) also language and terms that everybody can understand	3/18/2016 2:02 PM
29	Flyers at local businesses.	3/18/2016 11:15 AM

Preferred Schematic Design - Bourne School Building Committee

SurveyMonkey

30	Informative meetings with all concerned	3/18/2016 9:08 AM
31	Send out emails	3/18/2016 8:57 AM
32	Send out text messages using Remind101	3/18/2016 8:17 AM
33	Stop using people for building committees that have lesser of a stake in the outcome of the project. In other words do what's best and end the good old boy network!!!!	3/18/2016 7:54 AM
34	Send Facebook posts, emails or mailings home - Let us know when meetings will be held.	3/18/2016 7:50 AM
35	Sky writing - consider a plane (kidding). I'm not sure what else you can do for comm. people can be hard nuts to crack and it's frustrating how much effort it takes to get word out! Maybe mailers?	3/18/2016 7:47 AM
36	It seems like I mostly/only hear about these things through Facebook posts from other parents. How exactly is information about this being communicated at all?? I don't feel like we have received any direct correspondence directly from the school building committee.	3/17/2016 9:08 PM
37	We recently moved to Bourne and my daughter is still in preschool so I don't know too much about what is going on. I would love to see more information. Perhaps sharing information about proposals and meetings in the Bourne Residents group on Facebook? I would love to get more involved but I don't know how. Thanks for posting this survey to the group...great idea!	3/17/2016 9:08 PM
38	Notices from school.	3/17/2016 8:57 PM
39	Email and town website	3/17/2016 8:40 PM
40	Social media	3/17/2016 8:39 PM
41	Email	3/17/2016 8:37 PM
42	Mail letters to all in area's mentioned who are parents of those directly impacted, a lot of people want to know, but don't or can't go to meetings, some of us are self employed and have no ability to make it to town meetings.	3/17/2016 8:28 PM
43	Be realistic on what the people have shown they want by our voting history.	3/17/2016 7:58 PM
44	Home mailings, only way to make sure everyone sees it.	3/17/2016 7:43 PM
45	Utilize social media	3/17/2016 7:20 PM
46	Printed notices from school.	3/17/2016 7:16 PM
47	Taking to social media reaches a much larger audience. The more presence, the better.	3/17/2016 5:28 PM
48	Reaching out via email and social media will get more young taxpayers involved.	3/17/2016 5:24 PM
49	send flyers home to all students families as email gets lost and paper is a reminder	3/17/2016 5:10 PM
50	Use family friendly language when advertising. Send home flyers at school.	3/17/2016 2:23 PM
51	Info has been available but not as obviously as in past, for example, meeting dates and times, websites, survey monkey, etc. listed independently, not just within a news article. Thank you	3/17/2016 10:43 AM
52	As I am not aware of the time-frame my suggestion may not be able to be considered but could a presentation be done just prior to May town meeting being called to order?	3/17/2016 10:12 AM
53	THEY ARE DOING FINE.	3/16/2016 5:25 PM
54	Flyers home to all students, mailing to residents.	3/16/2016 12:53 PM
55	Newspaper articles	3/16/2016 9:25 AM
56	Keep up with the newspaper articles, on the BPS and school websites, on the Town of Bourne website.	3/16/2016 9:14 AM
57	E-mail list.	3/15/2016 5:11 PM
58	More newspaper coverage. Especially about the state grant that will help ease the burden to the taxpayers.	3/15/2016 4:56 PM
59	A dedicated page attached to the Town web site would be great with a link to this survey, copies of letters/minutes/Bourne TV links of coverage, any other relative materials to the project and state grant.	3/15/2016 4:13 PM
60	facts-no false promises or misinformation regarding cost-stay on budget-	3/15/2016 11:19 AM
61	Hard copy information home with students.	3/14/2016 10:24 PM
62	record a video presentation, make it available as podcast downloadable. Publicize that.	3/14/2016 9:13 PM
63	Email this as the only subject, do not combine it with other school district news or info.	3/14/2016 2:44 PM

Preferred Schematic Design - Bourne School Building Committee

SurveyMonkey

64	Set up a Facebook page and make periodic reports to the community at Town Meetings and to Boards and Committees that might have interest in the progress.	3/14/2016 1:26 PM
65	Advertise in the Cape Cod Times	3/14/2016 11:39 AM
66	any communication would be great. please tell me why we are losing 50% of the students who matriculate from 8th to 9th grade. what colleges are our graduating classes getting accepted in. how do those acceptances compare to the surrounding towns. I feel there is zero communication on anything. when there is zero communication, then you can only believe the rumor mill. if there are no real facts on the graduating classes then you have no option then to exercise student choice and pick a town who publishes where graduates are being accepted.	3/14/2016 11:12 AM
67	Send home information packets with students.	3/14/2016 10:11 AM
68	Flyers and more social media broadcasts.	3/14/2016 9:51 AM
69	I think the meetings should be held in the Community Building. It is a public building and some are used to attending public meetings there.	3/14/2016 7:27 AM
70	More of a presence on Facebook.	3/14/2016 7:02 AM
71	You have been with informing the community through the media. Please continue with this, I think the committee has been very informative of what is going on and when meetings will take place.	3/14/2016 5:52 AM
72	Speak to parents at the beginning and end of school days at parent drop off and pick up.	3/13/2016 7:28 PM
73	Send home a paper flyer with every student because many parents forget about emails or don't open them.	3/13/2016 9:50 AM
74	I think it's out there. I have a toddler and an infant so it's tough to miss dinner and getting them both into bed when my husband works until 7. I think keeping options and information in the local papers and emails is great. I know when the budget issues were happening there was a group on Facebook created by Judy Froman I think that had so much information or frequently asked questions/answers and it was a great resource to know you were getting accurate information.	3/13/2016 8:20 AM
75	Automated phone calls/phone surveys, offer two different meeting times to accommodate different work schedules	3/12/2016 10:49 PM
76	Facebook	3/12/2016 9:05 PM
77	Hold public meetings on weekends so more residents can attend	3/12/2016 7:25 PM
78	No, you have been very informative thru media.	3/12/2016 4:31 PM
79	Honestly, I think people need to be reminded of the fact that it costs money to educate our community. I get upset when people perpetually make mention of those on a fixed income, and how they can't help. Frankly, we all have somewhat of a fixed income. We all had kids that were educated in this town and we all have to pay for those that came before our children and those that come after our children. Times change. Some things cost more. Some things cost less. In the end, if we want educated, intelligent children to send out into the world, then we need to figure out how to pay for their education! My youngest is a senior this year. I full expect that as a member of this community, I will need to help finance further public education as part of my due diligence as a member of this community even though I no longer have children in the system. People need to hear about their own personal responsibility as a member of this community and tax payer in this town. HOW to do this??? Not so sure... It's frustrating though.	3/12/2016 1:59 PM
80	Website and Facebook are both useful tools.	3/12/2016 10:38 AM
81	Send summaries of what is happening for those that can't attend meetings and continue with surveys. Have an email / contact person available if someone has more questions. Have information posted to the PTA website.	3/12/2016 10:10 AM
82	Mailings directly to the public - not everyone has access to the various email/online communications, not everyone reads the paper, and not everyone can attend evening meetings to get information without the "noise" everyone makes - a clear outlined letter with links to the various locations I get information would be helpful. The letter should be clean without opinion and sent out detailing options - cost might be a concern but better to spend a little now and have people informed then deal with the cost of delays later when people start to complain they were not informed.	3/12/2016 9:46 AM
83	the Bourne Residents facebook page, bourne courier bourne enterprise great sources widely used by the community members of this town.	3/12/2016 1:10 AM
84	Be honest and present the facts	3/12/2016 1:00 AM
85	Town meetings	3/11/2016 9:49 PM
86	I saw this on fb- wouldn't have otherwise	3/11/2016 8:58 PM
87	Information mailer sent to homes Community Television presentation	3/11/2016 7:03 PM
88	Keep doing what you have been doing	3/11/2016 7:02 PM

Preferred Schematic Design - Bourne School Building Committee

SurveyMonkey

89	Word of mouth. Stress word of mouth. Post on the Bourne Residents Facebook pages and other social media sites. MAYBE even consider a Bourne School Building Committee Facebook page? Also, get on the Town of Bourne's case about making a less-crappy calendar of public events. I am crossing my fingers for this! I'm in my 30's and I remember visiting Peebles when I was in high school and I wondered how it was even still in commission.	3/11/2016 6:59 PM
90	More honesty in budgets. First we need an override, then we don't? People have no confidence in our town officials. One thing is certain, we need an elementary to replace Peebles and a modern police station.	3/11/2016 6:51 PM
91	Narrow down to two choices	3/11/2016 6:39 PM
92	Send a newsletter through the mail. Adults still go to the mailbox everyday.	3/11/2016 6:35 PM
93	I think people feel it is happening the way the committee and state want it to happen regardless of their input or vote. When Bourneville was built many people were disappointed. Having it touted as a "neighborhood" school was ridiculous. If you have more than one child in the system you travel over the bridge anyway and it separated families and friends. BMS & BHS students are not able to be a part of BES. The committee needs to stress that it is truly a community project and that every opinion will be listened to and considered important.	3/11/2016 6:03 PM
94	E-mail	3/11/2016 4:59 PM
95	emails, cape cod times, bourne enterprise, public radio station 95.1 XTK, send flyers home with kids, mailings.	3/11/2016 4:23 PM
96	You have communicated.	3/11/2016 3:46 PM
97	Go public with a solution with supporting facts and figures that would meet educational and financial criteria. The only reason to move grade levels should be to improve education.	3/11/2016 3:12 PM
98	I think you have covered all the bases. If people have not heard about the project by now they want to and have their heads buried in the sand!	3/11/2016 3:05 PM
99	I like the online letters, questionnaires or surveys. For working families to go out at night to public meetings is difficult.	3/11/2016 2:27 PM
100	Notice only seems to be through enews. I just signed up. Many others probably are not. Schools send out separate messages from each school list separate from enews.	3/11/2016 2:01 PM
101	Continue posting for all residents to see what is going on, meeting schedules, etc	3/11/2016 1:55 PM
102	Send information home with the students so it potentially touches more parents and guardians.	3/11/2016 1:53 PM
103	I think you are doing everything to the best of your abilities - The best way to improve communication is to encourage input from the public.	3/11/2016 1:28 PM
104	personally unfamiliar with the costs associated with the alternatives. Unfortunately, we don't have the luxury to decide our path without knowing the facts first.	3/11/2016 1:17 PM
105	I believe it's the state grant piece that gets lost in shuffle. Folks see the final \$3 and their eyes bug out. It is important to emphasize the end cost to the town after the grant. And too much news activity will have the opposite effect - just more white noise and no one pays attention. Keep Communications brief and to the point. Continued public meetings (even if no one attends) will let everyone know you value public opinion and encourage public input rather than the committee making a decision in a vacuum.	3/11/2016 1:11 PM
106	Let people know about the condition of Peebles and how much that affects the sale of our homes. Not at all appealing to new families.	3/11/2016 1:05 PM
107	More actively getting the word out via social media. Using the Bourne residents facebook group directly to make information available. Identify ways to get in touch with parents of children who are not yet in school, but will be most effected by these changes.	3/11/2016 1:00 PM
108	Send flyers home in the student's backpacks w/language that is easy to understand. The e-news blast was perfect!	3/11/2016 12:35 PM
109	Set up an informative website which is updated every step. Use Twitter Facebook Instagram and any other social media blast informative posts. These tools would not only benefit communication on this project, it would help with any school committee project.	3/11/2016 12:31 PM
110	It cannot. At least not significantly. At the end of the day members of the community must choose to participate in the life of the town. Civic participation cannot be compelled nor even coerced	3/11/2016 12:29 PM
111	I think the BSBC has done a good job of communicating with the public regarding this project. Thank you!	3/11/2016 12:16 PM
112	Have a greater and more focused presence on the town and school website.	3/11/2016 12:10 PM
113	Newspaper, flyers at schools, there has been plenty of communication.	3/11/2016 12:09 PM
114	Send information home in backpacks	3/11/2016 12:08 PM

115	No comment	3/11/2016 11:59 AM
116	Social media is very helpful for working parents like myself who cannot attend meetings and have little time to read lengthy documents. I want a "just the facts" approach to communication that is easy to understand and is distributed digitally. I like this survey approach for public feedback. I wish I could be more involved, but my job and my family commitments make that very difficult.	3/11/2016 11:47 AM
117	Remove The superintendent	3/11/2016 11:45 AM
118	Propose another override. Communication will spike.	3/11/2016 11:45 AM
119	Transparency	3/11/2016 11:43 AM
120	Campaign signs around town.	3/11/2016 11:43 AM
121	News Paper Articles	3/11/2016 11:38 AM
122	I think you're doing a good job trying to communicate with our community. It's understandable that you want to reach more people, however, residents only get involved when issues affect them.	3/11/2016 11:38 AM
123	Newspaper, televised selectmen's meetings, representation at voting sites	3/11/2016 11:37 AM
124	Change the name of the promotion about the project - target the whole school community. In addition, put extra focus on the families that will most be effected by the project (young families with 1st graders and below) who will be in 5th grade when the project is complete	3/11/2016 11:37 AM
125	Continue to send out text notifications	3/11/2016 11:33 AM
126	Be transparent and hire the right project management teams with superior value engineering capabilities.	3/11/2016 11:32 AM
127	Continue phone calls, emails, and texts...	3/11/2016 11:30 AM
128	Keep emailing information to parents	3/11/2016 11:16 AM
129	They are already doing a fabulous job!!	3/11/2016 10:58 AM
130	No matter what you do people will find something wrong. Keep up the great work you do and keep getting the word out.	3/11/2016 10:19 AM
131	Invite participation in meetings, not just invitations to observe. Make it more clear to all that this is not just a Peebles project, it effects all students. Today's K class in particular.	3/11/2016 10:06 AM
132	I think that the committee is doing a good job of communicating, but unfortunately the public shows a lack of interest at this time. Meetings have been announced through the media and social media. There is not much more that can be done to motivate public involvement.	3/11/2016 8:40 AM
133	More social media updates	3/11/2016 8:38 AM
134	Unfortunately it is not realistic to expect a large amount of people to come to you (town meeting). The expense of a mailing to residents explaining options/pro/cons and cost may be worth it.	3/11/2016 8:34 AM
135	More information reported in the local papers.	3/11/2016 8:29 AM
136	Banners on the town website, and school district website.	3/11/2016 8:26 AM
137	They are doing a great job. I love peebles but it's time for it to go however 2 schools is very beneficial to the town.	3/11/2016 8:20 AM
138	Email where this is the only subject so it stands out is more valuable than a couple of sentences in a cluster of other news items.	3/11/2016 8:17 AM
139	Facebook	3/11/2016 8:17 AM
140	Communication re: the project has been great.	3/11/2016 8:11 AM
141	They have had plenty of meetings. People have been informed. The public needs to know that if they drag their feet, it will cost more money and time.	3/11/2016 8:09 AM
142	There has been a lot of communication on social media about when the meetings are but I haven't seen anything on the results of the meeting. For people who can't attend it would be helpful to see a summary of the discussion points. Maybe some of the themes that came up for each of the positions. Also if there is a position people are for or against.	3/11/2016 8:05 AM
143	The committee should have a Facebook page. Paper fliers clearly and succinctly outlining the for options should go home in backpacks. Fliers at the library, post offices, at Swish, baseball registration, etc.	3/11/2016 8:01 AM
144	Actually listen to the audience questions.	3/11/2016 7:58 AM
145	Cape Cod Times press releases.	3/11/2016 7:58 AM

15 / 16

146	Get more out by facebook	3/11/2016 7:46 AM
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Peter Meier spoke about the Cost Design Alternatives
There are 4 options:

Option 1. Replace Peebles School, Full Renovation K-4 - \$36.49M

Option 2. Adding on to Bournedale Elementary School Pre K -4 - \$38.63M

Option 4a. Renovate Peebles for K-5 - \$42.29M

Option 4b. Renovate Peebles and tear out back portion and add on to the front - \$42.78M

Option 1 would take about 2 years

Option 2 would take about 2 years 2 months

Option 4a would take about 2 years

Option 4b would take about 2 years 6 months

5th option will be discussed tomorrow night; K-2 at Bournedale Elementary; 3-5 at the new Peebles School; 6-8 at the Middle School, and 9-12 at the High School.

On Option 2, because the school is 10 years or less old, MSBA may penalize us.

The School Building Committee should not be deciding where the grades will go, it should be the School Committee and the public.

Michael Blanton brought up some concerns:

Option 2 may be penalized on the reimbursement rate

Concerns whether to have grade 5 in with grades 1-4

Good to have an elementary school on both sides of the canal

Use of the community space going with Peebles school site.

Encourage this body working with others to host some meetings to get people the information and options on Peebles.

Peter Meier stated we meet every other Thursday night, the meeting starts at 6:30; we need the public participation and feedback.

Stephen Mealy questioned Option 2, adding on to the Bournedale Elementary School, are we actively trying to get an answer as to whether that penalty will be waved?

Peter Meier stated that is what last weeks visit to the MSBA was about, we haven't heard back yet.

Don Ellis spoke about the letter from the Superintendent of the Schools, Steven Lamarche, grades K-2, grades 3-5, grades 6-8, and grades 9-12. This is a good breakdown.

Paul Gately questioned when recommendations would start? Peter Meier stated probably 2 months out before we see any recommendations. School Building, through the Superintendent, will send it to the MSBA. If we have to go for a debt exclusion in the fall I am going to ask that we have a special election instead of having it added on to the Presidential Election.

Don Pickard questioned if we go to Town Meeting asking for funds we will be asking for a debt exclusion in the full amount of whichever option is chosen?

Peter Meier we have to make this more palatable for the taxpayer.

Michael Blanton stated we want to make sure we can still offer excellent education in this town.

Stephen Mealy stated the biggest challenge this town will have is anything that is above \$35M isn't going to get the acceptance of the voters. This item will be put on the agenda each week to get updates on the Peebles School options.

8) Licenses/Appointments:

A. Renew of 2016 Seasonal Licenses Liquor-Food-Entertainment-General Amusement

B. Appointment of Additional Election Workers

Voted Don Pickard moved and seconded by Michael Blanton to approve the 2016 seasonal liquor license, food and entertainment license renewals for Jarvis, Inc. d/b/a the Chart Room for a liquor license, food, weekday amusement, and Sunday amusement. Vote 5-0.

Voted Don Pickard moved and seconded by Don Ellis to approve the 2016 seasonal liquor license for KKP, LLC d/b/a/ The Sagamore Inn for a liquor license and a common victualer food license. Vote 5-0.

Voted Don Pickard moved and seconded by Peter Meier to approve the common victualer food 2016 Seasonal license renewals for Betty Ann's Dairy Freeze, Lazy Sundaes Ice Cream, Seafood Shanty, Inc., Whistle Stop Ice Cream Co., Inc., and Semaan Hajnasr d/b/a/ Yummy Yo. Vote 5-0.

Voted Don Pickard moved and seconded by Peter Meier to approve the general license for amusement for Cataumet Light Mini Golf. Vote 5-0.

Voted Don Pickard moved and seconded by Peter Meier the following to be appointed Election Workers and Checkers, for a term expiring on June 30 2016, Shirley P Manning and Joel P Smith. Vote 5-0.

Voted Don Pickard moved and seconded by Peter Meier the following to be appointed Election Worker, Checker, and Clerk, for a term expiring on June 30 2016, Pamela Arpe and Eileen P Grady. Vote 5-0.

9) Selectmen's Business -

A. Board to Authorize Vice-Chair Pickard to Execute a Settlement Document Relating to a Personal Matter

Tom Guerino stated this is something that came from Attorney Troy. The Board of Selectmen authorized a settlement in Executive Session. Vice Chairman Pickard signed on that and Attorney Troy wants to validate the signature with a vote of the Board.

Voted Peter Meier moved and seconded by Michael Blanton to authorize Vice Chairman Pickard to execute a settlement document. Vote 5-0.

10) Town Administrator's Report

A. Economic Development Seminar Update

B. 208 Planning Update

Tom Guerino spoke about the goals of the Board, specifically relative to Economic Development. Working with the Chamber of Sea Corporation, Mass Development, trying to secure the Small Business Development Center. Should be happening some time in the end of April. We are primarily looking at the home-grown business. Mr. Guerino also updated the Board on the 208 Plan.

Mike Blanton questioned regarding the Economic Development seminar, have you reached out to SCORE?

Tom Guerino stated SCORE is part of the SBAC, we are trying to bring one in locally.

Mr. Blanton spoke about Economic Development and what we can do to help.

Mr. Guerino stated we could also look if there are any vacant buildings to become incubator spaces.

Peter Meier questioned the status of the buildings on the west end of Main Street for demolition.

Mr. Guerino stated the building inspector has been dealing with one of the owners.

11) Selectmen's Reports

Peter Meier stated just the on going issue on Taylors Point with the access to the beach. Mr. Guarino stated we are trying to get a meeting set up.

Michael Blanton spoke about the Joint Transportation Advisory Group, got an update on the rail-trail station. The pilot program has been pushed out until the fall. There were discussions on connecting the Canal area to the Shining Sea Bike Path.

Stephen Mealy spoke about the appointment of a member of the public as a MBTA representative.

Tom Guerino stated on April 14th there will be a meeting here relative to the commuter rail issue and General Manager Depallo and/or his delegates and representatives from Mass DOT will be at that meeting. That is a good question to ask them.

Don Ellis stated he was at the same meeting as Mr. Blanton. Mr. Ellis also reported on his continued involvement on the historic aspects of the town, including the railroad station in Buzzards Bay, fixing that is an excellent use of CPA grant money. Mr. Johnson has requested it to be put off until we find out what the MBTA is going to do.

Peter Meier questioned the Main Street Steering Committee and the Buzzards Bay Park. Stephen Mealy will add it to the next meeting agenda.

Peter Meier stated Congressman Keaton will be speaking on Lyme disease here at the Community building from 12:30-1:30 on April 4th.

12) Other Business

13) Adjourn

Voted Peter Meier moved and seconded by Don Ellis to adjourn. Meeting adjourned at 7:50 pm. Vote 5-0.

Respectfully submitted – Carole Ellis, secretary.

Board of Selectmen
Minutes of Tuesday, March 22, 2016
Bourne Community Building
Bourne, MA 02532

RECEIVED

2016 APR -1 AM 11: 53

TOWN CLERK - BOURNE

TA Tom Guerino

Selectmen

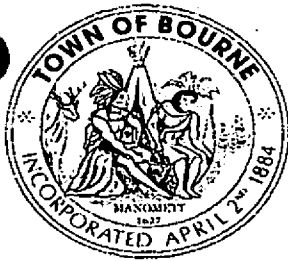
Stephen Mealy, Chairman
Don Pickard, Vice-Chairman
Michael Blanton, Clerk
Don Ellis
Peter Meier

9) Selectmen's Business –

- A. Board to Authorize Vice-Chair Pickard to Execute a Settlement Document Relating to a Personal Matter**

Tom Guerino stated this is something that came from Attorney Troy. The Board of Selectmen authorized a settlement in Executive Session. Vice Chairman Pickard signed on that and Attorney Troy wants to validate the signature with a vote of the Board.

Voted Peter Meier moved and seconded by Michael Blanton to authorize Vice Chairman Pickard to execute a settlement document. Vote 5-0.



Board of Selectmen Meeting Notice



AGENDA

Reminders: Executive Session

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday March 29, 2016	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.

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

6:30 pm Board of Selectmen

The Board may vote to convene an Executive Session to discuss complaints brought against an individual pursuant to G.L. Chapter 30A, Section 21 (a) (1) and to reconvene in public session immediately thereafter.

7:00 Board of Selectmen - Public Session

1. 7:00 p.m. (Items 1-4) Call to order
2. Moment of Silence for our Troops and our public safety personnel
3. Salute the Flag
4. Public Comment – Non-Agenda Items
5. Minutes: 03.22.2016
6. Correspondence
7. Special Recognition – Analise Rogers – Bourne's Representative to Project 351
8. 7:15 Public Hearing For Proposed Shellfish Grant, Patrick Ross
9. Shellfish Propagation Closures
10. Bourne School Building Committee update/report
11. Licenses and Appointments:
 - a. Phinney's Harbor Day – One Day Liquor - Weekday Amusement – Common Victualer
12. Selectmen's Business
13. Town Administrator's Report
14. Selectmen's Reports
15. Other business
16. Adjourn

RECEIVED
2016 MAR 25 PM 12:45
TOWN CLERK BOURNE

Future Agenda Items

- A. Appointment of MBTA Representative
- B. Discussion of Public-Private Partnership (3P) as it relates to the funding of a possible Third Canal Bridge
- C. Cape Canal Area Transportation Study Update
- D. Town Organizational Chart

**Board of Selectmen
Minutes of Tuesday, March 29, 2016
Bourne Community Building
Bourne, MA 02532**

RECEIVED

2016 JUL 20 AM 9:01

TOWN CLERK BOURNE

TA Tom Guerino

Selectmen

Stephen Mealy, Chairman
Don Pickard, Vice-Chairman
Michael Blanton, Clerk
Don Ellis
Peter Meier

Note this meeting is being televised and recorded. If anyone in the audience is recording or videotaping, they need to acknowledge such at this time – Michael Rausch Bourne Enterprise.

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

Documents

6:30 pm Board of Selectmen

The Board may vote to convene an Executive Session to discuss complaints brought against an individual pursuant to G.L. Chapter 30A, Section 21 (a) (1) and to reconvene in public session immediately thereafter.

Meeting Called to Order

Chm. Mealy called the meeting to order at 7:23 pm.

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

Public Comment – Non-Agenda Items

None requested.

Stephen Mealy stated there was public comment that we took in recently in email form relative to the public hearing for the proposed shellfish grant. We are going to read those within the public hearing.

7) Special Recognition - Analise Rogers - Bourne's Representative to Project 351

Tom Guerino spoke about Analise Rogers and how she had represented Bourne as a young Ambassador for a day of service, kindness and unity across the Commonwealth.

Bourne Middle School eighth-grader Analise Rogers represented Bourne this past January, joining ambassadors from the other 350 Massachusetts communities for a day of leadership and service.

Project 351 brings together students from across the Commonwealth to honor leaders, value kindness, and celebrate unity.

Project 351 celebrates the ethic of service, youth leadership, the merger of our Commonwealth, and the power of community to uplift and unite.

At the heart of Project 351 is the dedication and concern of our ambassadors. Youth are selected for that exemplary ethic of service and the values of kindness, compassion, humility, and generosity of spirit. It is an honor to hear the Ambassador's stories of service and to celebrate youth service, create transformative impact as Ambassadors, learn and lead at service sites across Boston. The launch of this Project 351 kicked off a year of unique service opportunities, results-based leadership training, and unity and friendship with a statewide community of peers.

The students were welcomed by Gov. Charles Baker before being broken into teams. Analise's team went to the Inquilinos Boricuas En Accion (IBA) where they painted the Visual Arts and Movements Studios and assembled Winter Care Kits for Villa Victoria seniors. The different teams then reunited at the John F. Kennedy Presidential Library and Museum where Congressman Seth Moulton lead an afternoon Town Meeting.

Stephen Mealy read the proclamation.

There hereby know that all in the Town of Bourne hereby offers its congratulations to Analise Rogers for representing the town as an ambassador for a day of leadership and service. Project 351 brings together students from across the Commonwealth to honor leaders, value kindness, and celebrate unity. The entire town is proud of her efforts. This is given the 28th day of March 2016 on behalf of the Town of Bourne.

8) 7:15 Public Hearing for Proposed Shellfish Grant, Patrick Ross

Stephen Mealy stated one of the most important tasks of municipal officials is to conduct proper hearings. A hearing is merely a type of meeting. When a board acts collectively—whether it is a meeting or a hearing—it must abide by the open meeting law and any local procedures and the meeting is to be conducted fairly and calmly. This evening, the Order of the Public Hearing will be:

1. Call the Hearing to Order.
2. Roll call vote to open the hearing
3. Reading of Public Notification
4. Request for proof of notification
5. Ask the proponents to speak on their request, their presentation
6. Ask for comments from the members of the Board
7. Ask for comments from the public, read letters from supporters and opponents to the Application.
8. The Board will then vote to close the hearing, no more public testimony will be heard, although the BOS may ask questions. Discussion by the BOS is allowed, but not by the public. I will then ask for Motion and Second

9. Appropriate motions may include:

- ☒ Approve
- ☒ Disapprove
- ☒ Continue to a time and date certain

Are there any questions on the process we'll follow this evening?

This is a hearing to consider an application by Patrick Ross of 6 Benedict Rd., Bourne 02532, for the purpose of establishing an Agricultural/Shellfish Grant License within the municipal waters of the Town of Bourne within Buzzards Bay.

Voted Don Pickard moved and seconded by Peter Meier to open a public hearing by roll call vote.

Mr. Meier - Yes; Mr. Pickard - Yes; Chair - Yes; Mr. Blanton - Yes; Mr. Ellis - Yes

Public Hearing Notice

Notice is hereby given in accordance with provisions of Chapter 130, Section 60 of MGL as amended and Rules and Regulation and Application Requirements promulgated by the Board of Selectmen that Patrick Ross, 6 Benedict Road, Bourne, MA 02532 filed an application dated January 29, 2016 to establish an Aquaculture/Shellfish Grant License within the municipal waters of the Town of Bourne within Buzzards Bay. The proposed site will be approximately 1.8 acres and will be located in the southwest corner of the bay known as "Little Bay". The application, including a plan showing the specific location of the proposed grant, can be viewed at Town Hall.

There was a notice published on the March 18, 2016 addition of the Cape Cod Times. A public hearing will be held on March 29, 2016 at 7:15 pm in the Bourne Veterans' Memorial Community Center, 239 Main Street Buzzards Bay, MA 02532.

Patrick Ross thanked the Board for the opportunity to present this again to the Board. Mr. Ross introduced himself and his wife/partner Jenny Ross.

Jenny Ross spoke about the proposal and went into a little detail on the proposal and the oyster farm, why they chose the location, and their involvement in the community.



MONK'S COVE OYSTERS

SELECTMAN'S MEETING 3/29/16
PATRICK+JENNY ROSS

WHO WE ARE

- Patrick and Jenny Ross - We are the only two employees of Monk's Cove Oysters.
- Patrick grew up in Bourne, moved back to start a business in his hometown.
- Starting an oyster farm in the town of Bourne is to us, much more than simply a commercial enterprise. We are committed to sustainable farming and being a part of preserving our natural resources. We also see a bright future for more and more educational opportunities, similar to the work we've done with Bourne Community Boating. We want to give back to the town as much as possible.
- The Cape is known for its oysters. Oysters are a bite-sized postcard from the place they are grown. We have been contacted by restaurants from NYC to Seattle about selling our oysters. Wellfleet oysters and Barnstable oysters are well-known throughout the country. Putting Bourne on the map as the place where some of the best oysters in the country grow, is something we can all be proud of. And we celebrate our fall harvest each year at the Lobster Trap, which is a benefit for the Bourne Natural Classroom.
- We love history. We started our farm after learning that oyster farming was a huge industry at the turn of the 20th century, but most of the farms were wiped out when construction began on the Cape Cod Canal. We harvested our first crop of oysters the same month as the centennial celebration of the Cape Cod Canal, bringing the tradition back to Bourne.

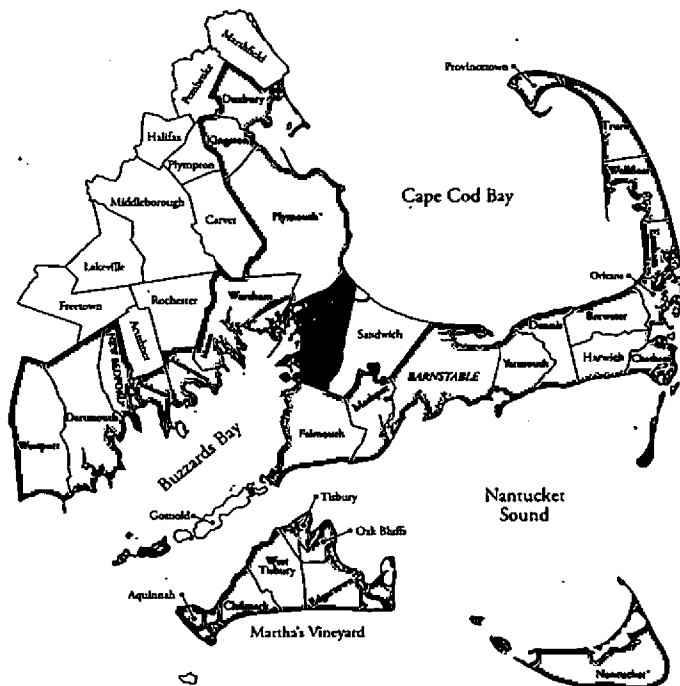
SHELLFISH AQUACULTURE IS ONE OF THE ONLY FARMING METHODS THAT HAS A NET BENEFIT TO THE ENVIRONMENT.

The diagram on the left shows a cross-section of an ostrich egg with various parts labeled. The labels include: OVIDUCT, AIR SPACE, YOLK, WHITE, and others. To the right of the diagram is a bottle of Ostrich Egg Oil with a label that reads 'Ostrich Egg Oil'.

The diagram illustrates the rock cycle with the following components and processes:

- Sediments from last stage**: The starting point at the top left, leading to **Sedimentation**.
- Sedimentation**: The process of layers building up, leading to **Metamorphism**.
- Metamorphism**: The process of rocks changing due to heat and pressure, leading to **Metamorphic** rocks.
- Metamorphic**: The resulting rock type, which can undergo **Melting** to become **Magma**.
- Melting**: The process of rocks melting, leading to **Magma**.
- Magma**: The molten material, which can cool to form **Igneous** rocks or rise to the surface to form **Volcanic** rocks.
- Igneous** and **Volcanic**: The resulting rock types, which can be eroded to form **Sediments from last stage**.
- Volcanic**: Specifically labeled as **Basalt** and **Granite**.
- Basalt** and **Granite**: Examples of igneous rocks.
- Metamorphic**: Specifically labeled as **Slate** and **Quartzite**.
- Slate** and **Quartzite**: Examples of metamorphic rocks.
- Magma**: Specifically labeled as **Magma** and **Crystals**.
- Magma**: Specifically labeled as **Magma** and **Crystals**.

AQUACULTURE IN MASSACHUSETTS



Wellfleet is a quintessential Cape Cod town with a strong aquaculture industry. We often think of Cape oysters as coming from Wellfleet almost exclusively. Yet almost all the towns on the Cape produce oysters.

CURRENT AQUACULTURE PROCESS

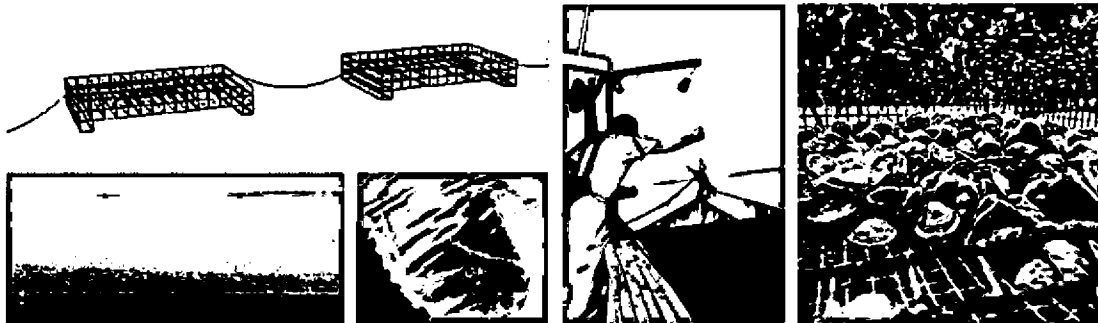
THE GROW-OUT OF BIVALVE SHELLFISH IS KNOWN AS AQUACULTURE.

We purchase oyster "seed" from approved shellfish dealers, then grow it out on our farm until it reaches market size.

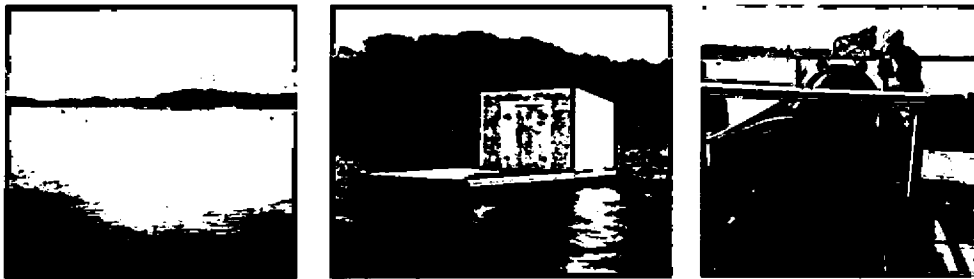


SUBTIDAL OYSTER FARMING

The cages and bags that contain the oysters sit on the ocean floor, connected by long lines. we raise and lower the cages with the solar powered hauler and winch on our work boat.



CURRENT FARM



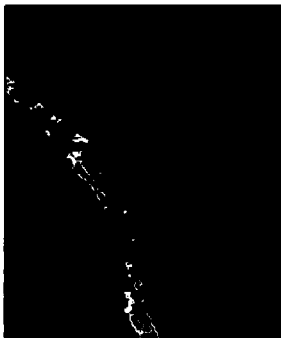
- 2.9 acres on Buzzards Bay side of Toby's Island.
- Moored floating workstation in Monk's Cove, used to sort oysters.
- We are challenged by weather conditions, especially southwest wind during prime work season during summer months
- There are limited days to safely work oysters due to weather, which results in decreased output
- This limits the types of growing methods that can be used.
- The location also limits opportunities for expanded education programs.

CHOOSING AN EXPANSION LOCATION



PROPOSED SITE

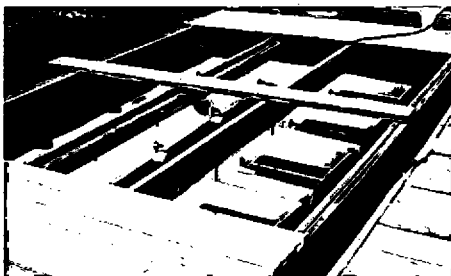
- The decision was a three year process - taken under very serious consideration
- Our highest priority was to ensure the location we chose had the least impact on recreational uses
- There are many regulations on where aquaculture can be sited:
 - no eel grass
 - no existing shellfish stocks
 - cannot overlap recreational activity areas such as shellfishing and boating
 - not near navigable channels



ROCKY SHORE ON TOBYS ISLAND

- The shore near this area is too rocky to boat over, or to beach a boat. It's also difficult to pull a kayak or paddle board ashore due to the extremely rocky nature of the shoreline.
- It is outside of the permitted waterskiing zone, but still provides access to the entire shoreline of Toby's island. This land is owned by the Bourne Conservation Trust, and we are happy to have received their support.
- The Bourne Department of Natural Resources, the Massachusetts Division of Marine Fisheries, the U.S. Army Corps. of Engineers, and the U.S. Coast Guard all have some level of regulatory approval and oversight of aquaculture sites.

MONK'S COVE OYSTERS - FUTURE

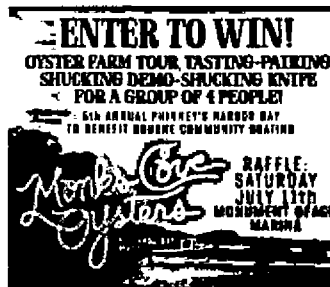


- The new area would be sufficiently protected from the elements to allow an upweller and floating gear to be used.
- This "nursery" area would improve rate of growth and survival of seed
- This allows us the ability to purchase smaller seed and control more of the growing process

COMMUNITY

► Bourne Community Boating

-BCB BIOLOGY DAY AND PHINNEY'S HARBOR DAY CONTRIBUTIONS



SEVERAL ARTICLES ONLINE AND
IN PRINT (EDIBLE CAPE COD BELOW)



THE LOBSTER TRAP
3RD ANNUAL HARVEST PARTY



SUMMARY OF PROPOSAL



BENEFITS

Oysters benefit the environment and aquaculture inside Little Bay would contribute to the wild stocks and over time, increase the oysters available to harvest at designated recreational areas.

SAFETY

Local, state and government agencies carefully review applications such as ours to make sure there is no inherent risk to the public or the environment.

ACCESS

This location will not limit access to recreational activities. We are not within the designated waterski area, nor are we overlapping recreational shellfishing areas. The area is rocky and dangerous to swim or boat, which would have the least impact for current recreation.

VISIBILITY

The U.S. Coast Guard requires that we install and maintain adequate aids to navigation - it will be very clear where the boundaries of the farm are located.

Patrick Ross stated we started this process about 6-7 years ago, approached the town to grant aquaculture leases. Came back a few years later for a slight expansion of our site on the left side of Toby's Island. We were the first in many years to be drawing oysters.

Tom Guerino stated from the emails and the all phone calls he has received there seems to be a large concern to a hindrance of the quality of life and inability to continue the boating activities that people currently enjoy in that area. Will there be in interference with the public's recreations?

Patrick Ross explained where their location will be and how it shouldn't interfere with the public's recreational activities.

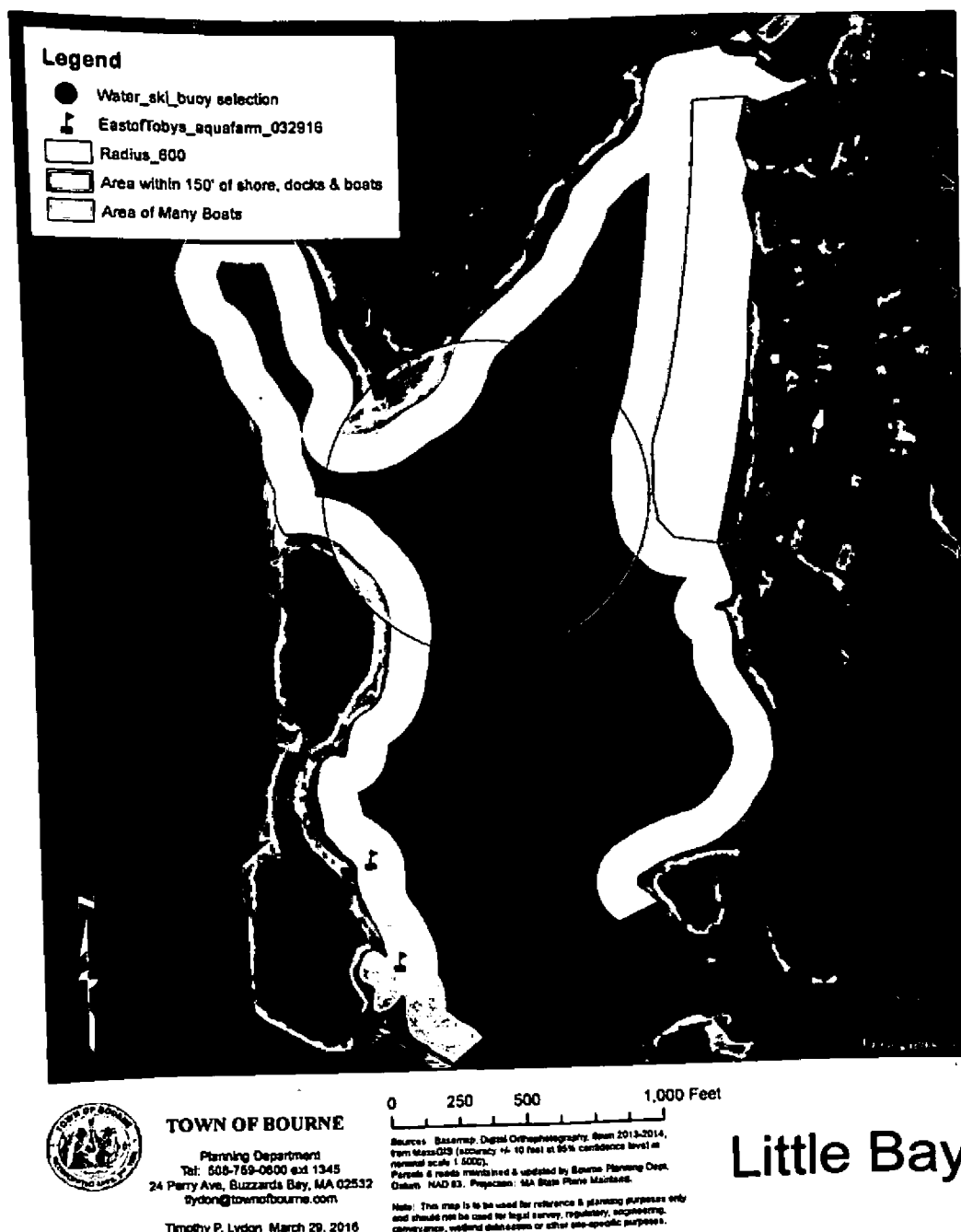
Don Ellis stated it is not new to the area it is an old Cape Cod industry. Very interested in how you approach this from a historic point of view and a way of dealing with shellfishing correctly.

Peter Meier read a section from the letter from the Conservation Agent dated February 9, 2016. "In the 3+ years since the grant has been established, there have been zero complaints filed with this department regarding the operation. I have personally visited the site and found that Mr. Ross runs a very well organized, professional operation that is fully compliant with all requisite conditions for the project. In fact, unless Mr. Ross is out working the grant, most folks would not even realize it is there. I do not see any detriment if Mr. Ross were to expand this grant and do not anticipate any adverse or negative impacts on resources that would result from an expanded agriculture operation in this area."

If the Conservation Agent is giving this recommendation, then I don't see a problem with you going forward with the present application.

Stephen Mealy questioned Mr. Ross if there is a difference from where you do it now on the outside of Toby Island to where you are proposing at Little Bay? Patrick Ross stated yes, the wind is one issue, protection from the wind and the waves. Floating gear would just get torn up on the outside of Toby's Island. There would be some floating gear in Little Bay, but it will be clearly marked.

Mr. Tim Mullen, Director of the Department of Natural Resources and Harbormaster for the Town of Bourne spoke about the proposed grant location.



The grant application is for a 1.8-acre site. It is located in a rocky area. We have designated water ski areas on the south west side of Bassets Island, east side of the Mashnee Dike the northerly portion of Buttermilk Bay, in Little Bay in Monument Beach. Following areas shall be posted for the use of waterskiing, anchorage of boats within 600 ft. radius of the log ski area markers as posted by the harbormaster is prohibited. The shellfish grant is approximately 1000 ft. to the south, it shouldn't have any effect on the people's ability to be tubing there. The grant shouldn't interfere

with any recreations in that area. You can access the island going behind the grant. It is in an area that is for the most part unproductive. This location would have floating pouches and the upweller will be located there.

Don Pickard spoke about the emails they have gotten about the proposed location for the grant. The number of folks in favor outnumbered the number of opposed. The common theme was the potential hindrance to recreation. According to Mr. Mullen this site is not a hazard to navigation and poses the least impact on other forms of recreation.

Mr. Mealy asked for comments from the public, letters of support, or opposition. Many members of the public commented stating they opposed the grant location and the reasons why or were for the grant location and their reasons why.

Members of the audience spoke.

Ken Legg, President of Bourne Community Boating, in favor of this location. Urge the Selectmen approve this.

Mr. Chris Stimpson, from Tahanto Road, spoke about the problem with this location. They are doing a great job at the other side of Tobey Island. This location is an above water location. It conflicts with kayakers and paddle boarders. It will force the kayakers and paddle boarders at low tide into the larger wake area and boaters. This has been a public recreation area for so long and now you are going to make it a private farm that will benefit two people with a motive for profit alters the nature and purpose in a manner that is not keeping with the public recreational gem that Little Bay is. It alters the nature of the area. It will be coordinating off an area from the public for a private enterprise. All

Don Pickard questioned Tim, the buoys that are identified as east of Toby's aqua-farm, how far are they off shore.

Tim Mullen stated far enough that kayakers or standup paddle boarders could pass between the shore and the grant and they would not be forced out into the main channel of Little Bay.

James Rossignol, Pocasset, handed out a printout of site coordinates from his chart plotter, opposes the proposed oyster farm location.

Stephen Mealy wanted clarification of the depth of the water at the around the proposed location. Tim Mullen stated there is enough water at the proposed location to navigate around that site with kayaks and paddle boards. That site was chosen specifically so people could navigate around that site. Mr. Mealy questioned what the distance is between the shoreline and the proposed site. Mr. Ross stated 175 feet.

Stacey DuBerger, Pocasset, stated it isn't right to take public use of one are and give it to a sole person.

Aaron Tobey Jr., Gray Gables, questioned Patrick Ross if he would you consider Little Bay to be a premium location for the oyster grant? Mr. Ross stated it is a suitable location. It is better than the location on the other side of Toby Island.

Marsha Granm, Tahanto Road, Pocasset, opposes the proposed the location.

Tim Sawyer, Gray Gables, opposes the proposed location.

Tim Mullen stated this has to be a non-productive area. If the Division of Marine Fisheries find there are too many shellfish in this area, for the criteria they set, they wouldn't permit it. Any action taken by the Board has to go through several reviews, first the Division of Marine Fisheries.

Frances Bogden, 58 Tahanto Road, opposes the proposed location.

Dan DuBerger, Pocasset, opposes the proposed location.

Dennis George, Tahanto Road, in favor of the proposed location.

Mr. Blanton questioned Mr. Mullen what is the duration on the term of the grant.

Mr. Mullen stated the original grant is for 1 year then it would be reviewed, it can then be granted for 3 years. There is opportunity for review.

Pamela Demaris, Pocasset, Is there another location for this grant?

Patrick Ross stated this was the best location that would work, and the proximity to the other location.

Barb Ducer, Tahanto, opposes the proposed location.

Carl Wirsén, Monument Beach, as far as an aquaculture site, he is in favor of this location.

Garrett Grant, Tahanto, opposes the proposed location.

Mark Shannon, 157 Tahonto Road, opposes the proposed location.

Ron Rose, Tahanto, opposes the proposed location.

David Sanches, 170 Jefferson Road, questioned the map the Mr. Mullen passed out and the distance from the shore to the grant location, opposes the proposed location.

Tim Mullen stated going by the coordinates that were provided, and based on the applicants best estimate it is somewhere around 100 to 125 feet. This is positioned to allow kayakers and paddle boarders to pass by on the shore side of the grant area. If this is off slightly when we plot it, we would be out there at low tide making sure people would be able to pass by at low water. It is not our intent to preclude people from accessing the island.

Matt Borelli 14 Navajo Road, questioned Mr. Ross what hours are you going to be working out there? He opposes the proposed location.

Mr. Ross stated town or state regulations is an hour after sunrise and an hour before sunset is the limitation for when you can be out there working. About your concern for noise, we don't use hydraulics, there is no generator, and it is almost completely silent.

Voted Don Pickard moved and seconded by Peter Meier for the Board close the public hearing on the aquaculture grant permit of Mr. Patrick Ross for a 1.8-acre site east of Toby's Island.

Mr. Meier - Yes; Mr. Pickard - Yes; Chair - Yes; Mr. Blanton - Yes; Mr. Ellis - Yes.
Vote 5-0.

Don Pickard commented we have had, as a Board, a number of correspondents by email some support and some not in favor of the grant location. If there were problems down the road the Harbor Master would talk to the owner of the potential grant and have it corrected or bring forth a recommendation if it isn't working. If the State agency found the area is harvesting oysters they would not allow the permit.

Michael Blanton commented that we did receive a lot of (20) emails 8 were opposed, 12 were in favor of the project. Mr. Blanton read some of the comments from those emails.

William Duserick, 149 Tahanto Road - I am strongly opposed to the proposed commercial oyster farm near Toby's Island.

Pamela Towne Waters - I oppose the allowing of this/these individuals to utilize that section.

Carl Wirsén - I am sending you this letter in support of Patrick Ross's application for a shellfish grant pertaining to an oyster farm in Little Bay.

Paula R Webster - I hope the selectmen will reconsider their decision and let the citizens have the use of Little Bay. Narrowing access to Little Bay will increase danger to boater's, swimmers, clambers and all who use this beautiful public resource.

Michelle Currier - It is a pleasure to see the fishermen and the farmers out there every day making a living and being a part of this community. I have been on the water paddling while the shellfish farmers are out there and they not in my way and I am not in their way, we actually appreciate each other being out there. I would encourage the Bourne Residents to support a local business.

Dana Anderson - We ask that the Board vote favorable on this grant request.

Paul Donoghue, 12 Andrea Rd. Pocasset - I have run in to those oyster farmers a few times and they are wonderful. Support the grant area.

John & Lindsay Morrill - We understand the positive impact that hardworking, local business have on the community and 100% support the efforts of Pat and Jenny Ross to continue to improve our

town as a whole. We hope you will grant them the expansion they are requesting to help them thrive as a small business in this a community.

Linda Wilson - I am a year round, tax paying citizen in the Town of Bourne and I support the aquaculture grant to help support business for the Town of Bourne and a hard working local family with roots also in the town. This grant will not interfere with recreational sports or views, but will promote business.

Erin Salamone - As a year round resident of Bourne I feel that the oyster farm is an asset to our community.

Russell Salamone, 597 Circuit Ave. Pocasset - I support the Aquaculture Grant Application for this Project. I feel that the support of small, family owned business in our community is extremely important to help drive and grow commerce in Bourne.

David Arch, 239 Barlow's Landing Rd, Pocasset - This is a great spot to proceed with a modern version of what has been a traditional waterman's occupation in our town for generations. Folks have made a living commercially harvesting shellfish in the town since before the town was incorporated. Aquaculture is a great way to continue that in a sustainable fashion long into the future.

Margaret - I would like to lend my support to Monk's Cove's application for an aquaculture grant.

Vincent Arnone & Claudia del Castillo, 10 Emerson Ave - my wife and I are year round, tax paying residents of Bourne and support the Aquaculture Grant application for supporting a local small business, also the benefits aquaculture has to water quality and shellfish population.

James Rossignol - I do not agree with the current oyster farm location that is proposed in little bay. The area is pristine and many including myself would like to keep it that way.

Susan Baracchini, Pocasset, I support his Aquaculture Grant Application because we should support our local, hardworking families, and our earnest Bourne businesses.

Mr. Blanton stated he feels the concerns of the viewers, but he would like to support this application. There are temporary limits in place to review the grant, this can be re-reviewed, if it turns out it does not work and is an interference there are opportunities to reverse the decision and not extend the permission for the license.

Don Ellis stated we do have an active 208 Program, the best way to deal with nitrogen and phosphate loading are oysters. This board will have an opportunity to come back and review this decision in a year.

Peter Meier commented he personally thinks it is a great use, if the location is moved other neighbors will come forward to oppose the new location.

Tim Mullen stated the closes abutter is the Bourne Conservation Trust, and they stated they have no objection to this site location.

Don Pickard stated it would be in the best interest to vote on this tonight.

Tom Guerino requested the emails that were sent to the Board regarding this issue be forwarded to him.

Voted Don Pickard moved and seconded by Peter Meier to approve the aquaculture permit application submitted by Patrick Ross for a proposed 1.8-acre site East of Toby's Island with the approximate coordinates for the site being identified on page 3 of the application.

Mr. Meier - Yes; Mr. Pickard - Yes; Chair - Yes; Mr. Blanton - Yes; Mr. Ellis - Yes
Vote 5-0.

5) Minutes:

Voted Don Pickard moved and seconded by Peter Meier to approve the minutes from March 22, 2016 with two corrections Pg. 25 correct (Depallo) Depalla, and correct Shining (Shinning) Sea Bile Path. Vote 5-0.

9) Shellfish Propagation Closures

Tim Mullen is recommending the board reclassify three shellfish areas this spring for the purpose of propagation and general management of the fishery. Would like to close the following areas. The area known as Ram Cove located in Little Bay; the second being the designated Recreational Area in Phinney's Harbor know as Toby's Island, North Side; the third being a section of the northeast corner of Little Buttermilk Bay adjacent to Old Head of the Bay Road. The propagation closures would be effective April 15, 2016 until approximately November 1st. We anticipate around 300-500 bushels in each area. The price will be between \$14-\$17 a bushel. The bushels will be mix of seed and adult quahogs. There are three shell-fisherman maybe a fourth participating in the program. April 1st we will get the bids back.

Peter Meier stated it reads that if the stock is planted after June 15th the area would have to remain closed through another spat season and likely through the following summer. Do you hope to get these done before June 15th? Mr. Mullen stated yes that is their intent. As part of our reparations from the settlement of the oil spill back in 2003 we will be receiving between 800-1000 quahogs every year in addition to this that will be paid for through the fund set up by the trustees with NOAA and Marine Fisheries, and a few other entities. This is strictly recreational areas that will receive this stock. We may designate a couple more areas or close some of the existing ones between one and two years. That is over and above two or three areas that we will continue to relay stock into annually.

Voted Don Pickard moved and seconded by Peter Meier to accept the amendment 2016-1 for the shellfish regulations. Vote 5-0.

6) Correspondence

Michael Blanton brought the committee up to date on the correspondence.

- A. Eversource providing notice of planned and scheduled vegetation maintenance work on Otis Air Force Base, Joint Base Cape Cod Area.
- B. Letter from Duffy Health Center re: In from the Streets (IFTS) Program Request
- C. Letter from Preservation Education Celebration requesting a meeting re: Hoxie Center

Tom Guerino stated on the Duffy request that would require an appropriation in our Human Service area of the budget. The FY17 budget has no Human Service organization funding. If the board would like to discuss this it would have to be a supplement to what the board has provides for amendment to the budget.

11) Licenses/Appointments:**a. Phinney's Harbor Day - One Day Liquor - Weekday Amusement - Common Victualer**

Don Pickard went over the Phinney's Harbor Day application, which is an annual event. Phinney's Harbor Day will be held on Saturday, July 9, 2016 between 7:30 am to 8:00 pm, which includes set up and take down. The application is complete; the insurance binder is completed. There's typical comment for food vendors, the BOH will be contacted.

Voted Don Pickard moved and seconded by Peter Meier to approve the one-day license for Phinney's Harbor Day, including the waiver of the requirement of parking stickers for that day. Vote 5-0.

10) Bourne School Building Committee Update/Report

Peter Meier stated he will defer this to next week. Please attend the meetings on Thursday nights.

12) Selectmen's Business

Peter Meier questioned the workshop; will we have it next month?

Tom Guerino stated yes, we will have a location and date established by Thursday.

Mr. Meier also asked the Chair if he has any information on the Main Street Steering Committee.

Stephen Mealy stated there is an application before the CPC for an additional \$500,000 for the Main Street Buzzards Bay Park. Last year the Town approved \$350,000 for the first phase. We are having a complete survey done for the Park. Looking at completing the installation of the irrigation system and the new underground electrical system and distribution system starting around August 1, 2016.

Peter Meier commented with all this work going in for the park and the commuter rail, we have too many vacant storefronts, when people visit. We need to create a bylaw to hold the landlords accountable for the disrepair for their buildings.

Don Pickard commented on the Fire Departments overtime. Will we be asking for reserve fund transfers to cover the cost or will we be taking it from other line items in their budget? Tom Guerino stated there is some money left in the normal salary account due to vacancies that will help make up some of that short fall. It will probably be a transfer from one salary account to another and maybe from one area of the budget to another. Will have to do an assessment of the salary line.

Stephen Mealy questions if we can have a biweekly or monthly report on this issue. Have the Chief come in and make a presentation to the board. Don Ellis stated when doing the assessment have him tell us why we have to do consistent overtime with the Fire Department, we don't get it with the Police Department or the DPW department.

Don Pickard stated there's a large variance between what the Fire Chief thinks he needs to run his department on overtime and what the Town has budgeted. Where are we going to get the money to pay their overtime?

13) Town Administrator's Report
Cursory overview of goals status

Tom Guerino commented on the budget stating we are coming to the point where we will have to finalize the budget; we have to go to print. You received an email from the Chair of the Finance Committee as it relates to the budget amendments; it indicated the debt piece for the DPW snow and ice account. Would like to put this on as a future agenda item.

14) Selectmen's Reports

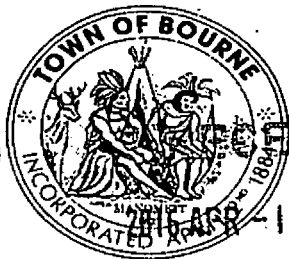
15) Other Business

The next Bourne Selectmen meeting will be on Tuesday, April 5th at 7:00 P.M.

16) Adjourn

Voted Peter Meier moved and seconded by Michael Blanton to adjourn. Meeting adjourned at 10:00 pm. Vote 5-0.

Respectfully submitted - Carole Ellis, secretary.



Board of Selectmen Meeting Notice



RECEIVED
APR 5 1 PM 3:10
TOWN CLERK BOURNE

AGENDA

Reminder: Executive Session – 6:15 P.M.

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday April 5, 2016	6:15 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

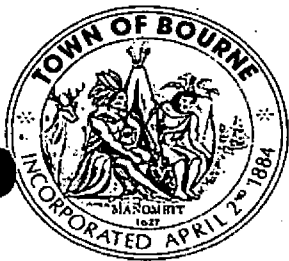
Note this meeting is being televised and recorded. If anyone in the audience is recording or video-taping, they need to acknowledge such at this time.

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

1. 6:15: p.m. (Items 1-4) Call to order
2. **Executive Session:** To conduct strategy session with respect to litigation. The Chairman declares that such open discussion will have a detrimental effect to the litigating position of the public body. The Board will reconvene in open session at the conclusion of the Executive Session.
3. Roll call Vote to convene in **Executive Session** for the purpose stated.
4. Board to reconvene in Open session
 - Moment of Silence for our Troops and our public safety personnel
 - Salute the Flag
 - Public Comment – Non-Agenda Items
5. Correspondence
6. Bond Anticipation Note signing
7. Discussion with the Finance Committee regarding FY 17 budget
8. Bourne School Building Committee update/report
9. Selectmen's Business
 - a. Appointment of Representative to the Cape Cod Commission
 - b. Re-Appointment of the Town Administrator to the Regional Transit Authority
 - c. Fire Department "to-date" overtime review.
 - d. Review and determination disposition on letter of support regarding smart grid technology and the Cape Light Compact.
 - e. Discussion and possible action related to traffic issues on Route 28 A in Cataumet
 - f. Vote to approve purchase and sales on Red Wolfe Realty
10. Town Administrator's Report
 - a. Mass Community Compact initiative submissions
 - b. Staffing reorganization and enhancement at Facilities Department (within current budget parameters)
11. Selectmen's Reports
12. Other business
13. Adjourn

Future Agenda Items

- A. Appointment of MBTA Representative
- B. Discussion of Public-Private Partnership (3P) as it relates to the funding of a possible Third Canal Bridge
- C. Cape Canal Area Transportation Study Update
- D. Town Organizational Chart



Board of Selectmen Meeting Notice



2016 APR 8 PM 1:52

AGENDA

TOWN CLERK'S OFFICE

~~Reopened Executive~~ session at 6:00 – litigation/personnel

Date

Tuesday
April 12, 2016

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.

1. 6:00 p.m. (Items 1-3) Call to order
2. **Executive Session:** To conduct strategy session with respect to litigation and personnel contracts. The Chairman declares that such open discussion will have a detrimental effect to the litigating position of the public body. The Board will reconvene in open session at the conclusion of the Executive Session.
3. Roll call Vote to convene in **Executive Session** for the purpose stated.
4. Moment of Silence for our Troops and our public safety personnel
5. Salute the Flag
6. Public Comment – Non-Agenda Items
7. Minutes: 03.29.2016; Executive 02.23.2016
8. Shellfish propagation closures
9. Linda M. Zuern – Update on the activities of the Assembly of Delegates – Cape Cod Commission
10. Bourne School Building Committee update/report
11. Staffing reorganization and enhancement at Facilities Department (within current budget parameters)
12. Administrative support staffing for Conservation/Engineering and Planning Departments
13. 8:00 P.M. Discussion and vote on O Lighthouse Lane litigation
14. Vote to execute easements
15. Licenses and Appointments:
 - a. Appointment of additional election workers
16. Sign Annual Town Meeting warrant
17. Sign Annual Town Election warrant
18. Selectmen's Business
19. Town Administrator's Report
20. Selectmen's Reports
21. Other business
22. Adjourn

Future Agenda Items

- A. Appointment of MBTA Representative
- B. Discussion of Public-Private Partnership (3P) as it relates to the funding of a possible Third Canal Bridge
- C. Cape Canal Area Transportation Study Update
- D. Town Organizational Chart
- E. DPW Snow & Ice Account

**Board of Selectmen
Minutes of Tuesday, April 12, 2016
Bourne Community Building
Bourne, MA 02532**

RECEIVED

2016 JUL 13 PM 12:26

TOWN CLERK BOURNE

TA Tom Guerino

Selectmen

Stephen Mealy, Chairman
Don Pickard, Vice-Chairman
Michael Blanton, Clerk
Don Ellis
Peter Meier

Note this meeting is being televised and recorded. If anyone in the audience is recording or videotaping, they need to acknowledge such at this time – Michael Rausch Bourne Enterprise.

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

Documents

1. **6:00 p.m. (Items 1-3) Call to order**
2. **Executive Session:** To conduct strategy session with respect to litigation and personnel contracts. The Chairman declares that such open discussion will have a detrimental effect to the litigating position of the public body. The Board will reconvene in open session at the conclusion of the Executive Session.
3. **Roll call Vote to convene in Executive Session for the purpose stated.**

Voted Michael Blanton moved and seconded by Peter Meier by roll call vote to go into Executive Session.

Mr. Meier - Yes; Mr. Pickard - Yes; Chair - Yes; Mr. Blanton - Yes; Mr. Ellis - Yes.
Vote 5-0.

Voted Peter Meier moved and seconded by Don Pickard to adjourn Executive Session at 6:53 PM and return to public session.

Chairman Mealy called the meeting to order at 7:00

4. **Moment of Silence for our Troops and our public safety personnel**
5. **Salute the Flag**
6. **Public Comment – Non-Agenda Items.**

Peter Meier was excused to attend another meeting.

7) Minutes: 03.29.2016; Executive 02.23.2016

Voted Don Pickard moved and seconded by Michael Blanton to approve the minutes from March 29, 2016 with one edit page 11 paragraph 4 Ken Lange to Ken Legg.
Vote 4-0. Peter Meier wasn't present for the vote.

Voted Don Pickard moved and seconded by Michael Blanton to approve the Executive Session minutes from February 23, 2016 as presented and encumber those minutes.
Vote 4-0. Peter Meier wasn't present for the vote.

8) Shellfish propagation closures

Tim Mullen, Harbor Master requested one more change. Asking the Board to not go ahead with that closure and reopen that area which wasn't scheduled to close until the 15th; instead close an area known as the mouth of back river, the section just off Phinney's harbor. Price per bushel will be \$14.50, looking to get about 1500 bushels.

Voted Don Pickard moved and seconded by Michael Blanton to adopt the shellfish regulation amendment number 2016-2 under the authority of Chapter 130 section 52 of the Mass. General laws as amend being the Board of Selectmen hereby promulgate the following special regulations within the waters of the town of Bourne with regarding Back River at the mouth effective April 15, 2016, closing that area to all shellfishing: The waters of that portion of Back River, in the Town of Bourne, northeast of a line drawn from Rocky Point across to Maryland Avenue and west of the railroad bridge at Shore Road. This area is being closed for the purposes of propagation and general fisheries management. With regard to Ram Cove effective immediately, the following area will remain OPEN to all shellfishing: The waters of that portion of Little Bay in the town of Bourne east of a line drawn north from the "No Shellfishing" sign at the western most tip of Ram Island then north to the floating shellfish marker then east to the "No Shellfishing" sign located on shore. This shall serve to rescind the propagation closure, which was scheduled to go in effect April 15, 2016.
Vote 4-0. Peter Meier wasn't present for the vote.

9) Linda M. Zuern – Update on the activities of the Assembly of Delegates – Cape Cod Commission

Linda Zuern, representative for the Assembly of Delegates, updated the Committee on what has been going on with the Assembly of Delegates, why she voted the way she did, and why she will vote the way she will. Mrs. Zuern spoke about the Barnstable County Bill of Rights. She read the health and safety statement. Mrs. Zuern also read and spoke about Article 4, 5, 6, & 8. Mrs. Zuern also spoke about the Charter changes; the vote to do away with Assembly Members and with the Commissioners, and the Cape Cod Commission Budget. Children's

Cove is a non-profit and feel the government shouldn't be supporting a lot of non-profit organizations.

Michael Blanton questioned maybe wean off Children's cove instead of cutting them off completely, because the mission they serve is so crucial to the families they support. Maybe ramp them up to fundraising efforts. Mrs. Zuern said she would be in favor of that.

Don Pickard asked a question about the county administrator. If he is doing a good job, do you see any of the charters being brought forward again? Mrs. Zuern stated she thinks they will; her concern with taking the assembly people away is you don't have this close contact with people that are on the assembly. Her concern is that if you have smaller towns and only one larger town the smaller towns will loose their say all together. There was talk about having 5 commissioners instead of 3 that may be a better setup.

Peter Meier returned at 7:20

Jim Mulvey stated any restructuring of the government is detrimental to the local representation.

Mrs. Zuern also stated another topic it seems unfair there are 2 people from Barnstable and Falmouth and they have about 35% of the vote, if you have the majority of people passing the vote you would need a certain number of towns to vote with you to have that vote pass.

10) Bourne School Building Committee update/report

Peter Meier brought the committee up to date on the School Building.

At the meeting last Thursday they eliminated options 4A and 4B. Those options are 4A to put K-5 at the proposed Peebles Elementary School, and 4B a remodel and expansion of the existing Peebles Elementary School going for k-5. The options that are left are: 1A, which is a 250 seats Peebles School new construction. 1B is to tear off the rear extension of the Peebles School and rehab the front of the existing Peebles School for 250 students. Option 2A is the expansion of the Bourndale Elementary school and put students K-4 in its entirety there. Option 5A will create a new Peebles Elementary School for grades 3-5, pre k - 2 will be at Bourndale, 6-8 would be at the Middle School and 9-12 will be at the High School. Option 5A gives the most consistency for the kids from Pre K through 12th grade. Final recommendation, if MSBA approves, needs to be on the ballot by March 9 2017. I would advocate to extend that out. I would like to see it on a local ballot initiative. There will be another workshop on the first week in May.

11) Staffing reorganization and enhancement at Facilities Department (within current budget parameters)

Stephen Mealy stated this is for an additional person at the facilities Department.

Tom Guerino stated the full time electrician has gone to part time. We can give Mr. Nelson some assistance on some general maintenance items without expanding the budget.

John Nelson spoke about the request for next years budget to fund another Skilled Labor position in the Facilities Department. The goal is to put on one FTE Skilled Laborer and one part time Electrician. The request is to post a temporary Skilled Laborer position with the intent of becoming a full time permanent position if Town Meeting approves the budget as submitted. Would like to post the position now to find the right candidate.

Don Ellis questioned Mr. Nelson do you foresee further expansion of your group?
Jonathan Nelson stated the goal is to have two FTEs.

Voted Peter moved and seconded by Michael Blanton to support the recommendation by the Facilities Director.

Michael Blanton questioned where is the money coming from? Tom Guerino stated out of the existing budget, the existing salary line with the Facilities Department. Nothing is being taken from other departments to do this.

Jonathan Nelson stated it is coming from the existing budget. The Facilities Department is up this year; we brought the new DPW building online, as we put new buildings online we will need to put money in the budget to manage those.

Vote 5-0.

12) Administrative support staffing for Conservation/Engineering and Planning Departments

Tom Guerino spoke about the need for sharing some administrative support staff.

The proposal is to create a shared position for three departments that will support 2-3 Boards. The Finance Committee's recommendation was to put this on hold and to create a staffing plan with prioritization and holding off on this until the fall town meeting. Mr. Guerino stated we are in need of another person to cover leaves, for vacation, professional development, sick leave, and site visits. I see the need and the worth of this. There is money in the allowance with the policies that the Board of Selectmen and the Finance Committee have adopted, relative to the utilization of budgetary money. I am not going to be averse to putting together a full plan.

Don Pickard questioned what pay grade would this come in at?

Tom Guerino stated it will be an A2 position.

Don Pickard said he would rather have a little more comprehensive plan.

Peter Meier stated the recommendation of some of the Finance Committee members was to do a comprehensive plan but other members of the Finance Committee stated they would support this position. The Finance Committee never took a vote. This is a position that by not having a support staff their operations are inefficient. They need this position, it will be money well spent.

Don Ellis stated the problem I have is we are very cognizant about the fact that people voted to not allow an override. It is up to us, we have to be very careful about spending money, I would support holding off and having a more comprehensive plan. I am very concerned we are creating another position, when we have been directed by the people that they are not interested in expending any more monies; we need to think this through.

Don Pickard stated he would like to see more planning

Tom Guerino suggested to the Board to look at other town they have 2-3 people assistants. Our professional staff should not be taking minutes, creating packages, answering phones for other departments, and trying to answer questions for other departments. They need support for doing the administrative work.

Don Ellis stated he has no problem with this position going forward, it needs to be studied; we need to get the best person possible if they are only going to work 19 hours. We need a good study program and a good job description, which are very important so we get the best person for this position.

Michael Blanton would support this position because the public is not being served as they should be served. We need someone that is going to serve as an adjunct to these departments; this person needs very reasonable level of skills. I think we should put this matter off until the 26th.

Voted Peter Meier moved and seconded by Michael Blanton to continue this issue until April 26th. Vote 2-3. Motion did not pass.

Voted Don Pickard moved and seconded by Don Ellis to continue this issue until the Fall Town Meeting after a complete study by the Town Administrator on the needs. Vote 3-2. Motion passes.

13) 8:00 P.M. Discussion and vote on 0 Lighthouse Lane litigation

Stephen Mealy stated the Board has asked for a discussion to review where the town is with litigation that has been going on relative to 0 Lighthouse Lane. Last fall we held a mediation to work with both groups relative to the issues that have been brought up between the residents and 0 Lighthouse Lane. The board met in Executive Session and discussed the status of the litigation for the town and the options the town has, but did not take a vote on that, specifically to allow members of the audience to make comments relative to the situation. The Board has the option to either, take no action and continue with the litigation that exists, or the change that and go in a different direction for the town.

Tom Wynn, introduced himself and Dena Swanson representing Christina Stevens. We are here to see if we can bring this litigation to an end, to an amicable resolution. We would like to solve this issue.

Mrs. Dena Swanson stated she is representing Christina Stevens in her capacity as the trustee of the Lighthouse Realty Trust. The parties to the litigation attended mediation on Nov 20, 2015. Members of the neighboring community were invited to attend. We asked for concerns of the neighbors so we could put together a proposal that would address, to the best of our ability, the concerns in that area. It is Mrs. Stevens position that it is not commercial use it is accessory use, which is permitted. We are proposing in consideration of dismissal of the action by the town of Bourne. Mrs. Stevens will agree to hold only 4 non-family functions at the residents. These would be held one per month in the month of May, June, September, and October. We have defined the term function to be an event by a renter of the property in excess of 25 people and these functions will be limited to a maximum of 100 guests. The neighbors concerns are that there will be debris in the area, so Mrs. Stevens agreed to impose on any renter that intends to hold a function a refundable clean up fee so they will be required to clean up the area. Mrs. Stevens also agreed to meet with any renter that intends to hold one of these events to go over what area specifically can be used by renters. She has agreed to prohibit the use of the beach by the guests of the events; the renters can use the beach. Any entertainment will be required to be shut down by 10:00 PM. Any party that would exceed 50 guests, renters will be required to enlist a detailed cop and that police man will be present during the events to make sure guests are not parked on other peoples properties, cars are not blocking driveways, they are not interfering with any of the neighbors use, or interfering with them in any way; also to make it clear that the beach is off limits. Mrs. Stevens would meet with the detailed cop and the renter to set forth the requirements for the renters and the event. These accommodations have been made as a means to address concerns that were set forth in the mediation on November 20th. We are proposing this offer as a settlement. We ask the Town of Bourne dismiss the litigation and we finalize the agreement that would set forth this criteria.

Stephen Mealy questioned if police detail for 50 or more guests could be reduced to 25 guests, because of the summer hours and the amount of traffic on that particular road? Mrs. Swanson stated they think the number 50 is very reasonable. If we were to have it for 25 people that could be any family cookout, or party that any renter may be having. 50 is a reasonable number to have a policeman on duty.

Michael Blanton questioned how will you govern the use of the beach?

Mrs. Swanson said Mrs. Stephens will have to go over the rules with the renters. They could put in the agreement they will be able to terminate the rental agreement. The onus will be on Mrs. Stevens to make this very clear at the time of the rental agreement the beach is not to be used by guests.

Mr. John Fitch, on behalf of Jim Malloy who is supported by several of his neighbors, and is an abutter across the street from the facility. This is a zoning case. This is a case that began with a cease and desist order from your zoning enforcement officer because he felt there was a commercial use taking place. The area we are talking about is a residential zone. Mrs. Swanson discussed a function facility that would be rented. What is wrong is that a settlement might be made; it would allow people to rent their homes for the purpose of a function. That is not a residential use. I urge you to at least delay approving any kind of settlement. Let the courts make the decision.

Don Pickard questioned Mr. Fitch while there is a proposed settlement that was derived out of mediation; it is a no go for them, the neighbors? Mr. Fitch stated my clients were not involved in the negotiation of the proposal you heard tonight.

Tom Guerino stated the court case was the town taking action against Mrs. Stevens as a result of the Building Inspectors cease and desist relative to the zoning bylaw. The court recommended we enter into mediation between the two parties, which would be the town and Mrs. Stevens; that is what the mediation was; not between the town, Mrs. Stevens and other parties.

Mr. Fitch said the enforcement part for this case is between the town and Mrs. Stevens. Before you get to whether there is something to enforce the town has placed before the court to determine whether there is a violation. The Judge is going to declare what the rules are and can get various perspectives, that is where I think it is ideal to let in the neighbors.

Voted Don Pickard moved and seconded by Peter Meier to take a minute for the Board of Selectmen to move into Executive session with our Town Counsel relevant to this litigation strategy for clarification of certain issues because discussion in public may have a detrimental effect on the litigation position of the town.

Mr. Troy stated he can talk in open session.

Don Pickard withdrew his motion.

Mr. Troy stated this case emanated from a series of interactions in the town for enforcement and the use of the subject property for various receptions. As part of that investigation there was some surveillance of some Internet communications, that were open to the public, that indicated it was being marketed as a commercial site. Because of that the Building Inspector issued a cease and desist order. The litigation was sponsored by the Board of Selectmen. The court ordered the mediation. We made a point to include the abutters in the process of the mediation. We are a Town, we are a municipal corporation. We by law have to do what is best for the corporation. We represent all the neighborhoods, not one neighborhood, we don't take sides in neighborhood disputes. Our job is a municipal organizations ability to enforce its rules. The Building Inspector is concerned about this because there is no correct definition that talk about receptions of this nature. The neighbors have a private cause of action of nuisance; they can go to court anytime. The town does carry each neighbor's grievance.

Don Pickard questioned what could the Board elect to do by way of a motion? Could the board ask you to withdraw the town's position in land court and if the neighbors want to go forward they could go forward on their own?

Mr. Troy stated if the Board feels the proposal is something that is consistent with it's corporate responsibilities under the bylaws you, the Board, could make a motion to instruct me to implement those provision through a settlement.

Members of the audience spoke.

Mr. Tim Cronan, living close to the lighthouse. The request was reduced from 10 wedding down to 4 weddings. As a member of the association, the number of wedding we would like to see is 0 weddings. I would like you to take a position and say that it is not a proper use of the property and vote no.

Mr. Fitch wanted to respond to what Mr. Troy was saying about potential arrangements for moving forward, we could leave this case to the court, the town can be a passive participant; you can be informed and aware of what is going on with the case. Let this go on and you retain a passive position. In the case when your zoning enforcement officer issued a cease and desist order it is an order under the zoning code. If the recipient disagreed with it within a specific period of time that appeal should have been to the Zoning Board of Appeals. We would welcome an agreement between the participants to return this to the Zoning Board for resolution.

Mrs. Swanson stated we did attend a case management conference in the land court. The judge indicated to us that this was a case of frequency and intensity. This isn't an all or nothing case. The court will determine the intensity of the events and the frequency of the amounts if the events arises to a level to be deemed commercial. It is our position that having a few events a year does not rise to a commercial level. We listened to the neighbors concerns and we addressed each of their concerns. This is rented on a weekly basis. There is a flat fee for renters no matter how they intend to use the premises for the week. It is not advertised as a wedding function facility, it is advertised as a rental for the week. What we are proposing is in direct response to the neighbors concerns.

We could proceed in land court, the judge could decide to bar Mrs. Stevens from doing this or the judge could say that Mrs. Stevens can use the property in any way she sees fit and in any frequency and in any intensity. That is why we are trying to come to a middle ground. The proposal from the neighbors is 0. It is not an action to enforce the cease and desist it is an action to declare the use commercial. We are prepared to present the position that this is not a commercial use it is an accessory use. We wanted this to be as harmonious as possible.

Jim Mulvey stated I have no direct involvement, I want to protect the process of town government. Is the use in a violation of the zoning bylaw; is that an accessory use or a commercial use in a residential R80 area. There are tents involved, bouse houses involved, contracts involved, exchanged of funds. It came as a violation to the inspector of buildings. He ruled it as a violation; in spite of being sited it continued to be used as a commercial operation. If someone disagrees with the ruling of the inspector of buildings proper appeal is to the Zoning Board of Appeals.

Judy Malloy, spoke about the mediation, and the cease and desist order. Not all neighbors were able to attend the mediation and since that time there has been no communication between the town, Mrs. Stephens and any of the neighbors about any possible resolution matter. You have a situation where there were complaints by the neighbors as her particular use, and the building inspector issued a cease and desist order. There is a

procedure under the zoning act for what someone does when they receive a cease and desist order; you appeal it to the Zoning Board of Appeals. Then the Zoning Board of Appeals would hold a hearing on that, which would include written notice to all of the abutters. Then there would be a public hearing before the Zoning Board of Appeals, which would hear the positions of those involved, and decide if the use at issue is or is not in conformance with the Zoning Bylaws. That hasn't happened. You are talking about resolving a zoning issue outside the proper process. There were cease and desist orders. The owners have done nothing and have ignored the cease and desist orders. The town should act as a passive participant.

Don Pickard stated as outlined by the chair we have three options: 1 is do nothing, 2 is move that we authorize Mr. Troy to resolve the matter according to the proposal by the lighthouse trust, or 3 the Board could move to step out of the litigation?

Mr. Troy stated the first two are correct but the third option refers to the situation, which the court allowed the property owners to intervene, and the Town will be a passive participant. This is my respectful guidance to this board, we have to look at our municipal purpose and be faithful to that purpose. I will ask the court what options are available to the town.

Voted Don Pickard moved and seconded by Stephen Mealy that the Board authorize the Town Counsel to resolve the matter to the extent possible by the proposal provided by the attorneys for Lighthouse Trust.

Michael Blanton stated he is hearing from the residents that they are not satisfied with the agreement. They asked us to get involved in this matter for their benefit; I don't think this agreement is achieving that. I don't see this as a successful effort. At this time I will not support the motion on the floor. I would rather support a position where we allow the courts to adequately decide the matter between the two parties.

Peter Meier stated I will also not support this motion. I feel that Mr. Fitch's request to file an intervene is in order. I want the residents to be able to have a say and fight this issue. Once you paid money for an action or to provide a product, it is in my mind commercial.

Stephen Mealy stated the town in good faith has launched this challenge, we have learned our bylaw is ineffective, we have tried to make amends to our bylaw that were not supported by Town Meeting vote, we are now going against a substantial decrease in the intensity of the use that is being proposed. I am going to support the article because I see this as being the best effort of the town to try to resolve this issue.

Don Pickard stated it should be left to town counsel to be resolved if possible.

Don Ellis stated I hope that Mr. Fitch will prevail in his actions in court to bring the citizens that exist on Wings Neck, to bring their argument before the court and let the court handle the situation. However I do believe the comments by the chair are apropos I have great faith in Town Counsel and therefore I will vote for this motion.

Roll Call Vote

Mr. Meir - No, Mr. Pickard - Yes; Chair - Yes; Mr. Blanton - No; Mr. Ellis - Yes
Vote 3-2

14) Vote to execute easements

Tom Guerino spoke about the easement, 3 members of the Board signed the easement 2 members did not sign the easements. Town Counsel advised that the Board vote to execute the easement from the Cor. of Engineers for grants of easements from the United States of America over Michael Road, County Road, Williams Avenue, Lake rive, Lake Drive Extension, Albert Road, and Mundo Road. The Board needs to vote to execute as read, which you already have the authority from Town Meeting.

Voted Don Pickard moved and seconded by Michael Blanton the Board vote as read the four grants of easements to the United States of America with the regard of the above reference matter specifically a grant easement over Michael Road, County Road, Williams Avenue, Lake Drive, Lake Drive Extension, Albert Road, and Mundo Road.
Vote 5-0.

15) Licenses and Appointments:

a. Appointment of additional election workers

Voted Don Pickard moved and seconded by Michael Blanton to appoint following elections workers/checkers for a term expiring on June 30, 2016, they are Kristine B Fisher, Janine Scanlon, and Merrilynn A Wenzel
Vote 5-0

16) Sign Annual Town Meeting warrant

17) Sign Annual Town Election Warrant

Voted Don Pickard moved and seconded by Michael Blanton to Sign the Annual Town Election Warrant. Vote 5-0.

18) Selectmen's Business

Michael Blanton spoke about the wake services for Mr. Morrissey, and wanted to thank Selectmen Meier and the Town Administrator for checking into the matter of being able to lower the flags to Half Staff.

Peter Meier spoke about the wake for Mr. Morrissey and what he had done for the children in the Town of Bourne and looked into and asking to lower the flags to Half Staff.

Stephen gave an update on the Future Generation Wind. In the case of the town against Future Generation Wind asking for an injunction, the court denied the request for an injunction, because the project is based in Plymouth and the Town does not have legal authority to file for an injunction for a project license in Plymouth. As no nuisance has occurred at this time, there is no findings by the court to go forward. The second case of the residence vs. the Board of Selectmen and the Board of Health requesting a cease and desist by the Board for taking any further action. That request was denied and we are now preparing a motion to have that case dismissed against the town.

Stephen Mealy read the regulations.

The Regulations do not empower the Board, the Board of Health, to regulate the construction of wind turbines in the Town of Plymouth. It has been said that "although the Home Rule Amendment confers broad powers on municipal governments, it does not appear to be so expansive as to permit local ordinances or by-laws, as here, to regulate areas outside a municipality's geographical limits." *Beard v. Salisbury*, 378 Mass. 435, 441 (1979). While the Regulations provide performance standards for the operation of wind turbines, section 2 quoted above the limits the reach of those Regulations to wind turbines constructed within the Town of Bourne. Nonetheless, a Board of Health has broad powers to regulate and prevent nuisances that affect the public health. G.L. c.11, section 122. It remains to be seen as to whether the operation for the wind turbines will constitute a nuisance, which affects the health of the inhabitants of Bourne, and, if so, whether the Board takes lawful action thereon.

19) Town Administrator's Report

Tom Guerino updated the board that the town has concluded on the local bargaining units to adopt sections 21-23 of 32 B as it relates to health insurance, and concluded the negotiations. We have come to a settlement relative to that, on a three-year basis with the mitigation being according to what the law allows and what the Selectmen were made aware of in correspondence. The bulk of the unions understood the towns need to rain in the cost of our health insurance programs. Thanked the members of the bargaining team.

Meeting regards the 208 planning with the members of the Cape Cod Commission Staff with our Health Office Planning, Conservation, and Engineering staff. We have plans going forward to get the baseline reporting that is required in June moving head. The staff is going to look at department by department and decide what comes forward and make recommendations and alterations.

The Board of Selectmen will post a meeting tomorrow for the meeting on Friday, regarding signing the Annual Town Meeting Warrant. Nancy is back in the office on a limited basis. Thank both Debbie and Mary for picking up a lot of slack.

Stephen Mealy questioned if it would be possible to get a closer handle on the projected savings on the health insurance. Tom Guerino stated that could be done.

Peter Meier questioned when the Town Administrator's performance review will be done. There is a public hearing on Thursday night with the Mass. DOT regarding the MBTA at 7:00 in the Bourne Community Building. There is a public hearing for the charter review tomorrow night at 7:00.

20) Selectmen's Reports

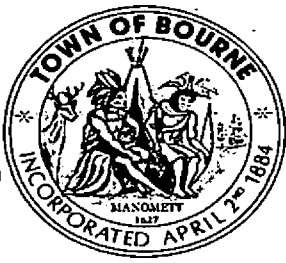
21) Other Business

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

22) Adjourn

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

Respectfully submitted – Carole Ellis, secretary.



Board of Selectmen Meeting Notice

AGENDA



Date

Tuesday
April 15, 2016

Time

2:00 p.m.

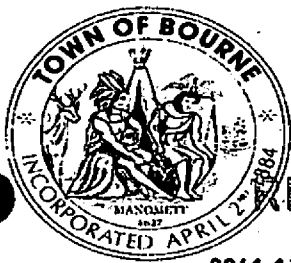
Location

Bourne Town Hall
Selectmen/Town Administrator's Office
24 Perry Avenue
Buzzards Bay, MA 02532

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

1. Call Meeting to Order
2. Sign Special and Annual Town Meeting Warrants
3. Adjourn

RECEIVED
2016 APR 13 PM 1:03
TOWN CLERK BOURNE



Board of Selectmen Meeting Notice



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AGENDA

2016 APR 13 PM 3:35

TOWN CLERK BOURNE

AMENDED

Date

Friday

April 15, 2016

Time

2:00 p.m.

Location

Bourne Town Hall

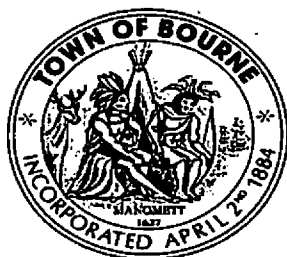
Selectmen/Town Administrator's Office

24 Perry Avenue

Buzzards Bay, MA 02532

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

1. Call Meeting to Order
2. Sign Special and Annual Town Meeting Warrants
3. Adjourn



Board of Selectmen Meeting Notice

RECEIVED

2016 APR 22 PM 2:30

TOWN CLERK BOURNE



AGENDA

Date

Tuesday
April 26, 2016

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.

1. 7:00 p.m. (Items 1-4) Call to order
2. Moment of Silence for our Troops and our public safety personnel
3. Salute the Flag
4. Public Comment – Non-Agenda Items
5. Correspondence
6. Licenses/Appointments:
 - a. Lobster Mart LLC-Common Victualer [food] – Change of Owner/Manager
 - b. Election Worker
 - c. Vote on Population Estimate for Seasonal Licenses
 - d. Edgars Livery Corporation, d/b/a White Glove Charter Service, Edgar Eldredge, Owner
 - e. Fundraiser for Wounded Veterans – Arts and Crafts Fair
7. AmeriCorps annual update
8. Update and report on Single Stream Trash Collection and Recycling
9. Bourne School Building Committee update/report
10. Annual Town Meeting article review
11. Selectmen's Business
 - a. Discussion joint Bourne-Wareham Selectmen's Meeting
12. Town Administrator's Report
13. Selectmen's Reports
14. Other business
15. Adjourn

RECEIVED

Future Agenda Items

2016 APR 22 PM 2: 33

TOWN CLERK BOURNE

- A. Appointment of MBTA Representative
- B. Discussion of Public-Private Partnership (3P) as it relates to the funding of a possible Third Canal Bridge
- C. Cape Canal Area Transportation Study Update
- D. Town Organizational Chart

**Board of Selectmen
Minutes of Tuesday, April 26, 2016
Bourne Community Building
Bourne, MA 02532**

RECEIVED

2016 JUL 13 PM 12:26

TOWN CLERK BOURNE

TA Tom Guerino

Selectmen

Stephen Mealy, Chairman
Don Pickard, Vice-Chairman
Michael Blanton, Clerk
Don Ellis
Peter Meier

Note this meeting is being televised and recorded. If anyone in the audience is recording or videotaping, they need to acknowledge such at this time – Michael Rausch Bourne Enterprise.

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

Documents

Meeting Called to Order

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

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

Public Comment – Non-Agenda Items

None requested.

5) Correspondence

Michael Blanton brought the committee up to date on the correspondence.

- A. Cape Light Compact activity report for December 2015
- B. DEP received the following appeals on the Harbormaster's denial of mooring permits:
 - a. John Ribeiro - Mooring 14-JR
 - b. Peter Grealish - Mooring 29-G, Cove - Handy Point
 - c. Jack Sweeney - Mooring 24-S, Wings Cove
- C. Conservation Commission abutter notification for proposed work being done at 5 Bournedale Road, Buzzards Bay
- D. Conservation Commission abutter notification for proposed work being done at 1265 County Road, Bourne

- E. Division for Marine Fisheries - Seasonal Status Changed - Closed to Shellfishing - Back River
- F. Memo from Director of Assessing Donna Barakauskas re: Overlay
- G. Notification from Trident Insurance that carrier will change from New Hampshire Insurance Company to Argonaut Insurance Company
- H. Weights & Measures quarterly activity report from January 1, 2016 - March 31, 2016
- I. Received Public Notice from Army Corps of Engineers for dredging projects in Little Bay Channel, Pocasset Harbor, and Pocasset River, Comment period begins on April 19, 2016 and ends on May 19, 2016. (Plan on file in Town Administrator's Office)
- J. Eversource intends to selectively apply herbicides in 2016 along the power line rights-of-way (Plan on file in the Town Administrator's Office)
- K. Letter from the Cape Cod Commission re: Bourne Integrated Solid Waste Management Facility (ISWMF) Minor Modification (Type 1) to the Development of Regional Impact Decision.

Don Pickard questioned at what point can the overlay surplus be transferred? Mr. Guerino stated it is in this year's budget.

Tom Guerino asked during selectmen's business the Board consider staying with its policy and sending a letter to Eversource, regarding the selective spraying and that we have been opposed to that on an annual basis.

6) Licenses/Appointments:

- a. **Lobster Mart LLC-Common Victualer (food) - Chang of Owner/Manager**
- b. **Election Worker**
- c. **Vote on Population Estimate for Seasonal Licenses**
- d. **Edgars Livery Corporation, d/b/a White Glove Charter Service, Edgar Eldridge Owner**
- e. **Fundraiser for Wounded Veterans - Arts and Crafts Fair**

Tom Guerino stated postponing A, there is more work to be done with the Board of Health and D because there needs to be some additional work done to the vehicles being licensed. Would recommend deferring those to an indefinite time and place.

Voted Don Pickard moved and seconded by Peter Meier to appoint the following individual to be an Election Worker and Checker for a term to expire on June 30 2016 for Frank A. Schofield. Vote 5-0.

Don Pickard said this is a correspondence we sent to the Alcoholic Beverage Commission in Boston. The estimate for the seasonal population will be 40,000 votes as of July 10, 2016.

Voted Don Pickard moved and seconded by Peter to send in an estimate increase of seasonal population of the town of Bourne to 40 thousand folks. Vote 5-0.

Don Pickard went over the request for the use of Buzzards Bay Park, 90 Main Street, Buzzards Bay on May 28th from 6 AM to 6 PM for an Arts and Crafts fair as a fund raiser for wounded Veterans. The estimated attendance is 500 people. There are several comments; the Building Inspector has indicated a permit is required for \$35 for any tent. For any food vendors, the Board of must have a temporary food license in advance. The Director of Public Works, George Sala indicated the applicant is to call his office to discuss trash removal. Parking regulations will be enforced. All food vendors will need inspections prior to start of the event, if they have grills and propane. Stephen Mealy stated the DPW would like there to be no parking cars on the field during the event. Also for the applicant to call the DPW Friday before the event in the event of rain.

Donna Fuller, represents United Liberty Promotions, stated all the points the Board has brought up have been discussed with the DPW. Gave a brief info on her background. Hope the Board would elect this to be there.

Don Pickard questioned is United Liberty Promotion is that a d/b/a or corporation, or a non-profit? Mrs. Fuller stated it is going to be a non-profit. Mr. Pickard questioned what are the veteran's organizations that will benefit from this fair? Mrs. Fuller stated that organization that will benefit will be the Home for Vets. Mr. Pickard questioned what portion of the funds raised will go the veterans? Mrs. Fuller stated 60% after expenses.

Voted Don Pickard moved and seconded by Michael Blanton to approve based on the application of the United Liberty Promotions for the wounded Veterans fundraiser. Vote 5-0.

7) AmeriCorps Annual Update

Tom Guerino went over the AmeriCorps, the two location,s and what they do on the Cape.

Rosie & Nicole, Pocasset, went over the AmeriCorps update.



Barnstable County AmeriCorps Cape Cod Program Community Impact, 1999 – 2015

Since 1999, AmeriCorps members have diligently addressed critical environmental and disaster preparedness and response needs within our community and expanded volunteering opportunities for our community members. In the past 16.5 years, members have participated in the following activities:

Environmental Conservation Projects – Completed 3,210 land and water based conservation projects

Environmental Education – Taught 2,124 environmental education activities to 52,565 students

Disaster Preparedness and Response Activities

- Taught 487 community disaster preparedness education classes
- Staffed each of the Cape's 3 opened regional shelters as well as the Multi-Agency Coordination Center at Otis Air Force Base for the first 72 hours during 2013 winter storm "Nemo"
- Staffed each of the Cape's 6 opened regional shelters during 2013's Superstorm Sandy
- Deployed 6-person FireCorps to Liberty and Ellis Islands to clean up and rehabilitate the islands after Superstorm Sandy
- Participated in 23 disaster simulations including the 2012 and 2015 Barnstable County Mass Casualty Disaster Drill at the Barnstable Airport
- Responded to historic 2012 marine mammal stranding events affecting over 175 marine mammals
- Responded to 28 residential fires

Community Events - Organized and participated in annual events including: National AmeriCorps Week, AmeriCorps Cape Cod Week, National Volunteer Week, Mayor's Day of Recognition for National Service, Arbor Day, Earth Day, Harwich Tour de Trash, Canal Clean Up, Barnstable County Hazardous Waste Collections, Boy Scout Emergency Preparedness Fair, Martin Luther King Jr. Day of Service, Coastsweep beach clean-up, Project WET Festivals, Chatham Media Swap, and Beautify Brewster.

Fostering an Ethic of Service

- o Engaged 10,823 community volunteers in over 35,183 hours of community service
- o Delivered 268 presentations about AmeriCorps, national service, community service and/or civic engagement.

Community Collaborations – Partnered with over 150 federal, state, county, and/or town departments; school, community groups, and non-profit agencies.

Building Community

- o 97.5% of AmeriCorps members have successfully graduated the program.
- o 106 Corps members have stayed or returned to the Cape after graduation to live and work for a period of time. Forty are currently living and working on Cape, 19 are working for Barnstable County or a Town department.

**Estimated Value of Service
To the Cape Cod Community
September 1999 – Dec 2015**

= \$21,175,387.74*

- From Sept. 1999 to December 2015, AmeriCorps Cape Cod members have served a total of 725,974 hours.
- Volunteers recruited, trained and managed by Corps members have served 35,183 hours.

* Source: The Independent Sector sets the State and National Volunteer Rate each year. (\$27.82 for 2014)

They gave an update on the structure of the program, what programs they do, who they work with, the last cleanup was with the Army Corp of Engineers, and how they are funded. What projects they have completed; Disaster Preparedness, Canal Cleanup.

Rosie is a member leader, a liaison between staff members and general core members, and explained what their duties are. Nicole gave a brief background on her history with AmeriCorps and what her role is with AmeriCorps. Nicole is a general member. She explained what general members roles are with AmeriCorps.

Rosie stated the four focus areas are Land Management and Natural Resource Management, Disaster Preparedness and Relief, and Volunteer engagement and out reach and education.

Rosie stated we have worked with the Army Core of Engineers on cleanups, the last one was the canal cleanup. We are funded entirely through grants from the Corporation of Natural Community Services and the Massachusetts Service Alliance, which is then matched by funding from Barnstable County.

Estimated Value of their service is about \$21,175,387.74.

Mr. Blanton thanked them for the service they have done for Community, and questioned how they recruited 200 volunteers. Rosie and Nicole went over how they recruited volunteers.

Peter Meier stated May 28th they are looking for volunteers to put flags at the veteran's cemetery at Otis. This is just something to keep in mind if you are looking for other projects.

Tom Guerino brought up some of the larger projects that AmeriCorps has done in the past.

Don Ellis stated it is a pleasure to see people do this; it is a great impact to the town of Bourne.

8) Update and report on Single Stream Trash Collection and Recycling

Jonathan Nelson and George Sala updated the Committee on the Single Stream Project.

The project has been moving forward. They have had monthly community forums to discuss the changes coming. We will be adding more as we move forward. We want to have three in May. June we will have multiple different outreach events, including a show on public access. We will also do a men's breakfast in June. We will be sending out flyers in early June. We meet weekly. We have contracted with all the trucks to have the existing trucks retrofitted with the lifts. Working with the vendor for the carts. We have been going back and forth on terms with the contractor. We are looking to start delivery after July 4th and have delivery completed by August 1st. We will allow the contractor to deliver on Saturdays, to make sure we get everything done in a timely fashion. Want to roll this out in

the summertime because all of the summer resident will be here. The final piece we are working on intergrading is the impact to our operations. We are hoping to send out notifications by May 15th if we are going to make changes to people's routes.

George Sala said this will be a learning process for everyone involved. The packers will be retrofitted for both recycling and trash pickup. The new trucks will be going out prior to the cards being mailed out to customers.

Tom Guerino stated that if trash isn't out by 7 AM or whenever it needs to be out, if the truck goes by, the trucks will not come back to pick up the trash. If your trash isn't out in time it will have to wait to be picked up the following week.

Don Ellis questioned will the trash pickup and recycling be picked up the same days they are picked up now? George Sala stated they will be the same days they are picked up now. Jonathan Nelson stated for now the trash recycle pick up will stay the same. After we get some experience behind us and everyone is following protocol we will probably look to make some efficiency improvements. Mr. Sala stated if there are any changes the residents will be notified.

Michael Blanton questioned what are we going to do with our old recycling containers. Jonathan Nelson stated we will probably do a couple of collections at the transfer station. Keep recycling what you are recycling now, don't change what you are recycling at this point.

Peter Meier questioned what about the summer residents that go home on Sunday night and don't come down until Friday evening. What can we do to help them out, because their pickup may be Tuesday, Wednesday, or Thursday. Before they would be penalized if their trash was out too early. Jonathan Nelson stated 5 pm the night before is still the earliest time the residents can put out their trash. ISWM is always open, so people can bring their trash up. There will be a grace period, we do don't plan of starting the enforcement actions until mid November.

9) Bourne School Building Committee Update/Report

Peter Meier brought the committee up to date on the school building. The second survey is out and will be open until this Friday. Please go on and answer the questions. It is linked from the school department website. Thursday, May 5th is the next community forum at Peebles Elementary School from 6-8:00 p.m..

10) Annual Town Meeting Article Review

Don Pickard noted there is one Special Town Meeting Article and 30 Regular Town Meeting Articles, of which we will be able to discuss articles 1-24 tonight, 25-30 are in production with Town Counsel, he is working various motions.

Mr. Pickard stated Special Town Meeting Article 1 is relevant to the appropriation or transfer of the available funds to supplement the 2016 snow removal budget the motion reads We move that the Town vote to appropriate the sum of \$275,000.00 to supplement the FY2016 DPW Snow & Ice Salaries and \$181,000.00 to Snow & Ice Expenses from Free Cash

Voted Don Pickard moved and seconded by Michael Blanton to approve Article 1 of the Special Town Meeting. Vote 5-0.

Annual Town Meeting Articles

Don Pickard went over Article 1 of the Annual Town Meeting.

Voted Don Pickard moved and seconded by Michael Blanton to approve Article 1 of the Annual Town Meeting. Vote 5-0.

Don Pickard went over Article 2

Voted Don Pickard moved and seconded by Peter Meier to approve Article 2 in. Vote 5-0.

Don Pickard went over Article 3.

Voted Don Pickard moved and seconded by Peter Meier to approve Article 3 as presented. Vote 5-0.

Don Pickard went over Article 4.

Voted Don Pickard moved and seconded by Michael Blanton to approve Article 4 as presented. Vote: 5-0

Don Pickard went over Article 5.

Voted Don Pickard moved and seconded by Michael Blanton to approve Article 5 with recommendation. Vote 5-0.

Don Pickard went over Article 6.

Voted Don Pickard moved and seconded by Peter Meier to approve Article 6 in the amount of \$290,000.00. Vote 5-0.

Don Pickard went over Article 7.

Voted Don Pickard moved and seconded by Michael Blanton to approve Article 7. Vote 5-0.

Don Pickard went over Article 8.

Voted Don Pickard moved and seconded by Michael Blanton to approve Article 8 as read.

Tom Guerino stated the recreation department revolving fund is up because all the programs are fee based. The tax title collection fund is a new revolving fund.

Vote 5-0.

Don Pickard went over Article 9.

Voted Don Pickard moved and seconded by Michael Blanton to approve Article 9.
Vote 5-0.

Don Pickard went over Article 10.

Voted Don Pickard moved and seconded by Peter Meier to approve Article 10.
Vote 5-0.

Don Pickard went over Article 11.

Voted Don Pickard moved and seconded by Peter Meier to approve Article 11 as presented. Vote 5-0.

Don Pickard went over Article 12.

Voted Don Pickard moved and seconded by Peter Meier to approve Article 12 in the amount of \$50,000.

Tom Guerino stated it covers administrative costs, it cover legal costs, and any recording pieces, recording secretaries.

Vote 5-0.

Don Pickard went over Article 13.

Voted Don Pickard moved and seconded by Don Ellis to approve Article 13 as presented. Vote 5-0.

Don Pickard went over Article 14.

Voted Don Pickard moved and seconded by Don Ellis to approve Article 14.
Vote 5-0.

Don Pickard went over Article 15.

Voted Don Pickard moved and seconded by Michael Blanton to approve Article 15 for the Monument Beach Boat Ramp.
Vote 5-0.

Don Pickard went over Article 16.

Voted Don Pickard moved and seconded by Don Ellis to approve Article 16.
Vote 5-0.

Don Pickard went over Article 17.

Voted Don Pickard moved and seconded by Michael Blanton to approve Article 17.
Vote 5-0.

Don Pickard went over Article 18.

Voted Don Pickard moved and seconded by Peter Meier to approve Article 18.
Vote 5-0.

Don Pickard went over Article 19. To transfer the balances of a sum of \$715,279.48 to Open Space Reserves, \$25,570.49 to Community Housing Reserves, and \$74,447.78 to the Undesignated Fund Balance

Voted Don Pickard moved and seconded by Don Ellis to approve Article 19.
Vote 5-0.

Don Pickard went over Article 20. To appropriate the sum of \$50,234.54 for the purposes of accepting proceed from the insurance recovery fund for the loss at the Bourne Middle School to transfer that \$50,234.54 from the Insurance Recovery Fund to the School Maintenance Expenses.

Voted Don Pickard moved and seconded by Michael Blanton to approve Article 20.
Vote 5-0.

Don Pickard went over Article 21.

Voted Don Pickard moved and seconded by Michael Blanton to approve Article 21.
Vote 5-0.

Don Pickard went over Article 22.

Voted Don Pickard moved and seconded by Don Ellis to approve Article 22.
Vote 5-0.

Don Pickard went over Article 23.

Voted Don Pickard moved and seconded by Peter Meier to approve Article 23.
Vote 5-0.

Don Pickard went over Article 24.

Voted Don Pickard moved and seconded by Michael Blanton to approve Article 24.
Vote 5-0.

Tom Guerino stated Counsel is drafting motions for Articles 25-30.

Tom Guerino recommend we meet at 6:00 the evening of Town Meeting.

11) Selectmen's Business -

a) Discussion joint Bourne-Wareham Selectmen's Meeting

Don Ellis made point of personal privilege. Mr. Ellis questioned the Chairman did Peter Meier and Michael Blanton advise you and the Vice Chairman in advance that they intended to meet with the Wareham Board of Selectmen regarding the MBTA question.

Mr. Ellis stated the email I received on April 18th after the fact, was my first notice of this. The breach of procedure here was most disturbing to what Peter Meier's email to you, which stated George Slade, Michael Blanton, and I met with the Wareham Selectmen today over the possibility of a joint MBTA effort. It goes on to address a number of things that should be addressed in that issue. I take exception to that because I am still an elected Selectmen to this board through the end of May and Mr. Slade is still a candidate for office. I am concerned about the potential direction of this Board. If this precedent were to continue, there may even be a charter violation. It is important to the stability of the town that the chain of command be respected and followed. Adherence to the law is paramount in good government. Town management suffers when it's subject to the actions of loan rangers. I think this is out of hand, should never have been done, and in the future I think members of the board who do this should be reprimanded or at least taken a task and listen to you as the Chairman or brought this issue to the vice chairman. It is extremely important to keep a cognizant forward going issue.

Peter Meier stated he met with one selectmen and he did let the Chairman know that this meeting was going to occur and asked if the Chairman wanted to sit with them. It was just Selectmen Alvin Slavin from the town of Wareham and we met over a cup of coffee. We talked about various issues just between friends over a cup of coffee. The purpose of the

agenda is to bring it back to the whole Board to see what the whole Board wanted to do going forward. This was not the intent to violate the charter. This was to foster good will. It was less than three members.

Stephen Mealy would ask each of us to consider the communications that we all represent that we include all members of the Board.

Tom Guerino spoke about the letter from Eversource about herbicide spraying. The Board has always been opposed to the spraying.

Michael Blanton would like the opportunity to have a joint meeting with the Wareham Board of Selectmen. Don Pickard suggested we have this as an agenda item on our first meeting in June.

12) Town Administrator's Report

Tom Guerino spoke about the Conservation Agent, Brendon Mullaney , who has tendered his resignation to the town. Don Pickard spoke about Brendon Mullaney.

Tom Guerino will be meeting with Bob Gray, the Chair of the Conservation Commission on Thursday morning,, to find a new Conservation Agent. Assume the Board will approve of me writing a letter on behalf of the Board with the Boards signature. Peter Meier questioned do we need to put some temporary staff over there, because of the absence of Brendan Mullaney.

Tom Gureino, spoke about Eversouece and Bay Crane, they were suppose to move a transformer over town roads. They opted to move the transformer up Main Street without our knowledge or consent. I have written to Mr. McDermit at Eversource to express our severe unhappiness with both Eversource and Bay Crane. I informed him we may require them to undertake an underground scoping of all the sewer pipes to assure that there has been no damage incurred by those.

Jim Mulvey questioned is there anything that stated that is prohibited unless they are permitted by the Town? Mr. Guerino stated the original intent was to come up Main Street, and were told if they are going to do that they will have to come before the Board. They opted to take a different route, they were going to take a state road, or by pass, and they ended up moving it up Main Street. Jim Mulvey questioned what language states they must have approval to travel on the road. Mr. Guerino stated if it is an oversized load they have to have permission; that is statutory.

13) Selectmen's Reports

Peter Meier stated for a future agenda item I would like to discuss the abandon store-fronts on Main Street. Maybe in June we can talk about this as a workshop going forward.

Stephen Mealy stated there is an open hole off of Main Street, which is not sufficiently well guarded. It is on private property. Mr. Mealy asked Mr. Guerino to please have Roger take a look at that.

Stephen Mealy reminded the members that the review for the Town Administrator is due back by tomorrow.

14) Other Business

The next Bourne Selectmen meeting will be on Tuesday, May 3rd at 7:00 P.M.

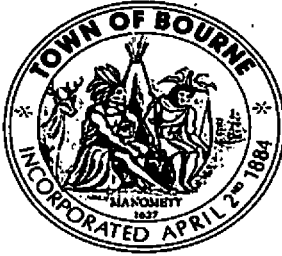
10) Adjourn

Voted Peter Meier moved and seconded by Don Pickard to adjourn. Meeting adjourned at 9:08 pm. Vote 5-0.

Respectfully submitted – Carole Ellis, secretary.

RECEIVED

2016 APR 25 PM 12: 00



**Board of Selectmen
Meeting Notice
AGENDA**



Reminder: Executive session at 4:00

Date

Wednesday
April 27, 2016

Time

4:00 p.m.

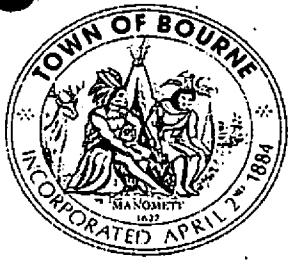
Location

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.

1. 4:00 p.m. Call to order
2. **Executive Session:** To investigate charges of criminal misconduct with respect to Town funds. The Chairman declares that such open discussion will have a detrimental effect to the position of the public body. The Board will not reconvene in open session at the conclusion of the Executive Session.
3. Roll call Vote to convene in **Executive Session** for the purpose stated.
4. Roll Call to Adjourn Executive Session.



RECEIVED
Board of Selectmen
Meeting Notice

2016 APR 15 AM 10:21
TOWN CLERK BOURNE



Joint Meeting with Finance Committee, Moderator, Board
of Selectmen, Town Administrator, Town Counsel, Town
Clerk, Finance Director and Assistant Moderator

AGENDA

AMENDED

Date

Wednesday
April 27, 2016

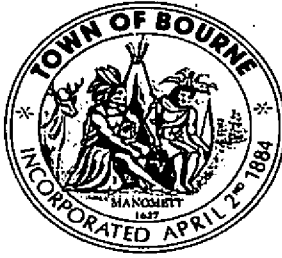
Time

3:00 p.m.

Location

Bourne Town Hall
Lower Conference Room
24 Perry Avenue
Buzzards Bay, MA 02532

1. Review of Annual and Special Town Meeting Articles and Procedures



2016 APR 25 PM 12 17
TOWN CLERK'S OFFICE
BOURNE, MASS.
Board of Selectmen
Meeting Notice
AGENDA



Reminder: Executive session at 5:15 – litigation

<u>Date</u>	<u>Time</u>	<u>Location</u>
Wednesday April 27, 2016	5:15 p.m.	Bourne Town Hall Lower Conference Room 24 Perry Avenue 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.

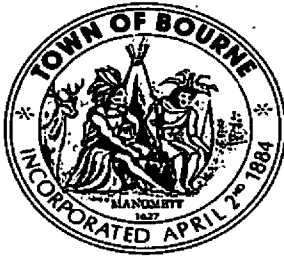
1. 5:15 p.m. Call to order
2. **Executive Session:** To conduct strategy session with respect to litigation. The Chairman declares that such open discussion will have a detrimental effect to the litigating position of the public body. The Board will not reconvene in open session at the conclusion of the Executive Session.
3. Roll call Vote to convene in **Executive Session** for the purpose stated.
4. Roll Call to adjourn Executive Session.

Unintended to correct meeting place if

RECEIVED

2016 APR 25 PM 12: 00

TOWN CLERK TO CPNT
**Board of Selectmen
Meeting Notice
AGENDA**



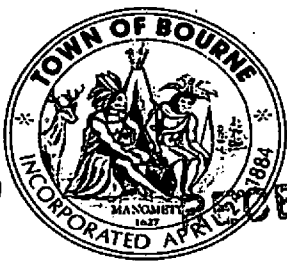
Reminder: Executive session at 5:15 – litigation

<u>Date</u>	<u>Time</u>	<u>Location</u>
Wednesday April 27, 2016	5:15 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

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3. Roll call Vote to convene in **Executive Session** for the purpose stated.
4. Roll Call to adjourn Executive Session.



Board of Selectmen Meeting Notice



RECEIVED
2016 APR 13 PM 1:07
Joint Meeting with Finance Committee, Moderator, Board
of Selectmen, Town Administrator, Town Counsel, Town
Clerk, Finance Director and Assistant Moderator

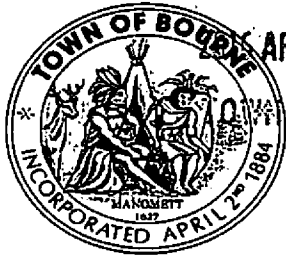
TOWN CLERK BOURNE

AGENDA

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday	3:00 p.m.	Bourne Town Hall
April 27, 2016		Lower Conference Room
		24 Perry Avenue
		Buzzards Bay, MA 02532

1. Review of Annual and Special Town Meeting Articles and Procedures

RECEIVED



APR 28 PM

CLERK BOURNE

Board of Selectmen Meeting Notice



AGENDA

Date

Monday
May 2, 2016

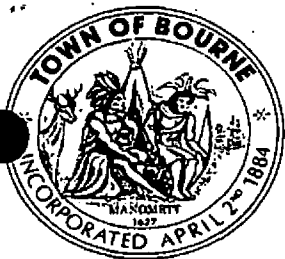
Time

6:00 p.m.

Location

Bourne High School
Student Services Room (opposite library)
75 Waterhouse Road
Bourne

1. Call Meeting to Order
2. Discuss and prepare for Town Meeting and act on any article as necessary
3. The Board of Selectmen will meet to participate, discuss and vote on the Special Town Meeting on stage of the High School Auditorium each session until conclusion.
4. Adjourn



Board of Selectmen Meeting Notice

RECEIVED
AGENDA - 6 PM 3:51



TOWN CLERK BOURNE
REMINDER - EXECUTIVE SESSION AT 5:45

Date
Tuesday
May 10, 2016

Time
5:45 p.m.

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

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

1. 5:45 p.m. (Items 1-4) Call to order
2. Executive Session. To conduct strategy with respect to litigation, as an open meeting may have a detrimental effect on the litigation position of the public body. The Chairman declares that such open discussion will have a detrimental effect to the litigating position of the public body. The Board will reconvene in open session at the conclusion of the Executive Session.
3. Moment of Silence for our Troops and our public safety personnel
4. Salute the Flag
5. Public Comment - Non-Agenda Items
6. Minutes: 01.19.2016; 03.08.2016; 03.15.2016; 05.02.2016 /Executive Session 03.15.2016, 04.27.2016
7. Correspondence
8. Massachusetts Shellfish Officers Association - Shellfish Constable of the Year award Presentation to Tim Mullen.
9. Execution of documents relating to the acquisition of property owned by the Red Wolf Realty Trust.
10. Take action on article 28 of the Annual Town Meeting to move forward the petition to the General Court related to Jared MacDonald as offered by Representative Vieira.
11. Licenses/Appointments:
 - a. MMA @ MMA [4] One Day Liquor.
 - b. MMA @ MMA [1] One Day Liquor.
 - c. MMA @ Beachmoor [2] One Day Liquor.
 - d. Lobster Mart LLC-Common Victualer [food] - Change of Owner/Manager.
 - e. 7:45 p.m. Bourne Liquors, Inc. - Change in Manager, Change in Officers/Directors and Change in Stockholders.
 - f. Request one-day closure for a private party at the Trading Post Lounge.
12. 7:45 Public Hearing for Proposed Shellfish Grant, Patrick Ross.
13. Joint Base Cape Cod - Annual Update to Selectmen and Town residents.
14. Bourne School Building Committee update/report.
15. Selectmen's Business:
 - a. Discussion on Blight Bylaw on Buzzards Bay Downtown Business District.
16. Town Administrator's Report
17. Selectmen's Reports
18. Other business
19. Adjourn

Future Agenda Items

- A. Appointment of MBTA Representative
- B. Discussion of Public-Private Partnership (3P) as it relates to the funding of a possible Third Canal Bridge
- C. Cape Canal Area Transportation Study Update
- D. Town Organizational Chart

**Board of Selectmen
Minutes of Tuesday, May 10, 2016
Bourne Community Building
Bourne, MA 02532**

RECEIVED

2016 JUL 12 PM 12:00

TOWN CLERK BOURNE

TA Tom Guerino

Selectmen

Stephen Mealy, Chairman
Don Pickard, Vice-Chairman
Michael Blanton, Clerk
Don Ellis
Peter Meier

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.

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Documents

- 1) 5:45 p.m. (Items 1-4) Call to order
- 2) **Executive Session:** To conduct strategy with respect to litigation, as an open meeting may have a detrimental effect on the litigating position of the public body. The Chairman declares that such open discussion will have a detrimental effect to the litigating position of the public body. The Board will reconvene in open session at the conclusion of the Executive Session.

Roll call Vote to convene in Executive Session for the purpose stated.

Voted Michael Blanton moved and seconded by Peter Meier by roll call vote to go into Executive Session.

Mr. Meier - Yes; Mr. Pickard - Yes; Chair - Yes; Mr. Blanton - Yes; Mr. Ellis - Yes.

Voted Peter Meier moved and seconded by Don Pickard to adjourn Executive Session at 6:57 PM and reconvene in open session.

Mr. Ellis - Yes; Mr. Pickard - Yes; Mr. Meier - Yes; Mr. Blanton - Yes; Chair - Yes

Chairman Mealy called the meeting to order at 7:10

- 3) **Moment of Silence for our Troops and our public safety personnel**
- 4) **Salute the Flag**
- 5) **Public Comment – Non-Agenda Items.**

6) Minutes: 1-19-2016; 3-8-2016; 3-15-2016; 5-2-2016/ Executive Session 3-15-2016; 4-27-16

Voted Don Pickard moved and seconded by Peter Meier to approve the minutes from January 19, 2016 as presented. Vote 5-0.

Voted Don Pickard moved and seconded by Peter Meier to approve the minutes from March 8, 2016 as presented. Vote 5-0.

Voted Don Pickard moved and seconded by Peter Meier to approve the minutes from March 15, 2016 with one correction. Vote 5-0.

Michael Blanton spelling corrections Mirasol & Deseret

Voted Don Pickard moved and seconded by Peter Meier to approve the minutes from May 2, 2016 as presented. Vote 5-0.

Executive Session Minutes

Voted Don Pickard moved and seconded by Peter Meier to approve the minutes from March 15, 2016 Ex Session and to encumber with the spelling corrections of Mr. Guerino's name and Mr. Ellis name.

Stephen Mealy Abstained Vote 4-1-0.

Voted Don Pickard moved and seconded by Michael Blanton to approve the minutes from April 27, 2016 and not to encumber Ex Session as presented.

Starting at 4:13 and adjourned at 5:56. Michael Blanton was present

Vote 5-0.

Voted Don Pickard moved and seconded by Michael Blanton to approve the minutes from April 27, 2016 and to encumber Ex Session as presented

Starting at 6:12 and adjourned at 6:56

Vote 5-0.

Tom Guerino requested to move item number ten as the next item on the agenda.

Voted Peter Meier moved and seconded by Michael Blanton to take item 10 out of order.

10) Take action on article 28 of the Annual Town Meeting to move forward the petition to the General Court related to Jared MacDonald as offered by Representative Vieira

Voted Don Pickard moved and seconded by Michael Blanton to approve the act in substantially the same form.

Vote 5-0.

7) Correspondence

Michael Blanton brought the committee up to date on the correspondence.

- A. There will be a presentation of "The Barnstable County Model - Creating a Regional Strategy for the Community Rating System" on June 2nd
- B. Division of Marine Fisheries - Seasonal Status Changed - Closed to shellfishing - North Fisherman's Cove.
- C. Division of Marine Fisheries - Status: Closed to shellfishing - North side of Toby's Island; Little Buttermilk Bay and Back River.
- D. DEP affirms the Harbormaster's decision to deny permits to the following: James Sweeney, John Ribeiro, Jack Sweeney and Peter Grealish
- E. Division of Marine Fisheries issued a Special Permit for Transplanting Contaminated Shellfish
- F. Board of Health abutter notification has been received for work being done at:
214 Circuit Avenue Pocasset
1265 County Road, Cataumet
- G. Conservation Commission abutter notification has been received for work being done at: 30 Circuit Avenue, Pocasset
- H. Upper Cape Cod Regional Technical School is requesting the town allow them to name the main roadway leading to the school campus from Sandwich Road at the suggestion of safety officials
- I. Cape Cod Scallop Fest is looking for volunteers

Don Pickard questioned if item H will come before us in a couple of week?

Mr. Guerino stated the tech school will present some names that will go to Mike Leitzel once they are signed off it will come back to the board for their determination.

8) Massachusetts Shellfish Officer Association - Shellfish Constable of the Year Award Presentation to Tim Mullen

Stephen Mealy spoke briefly about the award for Mr. Tim Mullen as the Shellfish Constable of the year.

Paul Bagnall, Shellfish Constable for Edgartown, Serves as the President of the Board of Directors for the Mass Shellfish Offices Association. Operate a non-profit organization for the betterment for all shellfish constables in the state of Massachusetts.

Mr. Bagnall gave a brief overview of their organization. Spoke about what the shellfish constables do and what Tim Mullen has done. Mr. Bagnall read the award: Massachusetts Shellfish Constable Office Association presents Tim Mullen the Shellfish Constable of the Year Award 2015.

Tim Mullen spoke briefly about receiving the award and how it is a team effort.

9) Execution of documents relating to the acquisition of property owned by the Red Wolf Realty Trust

There will be not action taken this evening on this item.

11) Licenses/Appointments:

- a. **MMA @ MMA (4) One Day Liquor**
- b. **MMA @ MMA (1) One Day Liquor**
- c. **MMA @ Beachmoor (2) One Day Liquor**
- d. **Lobster Mart LLC-Common Victualer (Food) - Change of Owner/Manager**
- e. **7:45 p.m. Bourne Liquors, Inc. - Change in Manager, Change in Officers/Directors and Change in Stockholders**
- f. **Request one-day closure for a private party at the Trading Post Lounge**

Don Pickard read the 4 one-day liquor license requested by MMA, for the Pande Dining Hall on June 17th; July 30th, October 22nd, APS Library on May 25th. All the insurances are taken care of and the application is complete.

Voted Don Pickard moved and seconded by Michael Blanton to approve the 4 one-day liquor licenses. Vote 5-0.

Don Pickard read the one-day liquor license for wine and malt request by MMA for an event on May 21st at the MMA Hall of Fame diner it will be from 5:00p.m. - 9:30 p.m.

Voted Don Pickard moved and seconded by Peter Meier to approve the one-day liquor license for May 21, 2016, based on the completed application. Vote 5-0.

Don Pickard read the two one-day liquor licenses to be held at the Beachmoor facility on the MMA grounds on June 12, 2016 from 4:30 - 9:30 p.m. for all alcoholic beverages for a ceremony reception and July 9, 2016 from 4:00 - 10:00 p.m. for all alcoholic beverage for a ceremony reception. All insurances are identifies and the application is completed.

Voted Don Pickard moved and seconded by Peter Meier to approve the 2 one-day liquor licenses for June 12, and July 9th Vote 5-0.

Don Pickard read the request from Scott Drago for a common victualer food license for Change of Owner/Manager. The owner is aware of the license pending pre operational inspection.

Mr. Scott Drago was present for questioning.

Voted Don Pickard moved and seconded by Peter Meier to approve base on a completed application. Vote 5-0.

Don Pickard read the request to close the Trading Post Lounge on Sunday May 15th for a private function for the parents of the owner.

Voted Don Pickard moved and seconded by Michael Blanton to approve the closing for the one day for the private function. Vote 5-0.

11e.

Stephen Mealy stated there are two hearings scheduled for 7:45, one is a liquor hearing for Bourne Liquors, the there is a hearing for a Shellfish Grant.

Stephen Mealy went over how the Public Hearing will be presented. Will call the public hearing to order, roll call vote to open the public hearing, read the public notification, the proponents will speak on their request, ask for comment from any members of the board, ask if there are any comments from the public, close the hearing then ask for a motion and a second.

Don Pickard questioned we are doing a change in the d/b/a, change to the manager, and naming new directors and shareholders; is that three hearing or one hearing. Mr. Guerino stated it is one hearing.

Mr. Mealy would like to open a public hearing relative to the current Luke's Liquors 'N More located on Clay Pond Road.

Voted Don Pickard moved and seconded by Peter Meier to open the public hearing.

Roll call vote to open the public hearing

Peter Meier - Yes; Don Pickard - Yes; Michael Blanton - Yes; Don Ellis - Yes Chair - Yes;

Stephen Mealy read the Hearing Notice. Notice is hereby given in accordance with Massachusetts General Laws Chapter 138, Section 15 that application has been received from Bourne Liquors, Inc., d/b/a Luke's Liquor 'N More, Michael J Patterson, Manager, 170 Clay Pond Road, Monument Beach, Massachusetts to amend their year round Retail Package Goods Store License for the sale of all kinds of alcoholic beverages as follows: Change in d/b/a from Luke's Liquor 'N Moor to Liquor "N More; Change in Manager from Michael J. Patterson to Leon R. Kinkow, Manager; New Officers/Directors and New Stockholders. Description of premises: 4,850 sq. ft. unit; 6 rooms; 1 sales area, 2 rest rooms, 1 storage area, 10' x 16' walk-in cooler; 1 office; one main entrance and exit door and a rear door for deliveries. A public hearing will be held in the Bourne Veterans Memorial Community Center, 239 Main Street, Buzzards Bay, MA 02532 on Tuesday, May 10, 2016 at 7:45 p.m.

Dan Chamberlain, associate with Rubin, Rudman, Chamberlain, and Marsh, represent Liquor "N More, addressed the two name changes. The change in shareholder and director is just a removal of an owner and a removal of a director. The change in Manager to Leon Kinkow, he is a well-qualified individual, 30+ years of merchandising management and executive experience. He has been with Liquor "N More since 2014.

Voted Don Pickard moved and seconded by Peter Meier to close the public hearing. Mr. Meier - Yes; Mr. Pickard - Yes; Mr. Blanton - Yes; Mr. Ellis - Yes; Chair - Yes.

Voted Don Pickard moved and seconded by Peter Meier for the Board to approve the change in the d/b/a of Luke's Liquor 'N More to Liquor 'N More additionally the change in manager from Michael J. Patterson to Leon R. Kinkow as well as to remove two officers/director from the directors and shareholder list and have Michael Paterson, Robert Chamberlain, and Elizabeth Patterson as the sole officers and directors.
Vote: 5-0

12) 7:45 Public Hearing for Proposed Shellfish Grant, Patrick Ross

Stephen Mealy stated this is a new application from Patrick Ross for an aquaculture permit in a slightly different area.

Voted Don Pickard moved and seconded by Michael Blanton to open the public hearing.

Roll call vote to open the public hearing

Mr. Blanton - Yes; Mr. Pickard - Yes; Mr. Meier - Yes; Mr. Ellis - Yes; Chair - Yes;

Stephen Mealy stated this is a hearing to concern application by Patrick Ross of 6 Benedict Road, Bourne, MA for the purpose of establishing Agriculture Shellfish Grant License within the municipal waters of the Town of Bourne in Buzzards Bay. The public notification reads as follows notice is hereby given in accordance with provisions of Chapter 130 Sections 60 of the Mass. Gen. laws as amended in rules and regulations and application requirements promulgated by the Board of Selectmen, that Patrick Ross, 6 Benedict Road, Bourne, MA 02532 filed an application on April 1, 2016 to establish an Aquaculture/Shellfish Grant License within the municipal waters of the Town of Bourne within Buzzards Bay. The proposed site will be 1.6 acres and will be located north of Ram Island. The application, including a plan showing the specific location of the proposed grant can be viewed at Town Hall

Patrick Ross spoke about the application for the shellfish grant location. We received opposition from residents in Tahanto, we continue to believe the original site is an appropriate one, one of the priorities is try to work closely with the community and with the neighbors. We reached out to the neighbors to get interest in an alternate location. This site is the East side of Little Bay across Little Bay from where the original proposal was. The application is slightly smaller than the original proposal. They got support for the new site from the folks that were opposed to the other location. We would lose this growing season; we would be delayed in growth.

Don Ellis questioned do you feel this new site is better, worse, indifferent, than the other site?

Mr. Ross stated this site is little worse; it has slightly more expose to the South-West wind. It is conducive to what we want to do.

Don Ellis went over what Mr. Ross had to do to get the grant and what he has had to go through. Mr. Ellis read from the proposal from Mr. Ross; since 2012 he has been operating

on oyster grant West of Tobey's Island in the Town of Bourne. Prior to that, I undertook significant independent research, volunteered on the other areas shellfish farms, and completed comprehensive training programs at both Robert Williams University and the Cape Cod Cooperative Extension, which offered training on all aspects of shellfish farming. These training programs, coupled with my experience farming oysters only own grant, have provided me with the knowledge necessary to further develop the business in this new location. Mr. Ellis also read from Mr. Mullen's letter and stated what Mr. Ross had to go through. At the last hearing, some members of the audience made comments related to vandalism and other acts that would take place if the grant was approved in the Toby Island location. This new location in Ram Cove will result in a one-year delay in the expansion of the Ross' operation. I am appalled in this day and age that the applicants were bullied into a position to have to negotiate this compromise in order to feel their investment will not be at risk of vandalism and or ruin. If this location is not approved they will not proceed any further with the approved Toby Island site. That would be a shame. Mr. Ellis stated it is shameful and uncalled for.

Voted Don Ellis moved and seconded by Michael Blanton to approve this grant forthwith.

Voted Don Pickard moved and seconded by Peter Meier to close the public hearing.
Vote 5-0.

13) Joint Base Cape Cod - Annual Update to Selectmen and Town Residents

COL Frank Magurn brought the committee and the public up to speed on what is happening at Joint Base Cape Cod as well as with the Mass National Guard. COL Magurn went over where Joint Base Cape Cod is located, economic impact, the Joint Installation Partnership Agreement, Camp Edwards, training operations, controlled burns, and recreational hunting.

COL Dave McNulty gave an update on what the 102nd and Intelligence Wing has been doing. COL McNulty went over the Military and construction programs, the Intelligence facility, future projects, wastewater treatment plant, downsize the real estate footprint, and their missions.

Dave Anderson Went over the Cape Cod Air Force Station. Their primary Mission is to defend North America from inbound nuclear missile; secondary primary mission is bring on missile defense mission; continue the Space Track Mission, only active duty Air Force DOD element, approaching 100 active duty members; economic impact, annual housing allowance, and reducing their energy footprint.

Commander Eric Bader went over the Coast Guard/ Air Station Milestones. Operational Successes at the Air Station; FAA Radar site, infrastructure support; Mutual Aid Agreement; and the consolidation efforts.

Stephen Mealy questioned what is the personal count?

Commander Bader stated the Air Station is about 180 personal. Not sure what the personal count is between the base and the air station.

Peter Meier spoke about the students from Joint Base Cape Cod attending the Bourne Schools and questioned if that will be expanding
Commander Bader stated it should stay about the same.

Peter Meier also questioned BRACC (base relocation and closure commission).
Commander Bader stated he hasn't heard anything about that. COL Magurn spoke briefly about BRACC.

Tom Guerino questioned the memorandum of agreement to make it joint base. COL Magurn stated that was an executive order to change the name from the Massachusetts Military Reservation. It is between the people on the base.

14) Bourne School Building Committee update/report

Peter Meier gave an overview of the School Building Committee and stated there is a meeting Thursday night. Michael Blanton also spoke briefly on this item.

15) Selectmen's Business -

1. Discussion on Blight Bylaw on Buzzards Bay Downtown Business District

Peter Meier spoke about the storefronts on Buzzards Bay Downtown Business District. This is created for the purpose of eliminated the vacant storefronts for the town. This Bylaw was created for the purpose of eliminating eyesores in the town. Mr. Meier read from section D, Prior to or not more than seven days after the building becomes vacant, the owner must register the building with the Inspector of buildings on forms provided by the Inspection Department. Any building which is not legally occupied, vacant, abandoned or not used for a period of at least forty-five consecutive days is considered abandoned or vacant. According to this Bylaw these vacant storefronts have violated the bylaw. We need to enforce the eyesores in town to get them fixed. We should bring in some of the property owner to see what the reason is why you are not doing anything to your properties.

Don Ellis stated this bylaw doesn't go far enough, it is centered on a 1-mile stretch of Buzzards Bay. It should entail the whole village of Bourne. We shouldn't focus just on Main Street in Buzzards Bay; this needs to be town wide. We need a Bylaw that covers the whole town relevant to blithe and vacant buildings. It needs the support of the Selectmen to go forward for this bylaw to be town wide.

Michael Blanton stated he agrees the Blight Bylaw doesn't go far enough. When building are allowed to become blithe and vacant and eyesores they become potentially heath and liability concerns for the resident around the town. They become havens for potential criminal activity. They hold hostage the economic development, the business growth potential and the residential look and feel. We want to attract the kind of investment that will allow us to diversify our tax base, allow us to keep costs under control. That is the only

way we will be able to get out of some of the budgetary issues we have had over the last several year is by growing those economic opportunities. We need to create an environment that fosters that type of investment.

Don Ellis would like to send some changes to the Chairman/Town Administrator for wording on the Blight Bylaw.

Stephen Mealy questioned can we ask the Building inspector to become more involved in some of this to some enforcement.

Tom Guerino stated yes, but he has been very active getting some of the downtown situation stabilized from a code perspective. As to the west end building that was torn down; the owner of the building pulled a permit to demolish the two sections of that building. There are some things the Town can do, but it takes resources and money, and effort; there is eminent domain that the town can look at.

Don Ellis stated on page 38, a suggestion that may be considered. It reads "Any person who fails to adhere to this bylaw after the seven day warning shall be punished by a fine of \$50.00 per day for 30 days thereafter \$100 per day for an additional 30 days, and there after \$200 per day until the violation is remedied". Mr. Ellis stated if we add another sentence to this in effect we say No waivers of this section 3.1.43 will be allowed and unpaid fines will be filed on the property in question.

Peter Meier stated we should have a meeting in June or July just for the ability to talk to the property owners who have the vacant and blithe buildings and find out the reasons why the buildings are vacant and they are not complying with the bylaw.

Michael Blanton we should observe the process of protocol, but it is encumbering on us to set a tone for what kind of pace we would like to see this move forward on.

Jim Mulvey suggested spend some time and go out and resurrect about 15 years of meeting notes, minutes, on how to reactivate Buzzards Bay and/or Bourne. Need to find what businesses can come into town to attract people into that and sustain a business. Sewering is another problem.

Mr. Neil Angelo Taylor's Point, spoke about Buzzards Bay, to make the bylaws better, and enforce the existing bylaw to improve the look of Buzzards Bay.

16) Town Administrator's Report

Conservation Commissioners Directors Position is active we are working on securing a new agent.

Relative to Sewer for the downtown area; when Mike Leitzel provided a breakdown on the capacity, they held aside a percentage for those businesses.

Going to be coming forward with a plan to help out the planning department, hopefully before the first of July.

Wanted to thank Mr. Ellis for his time on the Board.

The other members would also like to thank Mr. Ellis. Peter Meier would like to personally thank Mr. Ellis.

17) Selectmen's Reports

Peter Meier stated on Sunday he was at Scusset Beach to see two seals go back into the water from the National Marine Life Center. Going into the goals session want to bring the town up to ADA compliant. Would like to put a handicap ramp at Monument Beach. It is something we should be looking into as a long-standing goal. We should look at the fee for the town and see if our fee structure is up to date.

Michael Blanton spoke about the Bourne on the Fourth of July Parade Fund raising event at the Trowbridge Tavern.

Don Ellis wanted to thank ever one of the Board of Selectmen; also to thank every secretary and member of Town Hall.

Stephen Mealy attended the last two recycling meetings. Bourne is looking at banning plastic bags, prepare and submit a town bylaw relative to the control of owning one significant bag. Mr. Mealy also spoke about single stream recycling.

Peter Meier spoke about the Onset Fireworks, there will not be any fireworks in Onset. See if it is possible to bring back the fireworks to the Town of Bourne.

Stephen Mealy gave everyone a packet for the review of the Town Administrator; we will have a public meeting on Monday 5/16 at the Community Center to go through the review for the Town Administrator, which is supposed to be done prior to the election. Would also like to have the board take a look at the review process.

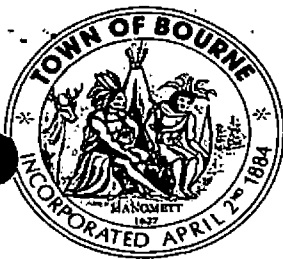
18) Other Business

The next Bourne Selectmen meeting will be on Monday, May 16th at 7:00 P.M.

19) Adjourn

Voted Don Ellis moved and seconded by Peter Meier to adjourn. Meeting adjourned at 9:18 pm. Vote 5-0.

Respectfully submitted - Carole Ellis, secretary.



Board of Selectmen

Meeting Notice

RECEIVED

AGENDA



2016 MAY -9 PM 4:45 Amended
REMINDER – EXECUTIVE SESSION AT 5:45
TOWN CLERK BOURNE

Date

Tuesday
May 10, 2016

Time

5:45 p.m.

Location

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

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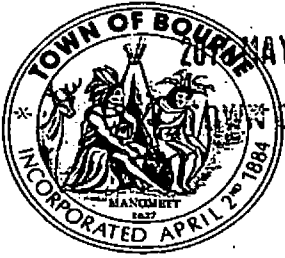
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8. Massachusetts Shellfish Officers Association – Shellfish Constable of the Year award Presentation to Tim Mullen.
9. Execution of documents relating to the acquisition of property owned by the Red Wolf Realty Trust.
10. Take action on article 28 of the Annual Town Meeting to move forward the petition to the General Court related to Jared MacDonald as offered by Representative Vieira.
11. Licenses/Appointments:
 - a. MMA @ MMA [4] One Day Liquor.
 - b. MMA @ MMA [1] One Day Liquor.
 - c. MMA @ Beachmoor [2] One Day Liquor.
 - d. Lobster Mart LLC-Common Victualer [food] – Change of Owner/Manager.
 - e. 7:45 p.m. Bourne Liquors, Inc. – Change in Manager, Change in Officers/Directors, Change in Stockholders and Change in d/b/a
 - f. Request one-day closure for a private party at the Trading Post Lounge.
12. 7:45 Public Hearing for Proposed Shellfish Grant, Patrick Ross.
13. Joint Base Cape Cod - Annual Update to Selectmen and Town residents.
14. Bourne School Building Committee update/report.
15. Selectmen's Business:
 - a. Discussion on Blight Bylaw on Buzzards Bay Downtown Business District.
16. Town Administrator's Report
17. Selectmen's Reports
18. Other business
19. Adjourn

Future Agenda Items

- A. Appointment of MBTA Representative
- B. Discussion of Public-Private Partnership (3P) as it relates to the funding of a possible Third Canal Bridge
- C. Cape Canal Area Transportation Study Update
- D. Town Organizational Chart

RECEIVED



MAY 12 AM 9:30

CLERK BOURNE

**Board of Selectmen
Meeting Notice
AGENDA**



Date

Monday
May 16, 2016

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.

1. 7:00 p.m. (Items 1-4) Call to order
2. Town Administrator Review Summary per requirements of the Town of Bourne Charter.
 - a. TA review and summary narrative by Chairman.
3. Adjourn

**Board of Selectmen
Meeting Notice
AGENDA**

RECEIVED
2016 MAY 12 PM 1:48
TOWN CLERK BOURNE

AMENDED

Reminder – Executive Session at 6:45

Date
Monday
May 16, 2016

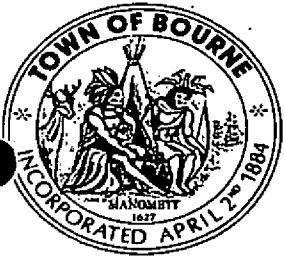
Time
6:45 p.m.

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.

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

1. 6:45 p.m. Call to order
2. To conduct strategy sessions in preparation for negotiations with nonunion personnel or to conduct collective bargaining sessions or contract negotiations with nonunion personnel. Chairman declares that such open discussion will have a detrimental effect to the negotiating position of the public body. The Board will reconvene in open session at the conclusion of the Executive Session.
3. Town Administrator Review Summary per requirements of the Town of Bourne Charter.
 - a. TA review summary and narrative by Chairman.
4. Adjourn



Board of Selectmen Meeting Notice



AGENDA

Date

Tuesday
May 24, 2016

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.

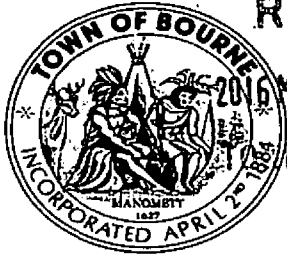
All items within the meeting agenda are subject to deliberation and vote(s) by the Board of Selectmen.

1. 7:00 p.m. (Items 1-4) Call to order
2. Moment of Silence for our Troops and our public safety personnel
3. Salute the Flag
4. Public Comment – Non-Agenda Items
5. Board reorganization pursuant to **Section V. of the Board of Selectmen's Rules of Procedure**
6. Minutes: Executive Session of May 16, 2016
7. Correspondence
8. Peter Fisher – MBTA – Discussion relative to assessment, etc.
9. Licenses:
 - a. 7:45 p.m. Aquaculture License Hearing @ Kingman Yacht Center for Mr. Thomas Wolstenholme
 - b. Sagamore Beach Colony Club [3] One Day Beer & Wine
 - c. Sagamore Beach Colony Club [1] One Day All Alcoholic
10. Bourne School Building Committee update/report
11. Selectmen's Business
12. Town Administrator's Report
13. Selectmen's Reports
14. Other business
15. Adjourn

RECEIVED
2016 MAY 19 PM 4:17
TOWN CLERK BOURNE

Future Agenda Items

- A. Appointment of MBTA Representative
- B. Discussion of Public-Private Partnership (3P) as it relates to the funding of a possible Third Canal Bridge
- C. Cape Canal Area Transportation Study Update
- D. Town Organizational Chart



RECEIVED

2016 MAY 20 PM 4:20
TOWN CLERK BOURNE
**Board of Selectmen
Meeting Notice**

AGENDA



Reminder: Executive session at 6:30 – litigation

Date

Tuesday
May 24, 2016

Time

6:30 p.m.

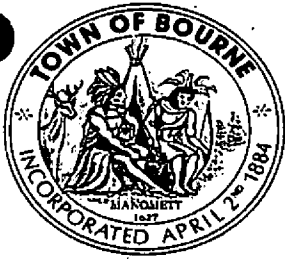
Location

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.

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

1. 6:30 p.m. Call to order
2. **Executive Session:** To conduct strategy session with respect to litigation. The Chairman declares that such open discussion will have a detrimental effect to the litigating position of the public body. The Board will not reconvene in open session at the conclusion of the Executive Session.
3. Roll call Vote to convene in **Executive Session** for the purpose stated.
4. Roll Call to adjourn Executive Session.
5. Roll Call vote to reconvene in open session



Board of Selectmen Meeting Notice



AGENDA

Date

Thursday
June 2, 2016

Time

6:15 P.M.

Location

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

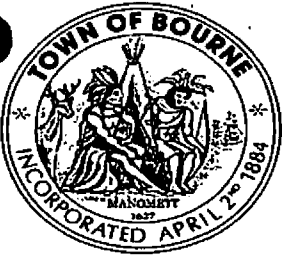
Note this meeting is being televised and recorded. If anyone in the audience is recording or video-taping, they need to acknowledge such at this time.

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

6:15 p.m. Call to order in Open Session

1. Finalize closing and signing of documents related to the Coady School
2. Adjourn

2016 MAY 24 PM 6 43
TOWN CLERK'S OFFICE
BOURNE, MASS



Board of Selectmen Meeting Notice



AMENDED AGENDA

Date

Thursday
June 2, 2016

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 in Open Session

1. Executive Session. To consider the exchange of real property. The Chairman declares that such open discussion will have a detrimental effect to the litigating position of the public body.

Roll call Vote to convene in Executive Session for the purpose stated. The Board will reconvene in open session following the Executive Session.

Roll call Vote to reconvene in open session.

2. Finalize closing and signing of documents related to the Coady School

RECEIVED

2016 MAY 31 AM 10:47

TOWN CLERK BOURNE

Board of Selectmen
Minutes of Executive Session, June 2, 2016
Bourne Community Building
Bourne, MA 02532

RECEIVED
2016 JUL - 1 AM 9:22
TOWN CLERK BOURNE

.....
In attendance -

Selectmen: Donald Pickard, Chairman; Peter Meier, Vice-Chairman; George Slade, Clerk; Stephen Mealy; Michael Blanton

Town Administrator Tom Guerino, Town Counsel Robert Troy

6:04 p.m. Chairman Pickard called to order to convene in Executive Session. Roll call vote to convene: Pickard - yes; Mealy - yes; Slade - yes; Meier - yes; Blanton - yes;

Re: Lighthouse Lane litigation

1. Attorney Robert Troy discussed the reasons for a change to the agreement between the two parties limiting the maximum number of 100 persons for any event. This required a reconsideration by members of the prevailing side.

Motion to reconsider – Mealy; seconded by Slade; Roll call vote: Pickard - yes; Mealy - yes; Slade - yes; Meier - yes; Blanton - yes;

Motion to approve the change by Mealy – seconded by Meier

Brief discussion that 'commercial uses' aspect should be heard by Planning Board

Brief discussion concerning the parking configuration of the paved lot adjoining the Coady School

Motion was made to return to regular session – Mealy; seconded by Meier; Roll call vote: Pickard - yes; Mealy - yes; Slade - yes; Meier - yes; Blanton - yes;

Return to Open Session at 6:18 p.m. Chair Don Pickard called to order

In attendance: Board of Selectmen members Chair Don Pickard, Vice-Chair Peter Meier, Clerk George Slade, Michael Blanton, Stephen Mealy; Town Administrator Tom Guerino, Town Counsel Robert Troy, Notary Public Nancy Sundman; Members of public – Elmer Clegg, Patricia Clegg

Re: accept the provision of the Stevens v. Lighthouse Lane agreement

Motion to approve - Mealy ; seconded by Meier; Approved 5-0

The following closing documents for the sale of the Coady School, 85 Cotuit Road, Bourne, MA, were brought before the Board for discussion and consideration for approval

1. Escrow Letter

Motion to approve by Mealy; Seconded by Meier; Approved 5-0

2. Quitclaim Deed

Motion to approve by Mealy; seconded by Meier; brief discussion about assessment brought up by Blanton – it was deemed not to be an issue with the accepted selling price; Approved 5-0.

3. Access Easement and Parking License Agreement

Motion to approve by Mealy; seconded by Meier; no discussion; vote to approve – all voted 'yes'.

4. Offsite Improvement Agreement

Motion to approve by Mealy; Seconded by Blanton; brief discussion; Approved 5-0

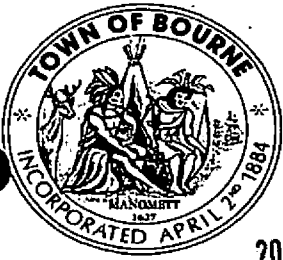
5. Seller's Title Insurance Affidavit

Motion to approve by Mealy; Seconded by Meier; brief discussion; Approved 5-0

Motion to approval not signing by Meier; seconded by Blanton; brief discussion; Approved 5-0

Another document, Representation Update Certificate – Coady School, was not signed by Town Administrator on advice of Town Counsel Troy.

Motion to adjourn was made by Meier; seconded by Blanton; Approved 5-0



Board of Selectmen Meeting Notice

Reminder: 6:45 Sewer Commissioners



2016 JUN -2 PM 4:27 **AGENDA**

Date

Tuesday
June 7, 2016

TOWN CLERK BOURNE

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.

1. 7:00 p.m. (Items 1-4) Call to order
2. Moment of Silence for our Troops and our public safety personnel
3. Salute the Flag
4. Public Comment – Non-Agenda Items
5. Minutes: Executive Session: 5.24.16; Regular Session: 5.24.16
6. Correspondence
7. Haven Center – re: Update.
8. Police Building Committee update to the Selectmen
9. Licenses:
 - a. Marconi Club – One Day All Alcoholic
10. Bourne School Building Committee update/report
11. Selectmen's Business
 - a. Selectmen- Committee Appointments
 - b. Discussion of possible selectmen liaison to town departments.

The board will discuss and vote on the chairman's suggestion that the department liaisons be renewed for FY 2017.

- c. Selectmen sub committees.

The board will discuss and vote on the chairman's suggestion that the subcommittees be formed.

Policy Sub Committee

Budget Sub Committee

Contractual Negotiation Sub Committee:

- d. Goals discussion how does the Board wish to proceed.
- e. Police delivery of selectmen's packets. Discussion and vote.
- f. Budget/Finance Calendar- Request of the Town Administrator to provide board members with the finance calendar for FY2017 according to Charter and Policies.
- g. Technology update for Board members – Updated ipads

12. Summer schedule for the BOS.

13. Town Administrator's Report

14. Selectmen's Reports
15. Other business
16. Adjourn

Future Agenda Items

- A. Appointment of MBTA Representative
- B. School Building Committee and Capital Outlay Committee to a meeting in June to have the building committee to discuss the plan they will submit to the school building authority. The Board may vote to either support or not support at this meeting. **June meeting preferred.**
- C. Joint meeting with school administration and committee leadership and finance committee leadership to discuss Finance Model Working Group or a variation thereof. **June meeting preferred.**
- D. Discussion of Public-Private Partnership (3P) as it relates to the funding of a possible Third Canal Bridge
- E. Cape Canal Area Transportation Study Update
- F. Town Organizational Chart

**Board of Selectmen
Minutes of Tuesday, June 7, 2016
Bourne Community Building
Bourne, MA 02532**

RECEIVED

2016 JUL 12 AM 11:59

TOWN CLERK BOURNE

TA Tom Guerino

Selectmen

Don Pickard, Chairman
Peter Meier, Vice-Chairman
George Slade, Clerk
Stephen Mealy
Michael Blanton

Note this meeting is being televised and recorded. If anyone in the audience is recording or videotaping, they need to acknowledge such at this time – Michael Rausch Bourne Enterprise.

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

Documents

Meeting Called to Order

Chm. Pickard called the meeting to order at 7:02 pm.

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

Public Comment – Non-Agenda Items

None requested.

5) Minutes:

No Minutes in the packet

6) Correspondence

George Slade brought the committee up to date on the correspondence.

- A. Notification from the Upper Cape Cod Regional Technical School that all member towns approved the original budget presented in June
- B. Copy of the completed Buzzards Bay Water District's Consumer Confidence Report for calendar year 2015 (on file in the office for review)
- C. Letter from Cataumet Civic Associates regarding the overdevelopment of 1077 County Road, Cataumet
- D. Letter from Marine Fisheries regarding the "existing near costal protection zone"
- E. Letter of resignation from George G. Slade, Jr. as a member of the Finance Committee

- F. Notification under the Wetlands Bylaw that Frank & Lauren Hitchcock, 24 Central Boulevard are proposing to demolish an existing dwelling and shed and the installation of a proposed septic system.

Peter Meier stated there was an additional correspondence that was emailed to him over the weekend regarding being a host family for the Bourne Brave Baseball Team.

7) Haven Center - re: Update

Don Pickard wanted to disclose that he filed a disclosure form with the Town Clerk stating his former son-in law is assisting a friend of his who is the property owner of the property trying to lease to the Haven Center.

Chris Taloumis, executive Director of the Haven Center; Adam Fine, Attorney expert in regulatory requirements for medical cannabis, were there for the Haven Center

Chris Taloumis gave a recap and the progress of the Haven Center. They have accelerated the plan and plan to move ahead with cultivating at the Bourne facility. This will bring more jobs to Bourne sooner than originally anticipated. The Haven Center has been updating Mr. Guerino and former Chair Mr. Mealy. The Department of Public Health is now evaluating the Haven Center for provisional license. They are asking the Board of Selectmen for its continued support to the Haven Center to operate an RMD in Bourne for the purposes of dispensing, cultivation, and processing of medical cannabis.

Michael Blanton wanted to clarify when we approved a letter of support for the Haven Center it was for dispensary and the request before us tonight is for additional processing and cultivation. Chris Taloumis stated the RMD includes all three, we did mention cultivation and we didn't want to preclude it, and we intended to do it there.

Mr. Guerino stated when the Board voted in October, the Board at the time on a 4-1 vote the intent of the Board was for the dispensary retail outlet as opposed to cultivation; but it is allowed under the RMD. Should the Board opt to approve this evening, I have an updated letter.

Mr. Blanton questioned if this has any effect on the jobs, deliverables that we can expect that will be a benefit to the town? Is there anything additional by bring the dispensary from the Brewster Facility to Bourne. Mr. Taloumis stated there will be more employment positions.

George Slade questioned what type of community integration or partnering do you do with the town? Chris Tulmous stated we intend to do community integration with Human Services. Revenues from the non-profit we intend to put back into the community. We'd like to see it go into Human Services and drug prevention programs and others.

Stephen Mealy questioned will the cultivation be done inside. Mr. Tulmous stated yes, same building under lock and key, high level of security, limited access based on job position. Mr.

Mealy also questioned what do you do with waste? Mr. Tulmous stated there is a protocol in place for waste. The water waste is resampled, sterilized and then reused. The solid waste is destroyed and incinerated. There are stringent state requirements.

Peter Meier stated he would like to see money put back into the school to combat the addiction and would like to see more outreach and education into the community. Mr. Tulmous stated the education is very important. We have in school drug prevention programs planned.

Jim Mulvey stated he is not an advocate for materials that are perhaps addictive and expressed his concerns. The growing aspects of this is one thing, but the processing wasn't part of the prior presentation. This is not just an agricultural program; this is producing a food product. That involves a great deal of oversight in this community under the Board of Health as well as the policing of it. The factory is going to be an adjunct to the growing facility that will produce these eatables. To give a blanket support of that aspect of this seems to be beyond your ability to fully comprehend what is involved and the regulation that is going to be required within the town. You really need more time to fully understand what the word processing involves before you make a decision.

Don Ellis stated his concerns about allowing the sale of medical marijuana. Wanted to remind the members it is against the law in a constitution in the United States for marijuana use. This is a money making deal. It is a disgrace and I urge the Selectmen to allow this to be brought before Town meeting in October and allow the town to vote on this issue. It is difficult to make these decisions and these people don't care, they're in it to make money. I respectfully ask you to go to Town Meeting to let Town Meeting make this decision.

Elden Barns, Retired Air Force Major, stated his concerns about allowing the Haven Center to open the Center in Bourne. He spoke about his great grandson who got mixed up with marijuana. The problems with marijuana and what it leads to. This town is overcome with drugs now.

Tom Guerino stated it has been to Town Meeting. In the original vote the intent was for a retail dispensary, the RMD is a broad base authorization. In the minutes of October 10th it was explained what that meant. Mr. Mealy and I met with the folks from Haven and when they saw that the Brewster place was not going to work and they decided to bring it down here, we thought we'd bring it back to the Selectmen for a revisit, but you have authorized this in the original vote.

Adam Fine stated we are speaking of medical marijuana only. Processing allows us to make non-smokable forms of the medicine. Nothing will be marketed to children. All the processed marijuana in any eatable form will be in child safety packaging. The patience will be educated on the safety of the medicine. Spoke briefly about the other facilities and stated there have been no issues so far with the facilities.

Don Pickard questioned what is the demographic of the person who goes to the medical marijuana facility by age? Adam Fine stated the average age of the patient is over 45 years old, and they have to have seen by a physician and have a medical condition that warrants medical marijuana. After they have had a full bonafied examination, then they will be certified as a patient, and only then will they be able to apply for the certification to get a card.

Peter Meier questioned is medical marijuana addictive? Adam Fine stated it has a 9% addiction rate and that is why the facility will be highly regulated. There will be no marketing to children and there are strict rules on advertising.

George Slade questioned what is the max quantity the recipient can leave the facility with? Adam Fine stated the regulation lay out the max 60 day is 10 oz. most patients get 1 oz. or 2 oz. It will be a highly secure facility with cameras and 24 hour monitoring. We will do everything in our power to reduce the incidents.

Chris Tulmou stated there is a 90-day hard drive on the cameras. Outside surveillance; there is a host of logging, checking ids, we will have a high level of who is coming into the facility and who is purchasing. We will work with local law enforcement for the price point.

Stephen Mealy questioned are you allowed by the regulation to sell eatables like brownies or candy? Chris Tulmou stated we are, but nothing that resembles candy or anything that a child would mistake for any type of candy.

Michael Blanton questioned the chemical properties for the cannabinoid. The cannabinoid contend is the true medicinal value of medicinal marijuana, and it is cultivated so the THC or the chemical that creates a high is lower than what might be found on the streets and less desirable?

Chris Tulmou stated CDC Cannabidiol is very good for some patients, different strains have different levels. Through extraction you can extract out medicinal properties for a specific debilitating condition in a measured dose to then distribute to a patient.

Michael Blanton reaffirmed this is not going to be some head shop it will be a true biomed, high grade, highly secure, pharmaceutical facility. I think this will be a benefit to the town but there will need to be some education for community concerns.

Voted Peter Meier moved and seconded by Michael Blanton to reaffirm the vote taken in October of 2015 to allow a RMD for medical purposed in Bourne to include, both a dispensary/pharmacy as well as a cultivation and processing facility.
Vote 5-0.

Stephen Mealy wanted to remind the board and the audience this board had already voted to approve an RMD center in Bourne. An RMD center as explained in October is an allowance to construct and dispense medical marijuana, and during that process also process and cultivate medical marijuana. It was expressed by Haven Center, at that time,

there was no desire bring processing and cultivation into the Town of Bourne, however in the future they did not want to prohibit that opportunity, and it is all part of one single license, which is granted by the Department of Health from the Commonwealth of Massachusetts. The update this evening is that has changed and they are looking for support to add the cultivation and processing at this time.

The purpose is to reaffirm the letter of support under the Chair signature.
Tom Guerino read the letter:



**TOWN OF BOURNE
BOARD OF SELECTMEN**
24 Perry Avenue
Buzzards Bay, MA 02532
Phone 508-759-0600 ext. 11 – Fax 508-759-0620



June 7, 2016

To Whom It May Concern:

The Haven Center has kept us regularly updated, regarding all material changes to its plans. The Town of Bourne, Board of Selectmen, does hereby continue to affirm the letter of support to the Haven Center Inc., to operate a Registered Marijuana Dispensary (RMD) in Bourne, Massachusetts for the purposes of dispensing, cultivation, and possessing of medical cannabis.

The Board of Selectmen have authorized this letter by a vote, taken at a duly noticed meeting, held on June 7, 2016.

Sincerely,

Donald J. Pickard
Chairman Board of Selectmen

Vote: 5-0

7) Police Building Committee update to the Selectmen

Charlie Noyes updated the Board of Selectmen on the Police Building Committee, relayed some new information, and where the committee stands with the new Police Facility

project. The awarding of a contract for design services to Kaestle Boos Assoc., Inc. The committee has identified three sites that will meet the needs of the police department and the community. The sites are Town owned land adjacent to Queen Sewell Park and the National Guard Armory; the ball field behind the Bourne Library off Perry Avenue the south side, and the ball field adjacent to the old Coady School on Cotuit Road. Should have a sight selected and building design by the end of June.

Michael Blanton questioned are there any additions or enhancements that will be incorporated into the new building that will benefit the community? Charlie Noyes stated there will be a community room that can be used by the community and the police officers for training, as well as an emergency operations center for emergency management. Also they are looking to put a firing range on that property as part of the police facility.

George Slade questioned is there any concern from the community with having discharging firearms fairly close to a neighborhood? Charlie stated the fire range would be constructed such that building would not be able to penetrate the exterior wall and exit the building. Mr. Slade questioned is there any concern about the negative feeling people may have even if there is a firing range. Mr. Noyes stated it would have to be sold to the community at large along with the new building. It would require extra information to the community stating why and how it is a safe environment.

9) Licenses/Appointments:

a. Marconi Club - One Day All Alcoholic

Peter Meier went over the Marconi Club one-day all alcoholic license. Sagamore Boosters Club, 90 Adams Street, Sagamore, One Day all alcoholic beverages license for July 17, 2016 from 11:00 a.m. to 5:00 p.m. for annual clambake. Estimate attendance is 350. Liquor liability and policy pending.

Voted Peter Meier moved and seconded by Michael Blanton to approve the application for the one-day all alcoholic license as submitted. Vote 5-0.

10) Bourne School Building Committee update/report

Peter Meier updated the Board of Selectmen on the School Building Committee and where they are now in the process. They are going to submit option 5A to MSBA. The next meeting which starts the schematic design phase of the project will be on June 30, 2016. MSBA will have a meeting on July 20th. The next public forum will be on August 11, 2016 from 6-8 p.m. at Bournedale Elementary School.

11) Selectmen's Business

a. Selectmen- Committee Appointments

b. Discussion of possible selectmen liaison to town departments.

The board will discuss and vote on the chairman's suggestion that the department liaisons be renewed for FY 2017.

c. Selectmen sub committees.

The board will discuss and vote on the chairman's suggestion that the subcommittees be formed.

Policy Sub Committee

Budget Sub Committee

Contractual Negotiation Sub Committee:

- d. Goals discussion how does the Board wish to proceed.**
- e. Police delivery of selectmen's packets. Discussion and vote.**
- f. Budget/Finance Calendar- Request of the Town Administrator to provide board members with the finance calendar for FY2017 according to Charter and Policies.**
- g. Technology update for Board members – Updated ipads**

11 a. Selectmen- Committee Appointments

Don Pickard read the list of committees the Selectmen participate in and who is appointed for each committee:

Affordable Housing Trust, Bourne Financial Development Corp. – Main Street Steering Committee, Bourne Landfill Business Modeling Working Group, Cape Cod Regional Transit Authority, Cape Cod Water Protection Collaborative, Local Emergency Planning Committee, Massachusetts Military Reservation – Military Civilian Community Council, Massachusetts Military Reservation Senior Management, Police Facility Study Committee, Trustees of Bourne Memorial Community Building.

Members are needed for the Bourne Financial Development Corp. – Main Street Steering Committee, Massachusetts Military Reservation – Military Civilian Community Council, and the Massachusetts Military Reservation Senior Management.

Thomas Guerino is expanding the committee to have a member at large for the Police Facilities Study Committee.

Mr. Blanton will maintain the position on the Bourne Financial Development Corp. for a term to expire on June 30, 2017.

Mr. Mealy would like to take the position on the Main Street Steering Committee for a term to expire on June 30, 2017.

Mr. Meier will maintain the position on the Local Emergency Planning Committee for a term to expire on June 30, 2017.

Mr. Slade would like to take the position on the Massachusetts Military Reservation – Military Civilian Community Council for a term to expire on June 30, 2017.

Mr. Slade would like to take the position on the Massachusetts Military Reservation Senior Management for a term to expire on June 30, 2017.

Mr. Pickard would like to take the position on the Police Facility Study Committee.

Peter Meier brought up the MBTA appointment.

Don Pickard asked Mr. Guerino to find out when we could expect to have someone joint that committee that we appoint.

Voted Peter Meier moved and seconded by Michael Blanton that we appoint Michael Blanton as our representative for Bourne Financial Development Corp. for a term to expire June 30, 2017; Stephen Mealy to the Main Street Steering Committee for a term to expire June 30, 2017; Peter Meier to the Local Emergency Planning Committee for a term to expire June 30, 2017; George Slade to the Massachusetts Military Reservation Military Civilian Community Council for a term to expire June 30, 2017; George Slade to the Massachusetts Military Reservation Senior Management for a term to expire on June 30, 2017; Donald Pickard to the Police Facility Study Committee.
Vote 5-0.

b. Discussion of possible selectmen liaison to town departments

Don Pickard stated we did this last year and is it the Boards desire to do it again this year. Stephen Mealy suggested putting together a list and the liaison between the Town and the MMA isn't on the list. Mr. Meier would continue to do that. Would suggest waiting until another meeting. Don Pickard suggested members of the Board pick something they didn't do last year.

c. Selectmen Sub Committees

Policy Sub Committee members will be - Peter Meier and Michael Blanton
Budget Sub Committee members will be - Stephen Mealy and George Slade
Contractual Negotiation Sub Committee members will be - Don Pickard and Stephen Mealy

d. Goals

Environmental - Stephen Mealy
Financial - Stephen Mealy and George Slade
Organizational - George Slade and Don Pickard
Economic Development - Peter Meier and Michael Blanton
Community Engagement - Michael Blanton and George Slade
Don Pickard asked the board members if they could make an appointment with Tom Guerino to select two tasks under their goals that can be achievable.

e. Police Delivery of Packets

Don Pickard questioned does the Board wish to have the packets delivered to their home or will they go to Town Hall or the Police Station to pick them up. The packet can be brought to the Police Station, or they can be left at Town Hall and you can pick them up there on Friday or Monday morning. Some people may want it on a tablet and some might want it on paper.

Michael Blanton suggested to go to electronic technology for our ease of use and we could upload the packets to the website so the town members can get access to these documents. It would be a benefit in terms of communication and transparency.

Mr. Guerino stated his concern is to have them one way or the other, so we don't have to ask staff to copy as well as upload.

Don Pickard stated for item g. Technology update for Board members - Updated iPads, this will require a task from the Town Administrator to see if this is possible.

Stephen Mealy stated there should be a cut off time for information to be discussed and added to the agenda/packet before a meeting. Tom Guerino stated Thursday at noon is the cutoff time for the next meeting.

Don Pickard asked the board members do we want the police to deliver the packets or they can be available at the Police Station or Town Hall to be picked up.

Voted Michael Blanton moved and seconded by Peter Meier to allow the packet to be available at town hall on Friday afternoon or to be available to be picked up at the police station. Vote 5-1. Stephen Mealy opposed.

f. Budget/Finance Calendar - Request of the Town Administrator to provide board members with the finance calendar for FY2017 according to Charter and Policies.

Don Pickard briefly went over the Budget Finance calendar

Stephen Mealy passed out his updated calendar. Mr. Mealy suggested we add in the dates that apply to our board relative to when the goals have to be set.

Mr. Mealy's Calendar:

**Town of Bourne Budget and Town Meeting Calendar
(FY16)**

Revision April 15, 2016

Key:

Underlined – should be removed from Town By-Law (in conflict with Charter)

Italics – FPWG Recommended addition to Timeline

September/October - Free Cash is Certified

September/October – Finance Director reports to Board of Selectmen/Finance Committee/School Committee on prior Fiscal Year closeout, Certified Free Cash and Final Cherry Sheet for current Fiscal Year.

October/November – Special Town Meeting for Budget adjustments, other business

Late October – Town receives next year's numbers from UCT based on October 1 enrollment

Early November – Selectmen hold **Initial Budget workshop**
Finance Director – reports on Prior FY close out

Town Administrator, Board of Selectmen *establish budget priorities* and plan strategy for next FY budget: Level Service, Level Funded, other finding levels. *Review initial long term projection forecast.*

Early November – Department Head initial budget meeting

Late November – Budget requests due to Town Administrator from departments

November 1 – December 31 – Setting of the Tax Rate, following possible STM in Fall

Capital Requests and Personnel Requests due to Town Administrator

On or Before December 8 By-Law Deadline for Dept. Heads to submit budget requests to the TA (By Law 1.2.7)

Mid-December- By-Law deadline for submitting budget estimates. "The Town Administrator shall forthwith submit copies of said estimates to the Town Accountant and the Finance Committee" (By-Laws Section 1.2.7)

December 31 – Tax Bills Mailed

On or Before January 15 - TA shall submit budget to BOS (By Law 1.2.7)

January 21 - "Town Administrator shall submit to Board of Selectmen a proposed operating budget and a capital program and capital budget for all town departments, including the school department, for the ensuing fiscal year. The proposed budget shall be accompanied by a budget message and supporting documents" (Charter 7-1)

January 21 - "The Board of Selectmen shall review the proposed budget and capital plan and make changes as the board deems appropriate prior to transmitting the budget and capital plan to the Finance Committee. (Charter 7-1)

On or Before February 1:– Selectmen transmit the budget and capital plan to Finance Committee.

Early February – Financial Project Working Group reports to BOS, School Committee, and FinCom

February -75 days before the ATM– Board of Selectmen close the warrant. (75 day before the Annual town meeting) (Charter Section 2-5b)

1st Wednesday in March – School Committee Budget Public Hearing

1st Wednesday in April – School Committee votes School Budget and forwards approved budget to BOS

ASAP following School Committee Budget Vote – Selectmen vote final budget and Final Long Term Projection for the Voter Handbook.

21 days before town meeting (April 11, 2016) – Finance Committee Report available to voters (Charter Section 7-4)

April 10 – Voter Handbook to Printer

15 days prior to the Annual Town Meeting (April 17, 2016) – “Voter Handbook shall be available to the public not less than 15 days prior to the Annual Town Meeting” The Voter Handbook shall contain the text of the warrant and the recommendations and counted votes of the Finance Committee, Board of Selectmen, and any other appointed or elected board or committee proposing an article. It shall also include the recommended operating budget with revenue projections, the departmental goals for the upcoming fiscal year and five year financial, debt and capital projections.
(Charter Section 2-5c)

As soon as possible before Town Meeting – prepare a spreadsheet of articles that shows whether Selectman and FinCom have voted to recommend approval.

First Monday in May (May 2, 2016) – Annual Town Meeting

May 17, 2016 – Annual Town Election

June – Town Meeting debrief - Joint meeting of Board of Selectmen, Finance Committee and School committee

June 30 – End of Fiscal Year

July 31 – Town receives Final Cherry Sheet for current Fiscal Year based on voted State budget (still subject to change during the Fiscal Year)

August/September – Auditors review

July thru September – Town's Books are Closed

TBD Joint Meeting Selectmen/Finance Committee - Report of the Auditor

12) Summer schedule for BOS

Tom Guerino went over the tentative schedule for the Board of Selectmen.

Meetings will be on June 14, 21, and 28th; July 12th, 19th, and 26th; and in August they will meet on August 9th, 23rd, and 30th; if we need to add another meeting we can.

Sewer commissioners meeting will be on June 28th, July 26th, and August 30th

13) Town Administrator's Report

Tom Guerino updated the board on the interviews for the Conservation Agent. Will be meeting tomorrow, article regarding the Regional Transit Authority. Departments are getting ready to close out their fiscal year. Counsel will be requesting an Executive session. Relative to the hole on Main Street, the building inspector sent out the appropriate letter under the bylaw, we are now moving to enforce that. In the letter he indicated the hole will need to be filled in and there needs to be work done on the side of that foundation, nothing has been done yet.

14) Selectmen's Reports

Stephen Mealy stated June 6th was the start of single stream recycling at the landfill. There is a change on how you have to separate materials, if you are bringing materials to the landfill. Cape Cod Health Fair is having a blood drive at the Children's Workshop on Mac Arthur Blvd. from 9 - 3 on Saturday, June 11th.

Peter Meier attended the High School Graduation. This Friday 8:00 AM is the school department retirement recognition. Thank the Town Administrator for allowing Jonathan Nelson to do a presentation on single stream recycling.

George Slade stated a couple weeks ago he had the opportunity to tour the Peebles School, and also had the opportunity last week to tour the police facility with Chief Woodside.

Michael Blanton attended the symposium held by Congressman Keating held at the Woods Hole Oceanographic Institute and members of the Coastal House of Representative Caucus, Jim Cantwell, was also presenting about the concern with regard to the rising cost of flood insurance.

Don Pickard questioned Mr. Guerino when the Selectmen's report is due for the annual town report? Would like each member to look at different areas they would like to work on for the next annual report.

Stephen Mealy stated if board members could give a summary of what they felt are important points. If everyone came up with 5-10 points it would be much easier to put together a report. Mr. Pickard questioned Mr. Guerino previously Mr. Guerino, the Superintendent, the Chairman of the School Committee, and the former Chairman met on a monthly basis to keep communications open; would you schedule a meeting for us to meet again?

Peter Meier commented on item 12, can we schedule one of the meetings at the Peebles School. Michael Blanton agrees. We can extend an invitation for the public to attend that meeting at the Peebles School so they can see the conditions of the school.

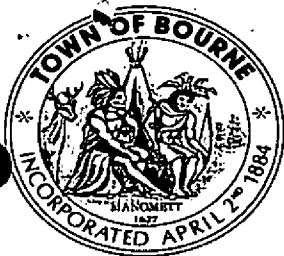
15) Other Business

The next Bourne Selectmen meeting will be on Tuesday, June 14th at 7:00 P.M.

10) Adjourn

Voted Michael Blanton moved and seconded by Peter Meier to adjourn. Meeting adjourned at 9:02 pm. Vote 5-0.

Respectfully submitted – Carole Ellis, secretary.



Board of Selectmen Meeting Notice AGENDA



REMINDER – EXECUTIVE SESSION AT 6:30

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday June 14, 2016	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.

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

1. 6:30 p.m. - Call to order
2. Executive Session. To conduct strategy session with respect labor contracts and collective bargaining, as an open meeting may have a detrimental effect on the negotiating position of the public body. The Chairman declares that such open discussion will have a detrimental effect to the negotiating position of the public body.

Roll call Vote to convene in Executive Session for the purpose stated. The Board will reconvene in open session following the Executive Session at approximately 7 P.M.
Roll call Vote to reconvene in open session.

Reconvene in Public Session:

3. Moment of Silence for our Troops and our public safety personnel
4. Salute the Flag
5. Public Comment – Non-Agenda Items
6. Minutes: 5.10.16 Regular Session - 5.10.16 & 5.24.16 Executive Session
7. Correspondence
8. Request to reduce size of Energy Efficiency Committee – Mr. Schofield
9. Valley Bars Road – Citizen Concern
10. Licenses:
11. Selectmen's Business
 - a. Subcommittee Reports
 - b. Board to vote and sign certifications for use of funds for upcoming bond anticipation notes
 - c. MBTA Town Meeting Vote – Advice of the Town Moderator
12. Selectmen's Reports
13. Other business
14. Adjourn

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Future Agenda Items

- A. Appointment of MBTA Representative
- B. School Building Committee and Capital Outlay Committee to a meeting in June to have the building committee to discuss the plan they will submit to the school building authority. The Board may vote to either support or not support at this meeting. **June meeting preferred.**
- C. Joint meeting with school administration and committee leadership and finance committee leadership to discuss Finance Model Working Group or a variation thereof. **June meeting preferred.**
- D. Discussion of Public-Private Partnership (3P) as it relates to the funding of a possible Third Canal Bridge
- E. Cape Canal Area Transportation Study Update
- F. Town Organizational Chart

Board of Selectmen
Minutes of Tuesday, June 14, 2016
Bourne Community Building
Bourne, MA 02532

2016 JUL 13 PM 12: 24

TA Tom Guerino was excused TOWN CLERK BOURNE

Selectmen

Don Pickard, Chairman
Peter Meier, Vice-Chairman
George Slade, Clerk
Stephen Mealy
Michael Blanton

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

Documents

1. **6:30 p.m. Call to order**
2. **Executive Session:** To conduct strategy session with respect to labor contracts and collective bargaining, as an open meeting may have a detrimental effect on the negotiating position of the public body. The Chairman declares that such open discussion will have a detrimental effect to the negotiating position of the public body.

Roll call vote to convene in Executive Session for the purpose stated. The Board will reconvene in open session following the Executive Session at approximately 7:00 PM.

Voted Stephen Mealy moved and seconded by Peter Meier by roll call vote to go into Executive Session for purposes stated.

Mr. Mealy - Yes; Mr. Meier - Yes; Mr. Pickard - Yes; Mr. Slade - Yes; Mr. Blanton - Yes.
Vote 5-0.

Voted Stephen Mealy moved and seconded by George Slade by roll call vote to reconvene in open session.

Mr. Mealy - Yes; Mr. Slade - Yes; Mr. Blanton - Yes; Mr. Pickard - Yes.
Vote 4-0.

Meeting Called to Order

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

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

Public Comment – Non-Agenda Items

None requested.

6) Minutes:

Voted Peter Meier moved and seconded by Michael Blanton to approve the minutes from Tuesday, May 10, 2016 regular session as presented. George Slade abstained.
Vote 4-0-1.

Voted Peter Meier moved and seconded by Michael Blanton to approve the minutes from 5-10-16 Executive Session as presented and to encumber. George Slade abstained.
Vote 4-0-1.

Voted Peter Meier moved and seconded by Michael Blanton to approve the minutes from 5-24-16 Executive Session as presented and to encumber. Vote 5-0.

7) Correspondence

George Slade brought the committee up to date on the correspondence.

- A. Americorps Cape Cod's Year XVII Graduation Ceremony and Community Recognition Event to be held July 28, 2016.
- B. Public Notice - MASSDEP - Water Management Act Program - Water Withdrawal Permit Application. Location of proposed withdrawal is Station No. 5, Bournedale Road, Buzzards Bay
- C. Letter from Bourne Water Commissioners re: 1077 Country Road, Cataumet - Water Resource District and land owner: Rose Kozaryn, Trustee
- D. Bourne Braves organization is looking for host families for the Cape League season
- E. Letter from DEP re: Temporary Solution Periodic Review & Substantial Hazard Evaluation Report (Copy on file in the Town Administrator's Office)

Peter Meier stated letter D is one of two attachments, that correspondent is incomplete. He did forward the members the email. Talking about the lack of housing by Bourne residents. Could we look at some way to get the Braves in here for discussion? Have their Housing Coordinator and the Director come in.

Peter Meier requested a point of personal preference. Last Friday we attended the retirement recognition for the Bourne School Department employees. In the process of handing out our certificates, one was omitted, Amy Braley, who spend 42 year in the cafeteria at the Bourne High School. Peter Meier read the presentation:

Be it here known to all that the town of Bourne hereby offers its congratulations to Amy Braley for her 42 years as a cafeteria worker in the Bourne School system. Given this 14th day of June 2016 on behalf of the Town of Bourne, signed by the five Selectmen.

8) Request to reduce size of Energy Efficiency Committee - Mr. Schofield

Don Pickard stated Mr. Schofield has indicated he has had a difficult time in entertaining a quorum. He has requested we reduce the number from 7 members to 5 members. In order so the Energy Advisory Committee can meet we should go along with the request of the Chairman of the Energy Efficiency Committee.

Voted Peter Meier moved and seconded by Michael Blanton to reduce the Energy Advisory Committee membership from 7 members down to 5 members.

Michael Blanton read the charges of the Energy Advisory Committee:

The Committees work shall include, but not be limited to the following:

1. Assist town officials with the investigation, research, evaluation and feasibility of siting and/or utilizing alternative forms of energy for municipal use;
2. Assist with the identification of municipally owned properties that may appropriately support the siting of alternative energy projects;
3. Assist with the preparation of a financial analysis on proposed alternative energy projects, including identification of current/future town departments to be served by the project(s), the energy needs of said departments, estimated cost of project construction, estimated cost of energy saving or selling of excess energy, and any other related financial issues.

Vote 5-0.

9) Valley Bars Road - Citizen Concern

Don Pickard spoke on the citizens concern relevant to the potholes on Valley Bars Road between Clay Pond Road and the entrance to the parking lot of the Weary Travelers. Because it is a private road. His position is that it is the town's job to address these. Mr. Pickard went over section 3.1.28 of the temporary repairs to private ways. Mr. Pickard would like each member to look at 3.1.28.

Don Pickard read some the 3.1.28.

The Town may make temporary repairs on private ways, which have been open to public use. Such repairs shall include the filling of potholes in the subsurface of such ways and repairs to the surface materials thereof and installation and construction of drainage, if

deemed necessary by the Highway Surveyor. Said repairs shall be undertaken only if petitioned for by the abutters who own at least 50% of the lineal footage of such way and only if the Board of Selectmen shall declare that said repairs are required by the public necessity and convenience. The cost of such repairs shall be paid by the abutters by a cash deposit or by betterment assessment as hereinafter provided, and no work shall commence unless and until such cash deposit in the amount of the estimated cost of such repairs as determined by the Highway Surveyor to do the work is paid over to the Town or the Board of Selectmen have made a determination that betterments will be assessed. If the Selectmen determine that betterments will be assessed, the Selectmen shall assess betterments upon the owners of estates, which derive particular benefit or advantage from the making of such repairs on any such private way. Before any work commences, the Town shall be held harmless on account of any damages whatever caused by such repairs by agreements executed by the abutters who petitioned.

It would be detrimental if we were going to do Valley Bars Road and not do other private roads in town. Would like the gentlemen who asked for this to be heard, gets to be heard.

Peter Meier would like the Board to think about for future discussion; if we do betterments going forward we absorb those roads into the town.

Stephen Mealy wanted to remind the committee not all the betterments assessed cover the repairs bringing them up to the standards for the town. Often times neighborhoods choose to do repairs, which do not bring them up to standards. If we are going to start changing regulations we need to make sure the citizens are aware what they are signing up for.

Peter Meier stated we do need to have this discussion.

George Slade said the highway surveyor has to do an assessment of what it would take to take care of drainage problems that are reoccurring and fix them. It would be an upgrade, but is it good enough for the town to accept it?

Michael Blanton questioned do we have an active roads taking program? We should take a look at that at some point.

10) Licenses/Appointments:

Nothing for licenses

11) Selectmen's Business

- a. Subcommittee Reports**
- b. Board to vote and sign certifications for use of funds for upcoming bond anticipation notes.**
- c. MBTA Town Meeting Vote - Advice of the Town Moderator**

11a. Peter Meier and Michael Blanton are planning on meeting on a Friday before July 1st, the first policy they will look at will be the public comment policy.

George Slade reached out to Mr. Ellis on the MMR Military Civilian Community Counsel as well as the Senior Management.

11b.

Peter Meier read the certificate of Vote

The undersigned members of the Board of Selectmen of the Town of Bourne hereby certify that at a meeting of said Board held on Tuesday, June 14, 2016 at 7:00 p.m. at the Bourne Veterans Memorial Community Center, a quorum of the Board of Selectmen being present and voting throughout, upon a motion duly made and seconded, it was unanimously.

Voted that the Town does not currently anticipate that the landfill to be lined with proceeds of the \$1,745,000 Landfill Bonds (Phase V Liner Construction), or any portion thereof, nor the \$315,000 Departmental Equipment bonds (Excavator) will be leased, rented, managed, operated or otherwise exclusively committed to a third party, or sold for so long as any bonds or notes are outstanding.

Voted Peter Meier moved and seconded by Michael Blanton to approve the certificate of vote as written. Vote 5-0.

11c.

Don Pickard briefly went over the issue from Mr. Fisher and Mr. Seaver, they questioned the town voted on a town meeting referendum, that they concede might be illegal because in their words the MBTA has gone bankrupt and therefore they wanted to see if we could get out of that. The Town Administrator made an inquiry of the Town Moderator and his reply was "I cannot conceive of any legal reason that the town meeting vote or the referendum vote might be illegal. The MBTA has not declared bankruptcy."

Stephen Mealy read Article 2 in the Feb 10, 2015 Special Town Meeting the town voted in favor and the moderator declared the motion passed. At the Annual Town Election on May 19, 2015, 914 people voted yes to join and 716 voted no. We as a board need to recognize those two votes.

12) Selectmen's Reports

Michael Blanton stated last night number of vigils were held around the country, Mr. Blanton stated he took it upon myself with the assistance from Mr. Meier, and Mr. Slade attended, we put together an event on social media, we used the gazebo on the Buzzards Bay Park last night and about 30 people attended a candle light vigil (decided to use glow sticks) it was a nice outgoing support. It was a really great outpouring of support. Thanks to all the folks that came out to attend. There will be a similar event in Falmouth tomorrow night at 6:00 pm at the Falmouth green.

George Slade attended the Bourne district retirement party. It was a gratifying event.

Peter Meier stated he was at the same events that Mr. Blanton and Mr. Slade attended.

Stephen Mealy spoke with James Mulvey about the Phase II Storm water advisory committee and their request on May 16th, I offered, on behalf of the Board, to take and see if we can push this along. They have been working on this for a long time. Mr. Meier also wanted to remind people there will be a meeting tomorrow of the Selectmen for the betterment for Shaker Drive, Friendship Lane, Lancaster Land, and Canterbury Lane in Monument Beach. As a result of the vote of Town Meeting to make improvements to the roads and the betterments be assessed.

Don Pickard stated we have some documents to sign that were voted at our last meeting. Our next meeting will be on the 21st. Hopefully the Members have had a chance to look at the departments they would like to be a liaison for. We are going to have a joint meeting with Fincom for the auditors report. If anyone has any requests please get them to me by Wednesday afternoon or Thursday morning..

Stephen Mealy questioned if they can request a copy of the auditors report prior to the meeting.

13) Other Business

The next Bourne Selectmen meeting will be on Tuesday, June 21, 2016 at 7:00 P.M.

10) Adjourn

Voted Peter Meier moved and seconded by Michael Blanton to adjourn. Meeting adjourned at 7:36 pm. Vote 5-0.

Respectfully submitted - Carole Ellis, secretary.

Board of Selectmen
Minutes of Tuesday, June 14, 2016
Bourne Community Building
Bourne, MA 02532

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TA Tom Guerino was excused

Selectmen

Don Pickard, Chairman
Peter Meier, Vice-Chairman
George Slade, Clerk
Stephen Mealy
Michael Blanton

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

Documents

1. **6:30 p.m. Call to order**
2. **Executive Session:** To conduct strategy session with respect to labor contracts and collective bargaining, as an open meeting may have a detrimental effect on the negotiating position of the public body. The Chairman declares that such open discussion will have a detrimental effect to the negotiating position of the public body.

Roll call Vote to convene in Executive Session for the purpose stated. The Board will reconvene in open session following the Executive Session at approximately 7:00 PM.

Voted Stephen Mealy moved and seconded by Peter Meier by roll call vote to go into Executive Session for purposes stated.

Mr. Mealy - Yes; Mr. Meier - Yes; Mr. Pickard - Yes; Mr. Slade - Yes; Mr. Blanton - Yes.
Vote 5-0.

Don Pickard stated Executive Session is relevant to Collective Bargaining of 3 units.

Superior Officers would like an additional personal day to 3 from 2 days. Additional change in the way they do their clothing allowance, eliminate the 30 year longevity and make it 25. Don Pickard stated that Tom Guerino recommended we go with 1.5, 2, and 2% for 2017, 2018, and 2019. Going with the 1 ½ to 2% we are consistent with what other towns are paying.

Chief Dennis Woodside spoke about the collective bargaining. A lot of the arbitration awards from the state are coming in at 2% a year. The Superiors wanted a 3-year deal.

Voted Stephen Mealy moved and seconded by Michael Blanton to recommend to support the recommendation from the Town administrator on the LIUNA contract for the upgrade for the Police Chiefs Assistant from A-2 to A-3. To see that the Town Administrator keeps the board fully informed of the bumping language.

Roll Call Vote

Mr. Meier recused; Mr. Mealy - Yes; Mr. Slade - Yes; Mr. Blanton - Yes; Mr. Pickard - Yes.

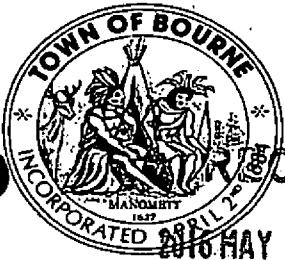
Vote 4-0-1.

Voted Stephen Mealy moved and seconded by George Slade by roll call vote to reconvene in open session.

Mr. Mealy - Yes; Mr. Slade - Yes; Mr. Blanton - Yes; Mr. Pickard - Yes.

Vote 4-0.

Respectfully submitted – Carole Ellis, secretary.



Board of Selectmen Meeting Notice



2016 MAY 18 PM 4:26

AGENDA

TOWN CLERK BOURNE

Date

Wednesday
June 15, 2016

Time

6:00 p.m.

Location

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

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. 6:00 p.m. (Items 1-4) Call to order
2. Public Hearing and adoption of an Order of Betterments for Shaker Drive, Friendship Lane, Lancaster Lane and Canterbury Lane, Monument Beach, MA
3. Adjourn

Board of Selectmen

Minutes of Hearing on Wednesday, June 15, 2016

Bourne Community Building

Bourne, MA 02532

Selectmen: Donald Pickard, Chairman; Peter Meier, Vice-Chairman; George Slade, Clerk; Stephen Mealy

Town Staff: DPW Director George Sala; Town Engineer Michael Leitzel

Public Hearing and adoption of an Order of Betterments for Shaker Drive, Friendship Lane, Lancaster Lane, and Canterbury Lane, Monument Beach, MA

Pickard Called to order at 6:04 p.m.

Read the Notice of Public Hearing (sample certified mail letter omitting frontage and liability data); also read article from Article 24 of May 2 Annual Town Meeting that was stamped and certified as attested.

Department of Public Works Department Manager George Sala discussed successful preventive maintenance works on the roads of the neighborhood, results of his surveying, drainage, adjustments, etc. He furthered that he estimates betterment projects high, with a contingency. He also discussed previous successful efforts.

Town Engineer Mike Leitzel discussed procedure

Tim Stanton, 8 Friendship Lane said that a delay or postponement of projects will inflate the eventual price, repairs by Clover Paving, emphasized that the roads are private. He also mentioned that the process is out of sequence.

Pickard emphasized that a procedure must be followed, even though this hearing should have occurred before Annual Town Meeting.

Frank Inzalaco, 40 Shaker Drive is frustrated that this project is 'out of sequence'.

Eleanor Lunde, 40 Shaker Drive spoke to the fact that Annual Town Meeting preceded this hearing and is out of sequence.

Pickard affirmed that there is no harm in conducting the hearing and town meeting vote out of sequence.

Leitzel believes that betterments made be paid in full or over a period of 10 years

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Laura Scena, 37 Shaker Drive asserted that Leitzel's answer is in conflict with statement that betterments can be paid with 20 equal payments which could mean five years. Discussion ensued. It is believed that, while confusing, it is actually 10 years or possibly 20 years.

Pickard asked for show of hands to indicate how many household were represented at meeting. A count revealed 19.

Charles Noyes, 7 Shaker Drive asked for estimate of time for paving project to last

Sala gave no estimate but offered that neighborhood's preventive maintenance should extend life. He discussed advantages.

Noyes asked if betterment were subject to interest charges

Selectman Mealy urged passage and cited that delay will inflate costs of material. Interest rate is 5%.

Dianne Cronin, 3 Canterbury Lane asked if why petition does not addressed "taking" of road by town after repair. She was unsettled about the Annual Town Meeting being held before this hearing

Sala discussed that ATM is not a problem. It is just out of usual order.

Patrick Cotton, 31 Shaker Drive spoke about the process

Pickard asked for show of hands of those who would like project to proceed. 15 affirmative votes were counted.

James Corsano, 19 Shaker Drive asked whether betterment is spread over 10 or 20 payments and also wants to know if roads will be accepted by town upon repair.

Pickard discussed advantages to town of accepted road and Chapter 90 funds for road repairs

Selectman Meier asked if road would be repaired to the standard that would be acceptable for town 'taking'.

Sala plan is for Fall, 2016 project but that time is of the essence. If deadline for ordering materials, etc would make it difficult to complete by fall. Prices are also not protected – county bid for asphalt may expire

Joseph Gary, 38 Shaker Drive if road will be torn up, and removed before new tar is laid down.

Sala replied "no" but that there would be a 2 inch subsurface, then 1.5" top layer

Gary also asked if 21 Shaker (a red, unoccupied house) is factored into free space that was spread among rate payers.

Pickard, after checking, determined that it is helping to fund the project by Green way Group

Gary asked how long will paving project would last

Sala would say only that preventive maintenance would likely extend life.

Fred Levitt, 1 Canterbury Lane asked about being on corner lot be assessed further.

Richard Concannon, 32 Shaker Drive wanted to know how the original pavement was laid, i.e., one layer or two

Corsano said two layers

Concannon repeated his concern about the original base layer.

Leitzel offered that a 'coring' would provide an answer

Kathleen Andrade, 6 Friendship Lane and homeowners association treasurer asked the status of residents whose dues are delinquent.

The answer was that it does not affect this project

Leitzel asked what the time deadline for borrowing for this project

Mixed answer

Pickard asked about voting and acknowledged that 15 residents present wanted to vote

Mealy asked about residents conferring among themselves

General discussion ensued about timing and Concannon's subsurface concerns

James Mulvey, a general attendee, asked if the 50% meant number of landowners

Leitzel replied that it is based on lineal footage. Cove Road (Pocasset) problems were cited wherein one resident who owns greater than 50% of lineal frontage successfully and single handedly voted down the entire proposed project

Gary asked about wording on petition. He passed his around to be read. Is Petition #1 to open issue to estimate repairs and #2 to approve repairs and become responsible?

Robinson discussed that is the problem

Frances Keefe, 6 Shaker Drive, a new resident asked about absentee ballots

Cronin believed that there was a commitment for town to accept the repaired roads. She further wanted to know if petition was simply to have highway surveyor get prices or are they committed to paying whatever the price comes to.

Mealy offered to postpone further action until July 19th for reconsideration.

Discussion ensued

Motion was made by Mealy, seconded by Meier, for Selectmen to recess for 12 minutes (7:30)
Unanimous

Selectmen Pickard, Meier, Slade and Town Engineer Leitzel left the room, Selectman Mealy remained with petitioners.

Vote to reconvene was made. All voted yes. Reconvened at 7:30;

Mealy offered that one vote per household would provide an answer.

Discussion ensued. It was determined that all homeowners were notified by registered mail about vote and commitment.

Vote, by show of hands, was 16 to proceed, 4 to not proceed. Survey of households in the room at the time revealed that at least one more person representing a household was in attendance.

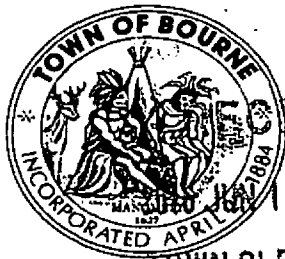
Motion to pass was considered by Selectmen. Meier read Article 24 from Annual Town Meeting dealing with road repairs to be made at Country Ridge Estates. Hearing information was re-read.

Selectmen voted unanimously to approve project

Sala will contact paving company

Motion made to close hearing by Meier, seconded by Mealy, unanimous

Adjourned 7:49 p.m.



Board of Selectmen Meeting Notice AGENDA



Date

Tuesday
June 21, 2016

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.

1. Call to Order
 2. Moment of Silence for our Troops and our public safety personnel
 3. Salute to our Flag
 4. Public Comment on Non-Agenda Items
 5. Correspondence
 6. Licenses and Appointments
 - a. Seven [7] - One Day Liquor Licenses for Massachusetts Maritime Academy
 - (2) Pande Hall - Rope Yarn Event - 8.13.16 - 6:00-10:00 p.m.
Pande Hall - MMA Reunion - 9.17.16 - 4:00 - 12:00 midnight
 - (1) Kurz Hall - MMA Reunion - 9.17.16 - 4:00 p.m. - 8:00 p.m.
 - (1) Alumni Gymnasium/Clean Harbor Center - MMA Event Reunion -
9.17.16 - 12:00 - 4:00 p.m.
 - (1) ABS Library Information Commons - MMA Maritime Day - 9.16.16 -
4:00 - 11:00 p.m.
 - (2) Beachmoor - Reunion Event - 9.17.16 - 5:00 - 10:00 p.m.
Memorial Brunch - 9.18.16 - 11:00 a.m. - 4:00 p.m.
 - b. Cape Cod Canal Fest - Buzzards Bay Park 7.4 & 5.16 - 11:00 a.m. - 5:00 p.m.
 - c. 4th of July Parade
 - d. National Multiple Sclerosis Society - New England Chapter, c/o Promoter Line, Inc.,
Bill Sykes - Softball Field and Deck of Mess Hall 6.25.16 - 1:00 - 6:00 p.m.
 7. Two [2] Aquaculture Permits - Signature Only
 - a. Dan Maurice and James Rossignol
 - b. Patrick Ross
- 7:30 p.m. Auditor's Report - Joint meeting with Finance Committee
8. Selectmen's Business
 - a. Subcommittee Reports
 - b. Department Liaisons
 - c. Request from Upper Cape Cod Regional Technical School to name the road going up
to the Vocational School as Upper Cape Tech Way
 9. Selectmen Reports
 10. Other business that may legally come before the Board
 11. Adjourn

RECEIVED

2016 JUL 13 PM 12:25

TO: CLERK BOURNE

**Board of Selectmen
Minutes of Tuesday, June 21, 2016
Bourne Community Building
Bourne, MA 02532**

TA Tom Guerino

Selectmen

Don Pickard, Chairman

Peter Meier, Vice-Chairman

George Slade, Clerk

Stephen Mealy

Michael Blanton

Note this meeting is being televised and recorded. If anyone in the audience is recording or videotaping, they need to acknowledge such at this time.

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

Documents

Meeting Called to Order

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

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

Public Comment – Non-Agenda Items

Don Pickard wanted to note that public comment cannot be deliberated by the Board of Selectmen as it would be a violation of the open meeting law.

Mr. Elwin Barnes, Valley Bar Road, spoke about Valley Bars Road being a danger to the town; the drain holes and the potholes. Valley Bars has deteriorated where significant roadwork is necessary, this happened because of negligence and faulty repairs by the town maintenance personnel. Records indicate that Valley Bars Road has been used as a public road for over 30 years. Hope to produce a petition to remove the present Town Administrator, a paid town employee and replace him with someone capable of maintaining town business. Mr. Barnes has copies of the original deed, the original sales agreement, and pictures of the area.

Don Pickard stated we can add this as an agenda item.

Mr. Jonathan Nelson and George Sala spoke about curbside collections. Gave an update on the single stream recycling. Two weeks from today the new carts will be delivered; July 5th the company will distribute the carts to the homes. They will start in Sagamore, then Buzzards Bay then the south side of the bridge. Use the carts immediately. The carts are 96-gallon carts. Mass DEP said the 96-gallon carts should be sufficient. If anyone has issues

please contact the DPW. Everyone will get one 96 gallon cart for trash and one 96 gallon cart for recycling. The policies will be placed inside each cart, on the inside cover.

5) Correspondence

George Slade brought the committee up to date on the correspondence.

- a. Letter form Carl Waal re: Condition of Valley Bars Road, Monument Beach
- b. Division of Marine Fisheries - Seasonal Status Change - Wychunas Avenue (located in the waters and flats of Buttermilk Bay.
- c. William F. Grant request appointment to the Wasterwater Advisory Subcommittee
- d. EAP Status Report for December 26, 2015 - May 31, 2016

Tom Guerino will put Mr. Grant for possible appointment for the Sewer Commissioners next week.

6) Licenses/Appointments:

- a. Seven [7] - One Day Liquor Licenses for Massachusetts Maritime Academy
 - (2) Pande Hall - Rope Yarn Event - 8.13.16 - 6:00-10:00 p.m.
Pande Hall - MMA Reunion - 9.17.16 - 4:00 - 12:00 midnight
 - (1) Kurz Hall - MMA Reunion - 9.17.16 - 4:00 p.m. - 8:00 p.m.
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Memorial Brunch - 9.18.16 - 11:00 a.m. - 4:00 p.m.
- b. Cape Cod Canal Fest - Buzzards Bay Park 7.4 & 5.16 - 11:00 a.m. - 5:00 p.m.
- c. 4th of July Parade
- d. National Multiple Sclerosis Society - New England Chapter, c/o Promoter Line, Inc., Bill Sykes -
Softball Field and Deck of Mess Hall 6.25.16 - 1:00 - 6:00 p.m.

6.a.

Peter Meier went over the liquor licenses request from Mass Maritime Academy 101 Academy Road, Buzzards Bay, MA 02532.

[5] One-day liquor licenses (4) All Alcoholic (1) Wine & Malt

ABS Library Information Commons (1 event)

- 9.16.16 - Maritime Day - 250-300 Guests - 4:00 p.m. - 11:00 p.m.

Pande Dinning Hall-Fantail and adjacent patio and grounds (2 events)

- 8.13.16 - Rope Yarns Event - 300 guests - 6:00 p.m. - 10:00 p.m. (wine & malt)
- 9.17.16 - MMA Event - Reunion - 300 guests - 4:00 p.m. - 12:00 a.m.

Alumni Gymnasium/Clean Harbors Center (1 event)

- 9.17.16 - MMA Event - Reunion - 250 Guests - 12:00 p.m. - 4:00 p.m.

Gerhard E. Kurtz Hall (1 event)

- 9.17.16 - MMA Event - Reunion - 75 Guests - 4:00 p.m. - 8:00 p.m.

Voted Peter Meier moved and seconded by Michael Blanton to approve the one-day liquor licenses for Massachusetts Maritime Academy. Vote 5-0.

Peter Meier went over the request from Mass. Maritime Academy for the 2 one-day liquor license.

Two [2] - One-day liquor license to be held at the Beachmoor at MMA

9.17.16 - 5:00 p.m. - 10:00 p.m. - All Alcoholic - Reunion Event

9.18.16 - 11:00 a.m. - 4:00 p.m. - All Alcoholic - Memorial Brunch

Voted Peter Meier moved and seconded by Michael Blanton to approve the Beachmoor Events. Vote 5-0.

6.b.

Peter Meier went over the National Marine Life Center Non-Profit Fundraiser request. 2nd Annual Cape Cod Canal Fest for 90 Main street, Buzzards Bay Park; Date: July 4 & 5, 2016; Time: 11:00 a.m. - 5:00 p.m. Request for Two-day beer & wine license. Will have fenced in area, wrist bands and security checks. One entrance in and out. Men and women allowed over 221 - children allowed with parent. The Conditions are: Board of Health: Any food vendors need permits. Police Department: Must comply with restrictions discussed with Chief of Police

Voted Peter Meier moved and seconded by Michael Blanton to approve the request with those conditions. Vote: 5-0

6.c.

Peter Meier went over the 4th of July Parade Academy Drive Main Street.

10 Annual Bourne on the Fourth of July Parade July 4, 2016 - 9:00 a.m. to 12:00 p.m.

Start at Academy Drive and Main, proceed down Main Street and finish at the Bourne Veterans' Memorial Community Building parking lot.

1. Use of town hall paring lot exclusively for parade participants, volunteers & town employees
2. Permission to close Main Street from Perry Avenue to Academy Drive on July 4th from 9:45 to the end of parade.
3. Permission to enforce a parking ban on Main Street from Perry Avenue to Academy Drive on July 4th from 9:45 until the end of parade.
4. Insurance coverage for the Town for parade day
5. Permission to hang banner over Main Street to be displayed approximately two weeks prior to the parade.

6. Permission to enforce a parking ban for all of Perry Ave and Everett Rd from Perry Ave to the Town Hall's Everett Road exit.
7. Permission to enforce a parking ban for Cohasset Avenue.
8. Permission to place signs on the East Rotary, West Rotary, Main Street and Pocasset. Also, tent signs at various locations the week of the parade.

The Conditions are: Board of Health: All food vendors must apply for temporary permits. Department of Public Works: Please call George Sala (508-759-0640) regarding trash. Police Department: Police Department will staff parade event as we deem appropriate. Any parking signs will be put up by volunteers or possible DPW staff, if available, and the DPW Director authorizes. All temporary no parking signs must also be removed after the event (same day-volunteers or DPW as above) and ALL must be returned to the Police Department. Event organizers MUST meet with the PD Administration two weeks prior to event for final plan review.

Voted Peter Meier moved and seconded by Michael Blanton to approve the 4th of July Parade. with all the conditions.

Peter Meier stated this is an every year request, can we memorialize this, or do we have to go through this every year?

Mr. Guerino stated it will have to come before the Board every year, because of different vendors as well the banner is going to need an annual request.

Tom Guraino stated the rotaries are owned by the Commonwealth; we will have to check with the Commonwealth relative to signs.

Vote 5-0.

6.d.

Peter Meier went over the National MS Society one-day wine and malt beverage license for 6.25.16 from 1:00 p.m. - 6:00 p.m. for the 32nd Annual MA Cape Cod Getaway. It will be at 101 Academy Drive, Buzzards Bay on the softball field and deck of the Mess Hall.

Voted Peter Meier moved and seconded by Michael Blanton to approve the one-day license for the National Multiple Sclerosis Society.

Vote 5-0.

7) Two [2] Aquaculture Permits - Signature Only

- a. **Dan Maurice and James Rossignol**
- b. **Patrick Ross**

Don Pickard stated there is one shellfish Aquaculture permit for signature only; it was already voted on.

8) Selectmen's Business -

- a. **Subcommittee Reports**
- b. **Department Liaisons**

c. Request from Upper Cape Cod Regional Technical School to name the road going up to the Vocational School as Upper Cape Tech Way

Peter Meier said the policy sub committee will meet next Friday. They are going to look at the public comment for discussion as well as smoking on town property, and to include public playgrounds. Also to look at the swimming regulations within our public beaches.

Don Pickard stated on Contract Negotiations - the Administrator and different Dept. Heads are working on that.

8b.

Public Safety - Peter Meier

MMA & Public Works - Stephen Mealy

Community Outreach - Michael Blanton

Schools - Don Pickard

General Government - George Slade

8c.

Voted Peter Meier moved and seconded by Stephen Mealy to name the access road to the Upper Cape Tech High School the Upper Cape Tech Way.

Tom Guerino stated for public record Mr. Nelson has tendered his resignation and taken on a position at another municipality.

Voted Peter Meier moved and seconded by George Slade to take a 2-minute recess

Voted Peter Meier moved and seconded by Stephen Mealy to reconvene.

7:30 p.m. Auditor's Report – Joint meeting with Finance Committee

Finance Committee

Mary Jane Mastrangelo, Renee Gratis, John Redman, Michelle Ford, Brian Lemee, Bill Towne, Karin Meehan.

FinCom Members Excused: Kathleen LeGacy, Rich Lavoie, Judy Conron, Jeff Perry, Andy Roth.

Mary Jane Mastrangelo called the Finance Committee to order 7:34

Tom Guerino briefly went over the FY15 Audit Report and introduced Jose Young and Chris Rock. They do the regular audit and they will also look at the Federal Grants that we get, they also look at the Enterprise Funds. They will look at the OPEB issue and the Management letter.

Chris Rock, principal at Clifton Larson, Allen, went over the three primary reports, the Financial Statements, the GAO and OMB-A 133 report, the Federal Report and the Management Letter.

Jose Young, Audit Manager, went over the Federal Reports, The GAO Report and the Compliance of Federal Grants; and the Management Letter.

Copies of the Financial Statement and Required Supplementary Information June 30, 2015; Town of Bourne, MA GAO and OMB A-133 Reports for the year ended June 30, 2015; and Town of Bourne MA Management Letter can be found on the Town's website.

Finance Committee adjourned

John Redman second by (not sure who seconded) adjourned at 8:28 p.m.

9) Selectmen's Reports

Stephen Mealy requested Mr. Guerino to give an over view of the lifeguards. Mr. Guerino spoke about the lifeguards, and recruitment of lifeguards. We have guards to staff Monument Beach and that includes lessons. Do not have enough to adequately staff two beaches; Sagamore will not be staffed.

Peter Meier spoke about the pay rate to get the lifeguard to stay. We need to look at upgrading the pay rate. Tom Guerino said we have an issue with the summer program staff. We will look at that for next year.

Peter Meier said it came to his attention that Alan Slavin, Wareham Board of Selectmen has been charged by his board to come before this Board about working towards a joint resolution to get the subsidy down on the MBTA pilot program. Is it worth it to have Mr. Alan Slavin come before us so we can see what Wareham wants to do. We should talk to our Wareham counter parts, if it isn't feasible to get the subsidy down we should let Allen Slavin know.

Don Pickard would he be available to meet with a member of this board and his administrator, with our administrator, and perhaps Mr. Meier. Stephen Mealy suggested both boards meet. Tom Guerino and Peter Meier with get a meeting set up.

George Slade said about the meeting on May 24th he read the correspondence from a Sagamore resident Mr. Faizer who had concerns about the effects of reconfiguring Adam Street and the effect on his property. Has there been anything done yet? Mr. Guerino stated we are going be meeting next week, we are going to take a look and come back with a report.

Michael Blanton said on Friday the 17th and Saturday 18th I attended the Graduation and the reception for Mass Maritime.

Don Pickard said for future reference, he received an email from Jonathan Nelson on the clock dedication, which is going to be on July 8th at 1:00 p.m. Asked Mr. Guerino to get in touch with Mrs. Hagloff to find out what they would like for a program.

Stephen Mealy said she requested to bring the tower out to hang the American Flag.

Peter Meier questioned should we send a letter to our state delegation to see if local aid will be cut back. Tom Guerino stated it is always good to let our legislatures know that we have some priorities. We can send something if the Board wants to, but it is late in the session for that. Peter Meier will draft a letter to be sent.

George Slade said there is a sign in Cataumet on 28A and Foster Howard directing people to the Barnstable County Hospital. The building no longer exists. Tom Guerino will call Rep. Vieira to request the sign be removed.

George Slade mentioned the partnering with the Maritime Academy. Mr. Slade would like to be brought up to date on that. Michael Blanton stated Admiral McDonald is interested in the town's actions and activities that we are planning for the development of downtown Main Street, Buzzards Bay. He is interested in being involved in those conversations.

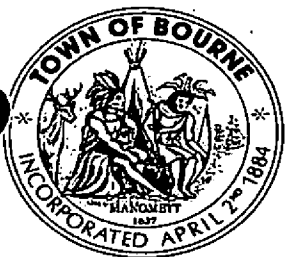
10) Other Business that may legally come before the Board

The next Bourne Board of Selectmens meeting will be on Tuesday, June 28th at 7:00 P.M.

11) Adjourn

Voted Peter Meier moved and seconded by Stephen Mealy to adjourn. Meeting adjourned at 8:43 pm. Vote 5-0.

Respectfully submitted – Carole Ellis, secretary.



Board of Selectmen Meeting Notice AGENDA



Date
Thursday
June 23, 2016

Time
5:50 P.M.

Location
Cape Cod Resort and Conference Center
35 Scudder Avenue
Grand Ballroom
Hyannis

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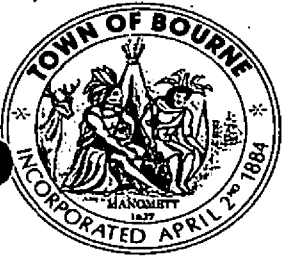
TOWN CLERK BOURNE

Meeting of the Bourne Board of Selectmen/Town Council
The Bourne Board of Selectmen/Town Council will be attending and participating as a Board
in the All Cape Selectmen and Councilors meeting as outlined in the agenda below:

BOARD OF SELECTMEN/TOWN COUNCIL MEETING AGENDA

One Cape: Implementing Solutions for Clean Water
All Cape Selectmen and Councilors Meeting
Cape Cod Resort and Conference Center
35 Scudder Avenue – Grand Ballroom
Hyannis, MA 02601

- 5:50 **Welcome & Opening Remarks** – Don Pickard, Bourne Board of Selectmen, and Susan Moran, Falmouth Board of Selectmen, of the Cape Cod Selectmen & Councilors Association will welcome attendees to the session and provide opening remarks
- 6:00 **Keynote Speaker – Therese Murray, former President of the Massachusetts Senate**
She will present on wastewater policy at the state level (the Commonwealth of Massachusetts) and the need for intermunicipal cooperation from the Cape Cod towns in its implementation
- 6:20 **Dinner**
- 7:10 **Presentation of OneCape Awards** – Awards will be presented on behalf of the Cape Cod Commission recognizing individuals and organizations for outstanding leadership and dedication to water quality on Cape Cod
- 7:20 **Implementing Cape Cod's Federal Clean Water Act Section 208 Area Wide Water Quality Management Plan Update** – speakers will provide remarks and perspectives on the towns of Cape Cod's efforts to date toward implementation of the Federal Clean Water Act Section 208 Area Wide Water Quality Management Plan Update over the last 12-18 months. There will be an opportunity for members of Boards of Selectmen/Town Council to discuss and ask questions.
Moderator: Paul Niedzwiecki, Cape Cod Commission
Speakers: Ken Mora, United States Environmental Protection Agency
Christopher Kilian, Conservation Law Foundation
Gary Moran, Massachusetts Department of Environmental Protection
- 8:05 **Moving Towards Intermunicipal Cooperation: Popponesset Bay** – speakers will discuss the communication and cooperation among neighboring towns in the Popponesset Bay watershed (Mashpee, Barnstable, Sandwich) around coordination of water quality implementation efforts in the Pomponeset Bay watershed. There will be an opportunity for members of Boards of Selectmen/Town Council to discuss and ask questions.
Moderator: Paul Niedzwiecki, Cape Cod Commission
Speakers: Rodney Collins, Mashpee Town Manager
Mark Ells, Barnstable Assistant Town Manager
Bud Dunham, Sandwich Town Manager
- 8:30 **Closing Remarks**



Board of Selectmen Meeting Notice



AMENDED AGENDA

EXECUTIVE SESSION AT 7:00 P.M.

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday June 28, 2016	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.

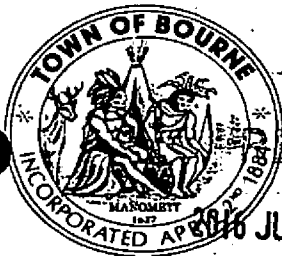
All items within the meeting agenda are subject to deliberation and vote(s) by the Board of Selectmen.

1. 7:00 p.m. Call to order
2. Executive Session. To conduct strategy session with respect to collective bargaining and litigation as an open meeting may have a detrimental effect on the collective bargaining position and litigation of the public body. The Chairman declares that such open discussion will have a detrimental effect to the negotiation and litigation position of the public body.

**Roll call Vote to convene in Executive Session for the purpose stated. The Board will reconvene in open session following the Executive Session at approximately 7:30 P.M.
Roll call Vote to reconvene in open session**

3. Moment of Silence for our Troops and our public safety personnel
4. Salute the Flag
5. Public Comment – Non-Agenda Items
6. Minutes: 5.10 & 6.7. 2016 Regular Session
7. Correspondence
8. Licenses and Appointments:
 - a. 7:45 p.m. Bruce Silverbrand – Shellfish Grant – Public Hearing
 - b. Annual Committee Reappointments
9. Selectmen's Business
 - a. Goals Discussion
 - b. Execution of Documents for Assessment of Betterments on Shaker Drive, Friendship Lane, Lancaster Lane and Canterbury Lane.
 - c. Summer schedule proposal (July 12, 19, 26 – August 2,16,23)
10. Selectmen's Reports
11. Town Administrator's Report
12. Adjourn

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2016 JUN 27 PM 2:38
TOWN CLERK BOURNE



Board of Selectmen Meeting Notice AGENDA



RECEIVED
JUN 24 PM 1:17

REMINDER EXECUTIVE SESSION AT 7:00 P.M.
TOWN CLERK BOURNE

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday June 28, 2016	7:00 p.m.	Bourne Veterans' Memorial Community Center 239 Main Street, Buzzards Bay

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

1. 7:00 p.m. Call to order
2. Executive Session. To conduct strategy session with respect to collective bargaining as an open meeting may have a detrimental effect on the collective bargaining position of the public body. The Chairman declares that such open discussion will have a detrimental effect to the negotiation position of the public body.

Roll call Vote to convene in Executive Session for the purpose stated. The Board will reconvene in open session following the Executive Session at approximately 7:30 P.M.
Roll call Vote to reconvene in open session

3. Moment of Silence for our Troops and our public safety personnel
4. Salute the Flag
5. Public Comment – Non-Agenda Items
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 - c. Summer schedule proposal (July 12, 19, 26 – August 2,16,23)
10. Selectmen's Reports
11. Town Administrator's Report
12. Adjourn

Board of Selectmen
Minutes of Tuesday, June 28, 2016
Bourne Community Building
Bourne, MA 02532

2016 JUL 13 PM 12:24

TOWN CLERK BOURNE

TA Tom Guerino

Selectmen

Don Pickard, Chairman
Peter Meier, Vice-Chairman
George Slade, Clerk
Stephen Mealy
Michael Blanton

Note this meeting is being televised and recorded. If anyone in the audience is recording or videotaping, they need to acknowledge such at this time – Michael Rausch Bourne Enterprise.

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

Documents

1. **7:14 p.m. Call to order**
2. **Executive Session:** To conduct strategy session with respect to collective bargaining and litigation as an open meeting may have a detrimental effect on the collective bargaining position and litigation of the public body. The Chairman declares that such open discussion will have a detrimental effect to the negotiation and litigation position of the public body.

Roll call Vote to convene in Executive Session for the purpose stated. The Board will reconvene in open session following the Executive Session at approximately 7:30 PM.

Voted Stephen Mealy moved and seconded by Peter Meier by roll call vote to go into Executive Session.

Mr. Slade - Yes; Mr. Mealy - Yes; Mr. Meier - Yes; Mr. Blanton - Yes, Mr. Pickard - Yes.

Roll call Vote adjourn Executive Session and to reconvene in open session.

Voted Peter Meier moved and seconded by Michael Blanton by roll call vote to adjourn Executive Session and to reconvene in open session.

Mr. Slade - Yes; Mr. Mealy - Yes; Mr. Meier - Yes; Mr. Blanton - Yes, Mr. Pickard - Yes.

Meeting Called to Order

Chm. Pickard called the meeting to order at 7:44 pm.

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

Public Comment – Non-Agenda Items

None requested.

6) Minutes:

Voted Peter Meier moved and seconded by Michael Blanton to approve the minutes from May 10, 2016 as presented. Vote 4-1-0. George Slade Abstained

Voted Peter Meier moved and seconded by Michael Blanton to approve the minutes from June 7, 2016 as presented. Vote 5-0.

7) Correspondence

George Slade brought the committee up to date on the correspondence.

- a. Letter from Executive Office of Energy and Environmental Affairs re: Buzzards Bay Wastewater Treatment Facility
- b. Conservation Commission abutter notification for work being done at 150 Red Brook Harbor Road, Cataumet
- c. Letter from DEP re: Permit Approval - Authorization to construct - Medium Landfill Expansion - Phase 5 Lined Landfill
- d. Notice from DEP of Waterways License Application - Chapter 91 - for Kingman Yacht Center (copy of plan on file in the Town Administrator's Office)

8) Licenses/Appointments:

- a. **7:45 p.m. Bruce Silverbrand – Shellfish Grant – Public Hearing**
- b. **Annual Committee Reappointments**

Don Pickard called the public hearing to order, read the public hearing notice.

Public Hearing Notice:

Notice is hereby given in accordance with the provisions of MGL Chapter 130, Section 60 as amended and Rules and Regulation and Application Requirements promulgated by the Bourne Board of Selectmen that Bruce Silverbrand, 18 Bayberry Road, Buzzards Bay, MA 02532 filed an application on May 10, 2016 to establish an Aquaculture/Shellfish Grant within the municipal waters of the Town of Bourne. The proposed site is 1 acre and is located in the northern portion of Buttermilk Bay. The application, including a plan showing the specific location of the proposed grant, can be viewed at Town Hall.

A public hearing will be held on June 28, 2016 at 7:45 p.m. in the Bourne Veterans' Memorial Community Center, 239 Main Street, Buzzards Bay, MA 02532.

Signed by the Selectmen

This was publicized on June 13, 2016 edition of the Cape Cod Times. It was also posted on June 13, 2016 at Town Hall, Monument Beach and Buzzards Bay Post Offices.

Bruce Silverbrand spoke about starting a shellfish grant at the North-end of Buttermilk Bay for quahog and oysters. Will start with oysters, may switch to quahogs. Quahogs will be on the bottom; oysters will be in cages on the bottom. We are looking at 100 cages to start.

Don Pickard stated we have a completed application for an aquaculture shellfish grant permit and also have on file a letter from Tim Mullen Director of DNR.

Voted Peter Meier moved and seconded by Michael Blanton to close the public hearing. Roll Call Vote: Mr. Mealy - yes; Mr. Meier- Yes; Chair - Yes; Mr. Slade - Yes; Mr. Blanton - Yes.

Stephen Mealy read a couple paragraphs from Tim Mullen's Memorandum:
The proposed location is less than a hundred feet from the Wareham line in the NW section of Buttermilk Bay. The closest homes in the area would be located at Indian Mound Beach in Wareham and in the Hideaway Village and Pine Ridge Road neighborhoods of Buzzards Bay. The location is outside of any navigable channels and located on a shoal that really isn't navigable by most vessels. The town has not propagated that particular area in the past. Although it has been fished routinely inadvertently by Wareham residents. Marine Fisheries will conduct one as part of their approval process, will conduct a survey. Mr. Mullen does comment that the shellfish population in that area is relatively sparse. The proposed location will be suitable for growing shellfish in an area that currently is unproductive.

Voted Peter Meier moved and seconded by Michael Blanton to approve the application of Bruce Silverbrand, 18 Bayberry Road, Buzzards Bay, MA, dated May 10, 2016, for the proposed site of 1 acre as located in the northern portion of Buttermilk Bay.
Roll Call Vote: Mr. Mealy - Yes; Mr. Meier- Yes; Chair - Yes; Mr. Slade - Yes; Mr. Blanton - Yes.

8.b. Peter Meier read the appointments:

Board of Appeals, Five-year term.

Voted Peter Meier moved and seconded by Stephen Mealy to approve Wade Keen, term to expire June 30, 2021. Vote 5-0.

One-year term Associate Members Board of Appeals. Term to expire June 30, 2017, Kat Brennan and Amy Kullar are seeking reappointment.

Voted Peter Meier moved and seconded by Michael Blanton to approve. Vote 5-0.

Bourne Financial Development Corp Board of Directors, one year term, term to expire June 30, 2017; Jeanne Azarovitz, Michael Giancola, and Marie Oliva.

Voted Peter Meier moved and seconded by Michael Blanton to approve. Vote 5-0.

Bourne Housing Partnership Committee, terms are expiring June 30, 2016.

Voted Peter Meier moved and seconded by Michael Blanton to nominate Terri Guarino Board of Health non-voting member, Al Hill At Large, Coreen Moore Town Planner, Susan Ross At Large, terms to expire June 30, 2017. Vote 5-0.

Cape Cod Joint Transportation Committee, George Sala seeks reappointment.

Voted Peter Meier moved and seconded by Michael Blanton to approve George Sala, Term to expire June 30, 2017. Vote 5-0.

Cape Light Compact Committee, Robert E. Schofield, one-year term, term to expire June 30, 2017.

Voted Peter Meier moved and seconded by Michael Blanton to approve. Vote 5-0.

Capital Outlay Committee, Carol Lynch, At Large, term to expire June 30, 2019

Voted Peter Meier moved and seconded by Michael Blanton to approve. Vote 5-0.

Central Information and Liaison Officer of Development DRI Enforcement for Cape Cod Commission, Coreen Moore seeks reappointment.

Voted Peter Meier moved and seconded by Michael Blanton to appoint Coreen Moore, term to expire June 30, 2017. Vote 5-0.

Conservation Commission, three-year terms,

Voted Peter Meier moved and seconded by Michael Blanton to approve Elizabeth Kiebala and Paul Szwed, term to expire June 30, 2019. Vote 5-0

Associate Members, term to expire June 30, 2017, Michael Gratis, Michael Leitzel, and Elise Leduc.

Voted Peter Meier moved and seconded by Michael Blanton to approve. Vote 5-0.

Constable, Charles T. Devlin, Lee M. Gresh, Russell H. McAllister, and Dennis R. Woodside for a one-year term, term to expire June 30, 2017.

Voted Peter Meier moved and seconded by Michael Blanton to approve. Vote 5-0.

Counsel on Aging, four-year term, Lorraine Young, term to expire June 30, 2020

Voted Peter Meier moved and seconded by Michael Blanton to approve. Vote 5-0.

Ethics Liaison, Barry H. Johnson, term to expire June 30, 2017

Voted Peter Meier moved and seconded by Michael Blanton to approve Vote 5-0.

Historical Commission, three-year term, term to expire June 30, 2019, George Jenkins, Neil Langille, and Judith Riordan, seek reappointment.

Voted Peter Meier moved and seconded by Michael Blanton to approve. Vote 5-0.

Associate Members, Deborah Burgess, Blanche Cody, and Frances Speers, term to expire June 30, 2017.

Voted Peter Meier moved and seconded by Michael Blanton to approve. Vote 5-0.

Open Space Committee, three-year term, Patrick Sweeney, term to expire June 30, 2019.

Voted Peter Meier moved and seconded by Michael Blanton to approve Patrick Sweeney. Vote 5-0.

Staff Members, term to expire June 30, 2017, Michael Leitzel, Coreen Moore, and Samuel Haines

Voted Peter Meier moved and seconded by Michael Blanton to approve. Vote 5-0.

Planning Board Associate Member, Shaun Handy and Mike Leitzel, three-year term, term to expire June 30, 2019

Voted Peter Meier moved and seconded by Michael Blanton to approve. Vote 5-0.

Recreation Committee, reappoint Shawn Goulet, Roger J. Maiolini, and George M. Sala, term to expire June 30, 2019.

Voted Peter Meier moved and seconded by Stephan Mealy to approve. Vote 5-0.

Register of Voters, three-year term, term to expire June 30, 2019, reappoint Penny Bergeson.

Voted Peter Meier moved and seconded by Stephen Mealy to approve. Vote 5-0.

Shore and Harbor Commission, reappoint Richard Libin and R. Hunter Scott, three year term, term to expire June 30, 2019.

Voted Peter Meier moved and seconded by Michael Blanton to approve. Vote 5-0.

Transportation Advisory Committee, one year term, term to expire June 30, 2017, appoint John Carroll, Richard Conron, Daniel Doucette, Christopher Farrell, Marie Oliva, Robert Parady, George Sale, and Dennis Woodside.

Voted Peter Meier moved and seconded by Michael Blanton to approve. Vote 5-0.

Veterans' Graves Officer, one-year term, term to expire June 30, 2017, Thomas Barclay.

Voted Peter Meier moved and seconded by Michael Blanton to approve. Vote 5-0.

9) Selectmen's Business -

- a. Goals Discussion**
- b. Execution of Documents for Assessment of Betterments on Shaker Drive, Friendship Lane, Lancaster Lane and Canterbury Lane.**
- c. Summer schedule proposal (July 12, 19, 26 - August 2,16,23)**

9.a. Goals Discussion

Don Pickard stated the goals are identified: Financial, Environmental, Organizational, Community Engagement, and Economic Development. Have each member sit with Mr. Guerino and pick two tasks within the goals. Also questioned should a facilitator be consulted?

Peter Meier stated would a facilitator give us some ideas we hadn't thought of yet.
Don Pickard questioned does the Board want to retain a facilitator?
Michael Blanton said he is in favor of having a facilitator.

Tom Guerino suggested, since you have the goals already, to get the tasks of the objectives achieved you may want to seek outside help.

9c. Don Pickard stated the dates that we will meet in July are: July 12, 19, 26, in August the dates we will meet are August 2, 16, 23.

10) Selectmen's Reports

Stephen Mealy spoke about the dedication of the clock, on July 8th at 1:00.

Peter Meier brought up cleaning up the different monuments and the lifeguard issue. Start increasing the salary line items and start advertising for lifeguards earlier, in January and February. Tom Guerino stated the Board has stated not to increase the seasonal rates. We have to look at it in the next budget year. Advertising in January wouldn't do us any good because the kids aren't looking until April. Peter Meier also spoke about Jonathan Nelson and his last day.

George Slade spoke about the Valley Farm Community Gardening. Also questioned if there is a way we can highlight the re-appointments better?

Michael Blanton said he attended the One Cape Summit. Got an update on the position of each towns water concerns. He also wanted to remind people about the Bourne on the 4th of July Parade. July 4th and 5th is also the Cape Cod Canal Fest

Don Pickard questioned Mr. Guerino about the written complaint. Tom Guerino said we will schedule a meeting next week.

Don Pickard would like to see the Town Administrator discuss with Dept. Heads for a meeting the end of August, what their needs and budget priorities might be for FY18. So the Board can deliberate and give the budget priorities to the Town Administrator, so he knows what the Board's priorities are for the upcoming fiscal year.

11) Town Administrator's Report

Tom Guerino spoke about Mr. Jonathan Nelson's last day, which is Thursday, July 30. Mr. Haynes is on board, conservation commission, would like to have him before the selectmen. Concluded the first fiscal year of our solar buying.

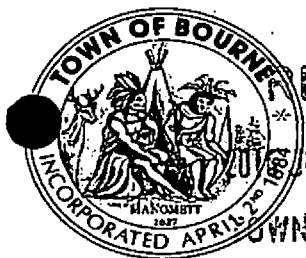
Don Pickard said we may have to post the subcommittee meetings and will check with Mr. Troy.

12) Adjourn

The next Bourne Selectmen meeting will be on Tuesday, July 12th at 7:00 P.M.

Voted Peter Meier moved and seconded by Michael Blanton to adjourn. Meeting adjourned at 8:32 pm. Vote 5-0.

Respectfully submitted – Carole Ellis, secretary.



RECEIVED
Board of Selectmen
Meeting Notice
AGENDA



TOWN CLERK BOURNE

Reminder: Executive Session – 6:15

Date

Tuesday
July 12, 2016

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.

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

6:15 p.m. Call to order in Open Session

1. 1. Executive Session. To conduct strategy session with respect to litigation as an open meeting may have a detrimental effect on the litigation position of the public body. The Chairman declares that such open discussion will have a detrimental effect to the litigating position of the public body.

Roll call Vote to convene in Executive Session for the purpose stated. The Board will reconvene in open session following the Executive Session at approximately 7 P.M.

Roll call Vote to reconvene in open session.

Approximately 7:00 P.M. returning to Open Session

2. Moment of Silence for our Troops and our public safety personnel
3. Salute to our Flag
4. Public Comment on Non-Agenda Items
5. Minutes from Meeting(s) dates: 4.12; 4.26; 6.14; 6.21; 6.28.2016 Regular Session
4.12; 6.14; 6.28.2016 Executive Session
6. Introduction of Mr. Samuel Haines – Bourne Conservation Agent
7. Execution of Order of Estimated Betterments
8. Indian Trail Revetment – Legal case
8. Correspondence
9. Police Facilities Committee Report Update and recommendation of the Police Facility Building Committee on a site – possible vote
10. Transfers for FY16 year end – Ms. Marzelli, Mr. Guerino
11. Licenses and Appointments
 - a. Hollyberrys Restaurant – Common Victualer License
 - b. Committee Appointments
12. Selectmen's Business
 - Discussion of Parking Fines - Per Mr. Meier
 - Goals – Liaisons per memo - Facilitator
13. Town Administrator's Report
14. Selectmen Reports
15. Other business that may legally come before the Board
16. Adjourn

**Board of Selectmen
Minutes of Tuesday, July 12, 2016
Bourne Community Building
Bourne, MA 02532**

RECEIVED
2016 AUG 16 AM 10:49
TOWN CLERK BOURNE

TA Tom Guerino

Selectmen

Don Pickard, Chairman

Peter Meier, Vice-Chairman

George Slade, Clerk

Stephen Mealy

Michael Blanton (arrived at 6:20)

Note this meeting is being televised and recorded. If anyone in the audience is recording or videotaping, they need to acknowledge such at this time – Michael Rausch Bourne Enterprise.

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

Documents

1. **6:15 p.m. Call to order in open session**
2. **Executive Session:** To conduct strategy session with respect to litigation as an open meeting may have a detrimental effect on the litigation position of the public body. The Chairman declares that such open discussion will have a detrimental effect to the litigating position of the public body.

Roll call Vote to convene in Executive Session for the purpose stated. The Board will reconvene in open session following the Executive Session at approximately 7:00 PM.

Roll call Vote to reconvene in open session.

Voted Peter Meier moved and seconded by George Slade by roll call vote to exit executive session and reconvene in open session.

Mr. Blanton - Yes; Mr. Mealy - Yes; Mr. Slade - Yes; Mr. Meier - Yes; Mr. Pickard - Yes
Vote 5-0.

Nancy Sundman was present for regular session - Mrs. Sundman left at 7:15.

Meeting Called to Order

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

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

Public Comment – Non-Agenda Items

None requested.

5) Minutes from Meeting(s) dates: 4-12-16; 4-26-16; 6-14-16; 6-21-16; 6-28-16 Regular Session and 4-12-16; 6-14-16; 6-28-16 Executive Session

Voted Peter Meier moved and seconded by Stephen Mealy to approve the minutes from April 12, 2016 with corrections noted by Michael Blanton. Vote 4-0-1. George Slade abstained

Voted Peter Meier moved and seconded by Michael Blanton to approve the minutes from April 26, 2016 as presented. Vote 4-0-1. George Slade abstained

Voted Peter Meier moved and seconded by Michael Blanton to approve the minutes from June 14, 2016 as presented. Vote 5-0.

Voted Peter Meier moved and seconded by Michael Blanton to approve the minutes from June 21, 2016 with three corrections, correct spelling of Barnes and Kurtz. Vote 5-0.

Voted Peter Meier moved and seconded by Michael Blanton to approve the minutes from June 28, 2016 as presented. Vote 5-0.

Executive Session Minutes:

Voted Peter Meier moved and seconded by Michael Blanton to approve the Executive Session minutes from April 12, 2016 and to encumber. Vote 4-0-1. George Slade abstained

Voted Peter Meier moved and seconded by Michael Blanton to approve the Executive Session minutes from June 14, 2016 and to unencumber. Vote 5-0

Voted Peter Meier moved and seconded by Stephen Mealy to approve the Executive Session minutes from June 28, 2016 and to unencumber. Vote 5-0

6) Introduction of Mr. Samuel Haines – Bourne Conservation Agent

Tom Guerino introduced Mr. Samuel Haines, and spoke briefly about Mr. Haines background.

Samuel Haines introduced himself.

7) Execution of Order of Estimated Betterments

Bob Troy stated the engineering department has completed the identification of the properties and the assessments and the estimated order that is going to be recorded at the Barnstable County Register of Deeds. It needed to be executed and notarized. The Board also signed the Certificate of Vote.

8) Indian Trail Revetment - Legal case

Don Pickard would like to postpone the discussion until next week July 19th.

Voted Stephen Mealy moved and seconded by Peter Meier to postpone the discussion until next week July 19 when the Conservation Commission can attend if they would like.

The meeting will be posted publicly.

Bob Troy suggested a specific notice be sent to the abutters.

Vote 5-0

8) Correspondence

George Slade brought the committee up to date on the correspondence.

- A. Gioia Dimock submitted letter of resignation from the Bourne Historic Commission
- B. Letter from EMS of New England re: Notice of Availability of ROS 1&M Report for Caron's Texaco Station, 372 Barlow's Landing Road, Pocasset
- C. Land Court Tax Lien has been placed on 14-E Nautical Way, Hideaway Village and the Town has been named as a party who may have an interest in the proceedings
- D. Letter from Coppola and Coppola regarding Land Court Case on the following properties: 27 Gardenier Avenue, Buzzards Bay and 41 Ships View Terrace, Bourne
- E. Division of Marine Fisheries - Seasonal Status Change - Closed to Shellfishing Squeateague Harbor
- F. Conservation Commission abutter notification for work being done at 121 Old Dam Road, Bourne
- G. Letter form Dale Coggeshall re: Siting of the new Police Station
- H. Edward Merrigan, Director; Barnstable District Veterans' Service announced that he will retire on December 1, 2016
- I. Division of Marine Fisheries conducted an on-site inspection of the Aquaculture License site proposed by Thomas Wolstenholme
- J. Mary Jo Coggeshall submitted letter of resignation from the School Building Committee

9) Police Facilities Committee Report Update and recommendation of the Police Facility Building Committee on a site - possible vote

Charles Noyes, Chairman Police Facilities Building Committee, updated the Board on the site location for the new Police facility. Three sites were considered; town owned land adjacent to the National Guard Armory in Buzzards Bay, the baseball field located on Cotuit Road adjacent to the old Coady School, and the ball field located behind the Bourne Library off Perry Avenue. The Police Facility Building Committee voted to recommend Armory Road Queen Sewell Park Site as the best location for the new police facility. The Committee is asking the Board of Selectmen to allocate a portion of town owned land adjacent to the National Guard Armory, Armory Road, Buzzards Bay, for the siting of the new police facility for the town of Bourne.

Peter Meier's concern is the loss of a ball field. Mr. Noyes said the site would not affect the ball fields or the playground area.

Mr. Slade questioned the curb cut. Mr. Noyes stated a potential curb cut off the bypass is still a work in progress with the Mass. DOT.

Michael Blanton questioned if it will tie in to the wastewater treatment project and the impact on the gallonage that will tie up some of the gallonage allocated for the new development for Main Street Buzzards Bay. Tom Guerino said the amount of wastewater the police department will take up on a daily basis will be very minimal.

Voted Peter Meier moved and seconded by Michael Blanton to support the recommendation of the Police Facility Building Committee for the Queen Sewell Park site and to report that to the Town Administrator so the project moves forward. Vote 5-0.

10) Transfers for FY16 year-end – Ms. Marzelli, Mr. Guerino

Tom Guerino spoke about the close out FY16 and the year-end transfers to close out the end of the year.

Ms. Marzelli said the Finance Committee voted both of the sheets last night. Ms. Marzelli went over the ISWM budget transfers.

Voted Peter Meier moved and seconded by Michael Blanton to transfer \$9,707.85 from ISWM Department Salaries of available funds to the Host Community Fees. Vote 5-0.

Ms. Marzelli went over the transfers:

Going to transfer \$22,166.22 from Finance Department Salaries to Other Debt Service Cost Expense; \$1118.68 from Planning Department Expenses to Planning Department Salaries and Wages; \$44,451.34 from County Retirement Expense to Tax Title Expense; \$41,000 from County Retirement to the Public Utilities Electric Line; \$10,000 from FICA Medicare Expense to the Election and Registration Expense Line; \$3500 FICA Medicare Expense to the Public Utilities Electric Line; \$50,000 from Police Salaries to Group Insurance; \$50,000 from DPW Salaries to Group Insurance. Total transfer between budgets of \$222,236.25.

Voted Peter Meier moved and seconded by Stephen Mealy to accept the municipal transfers totaling \$222,236.25 as presented. Vote 5-0.

11) Licenses/Appointments:

- a. Hollyberrys Restaurant – Common Victualer License**
- b. Committee Appointments**

Voted Peter Meier moved and seconded by Michael Blanton to approve the Common Victualers license for Seasmack, Inc. d/b/a Hollyberrys Restaurant. Vote 5-0.

Peter Meier went over the Committee Appointments

Voted Peter Meier moved and seconded by Michael Blanton to appoint Tim Mullen to the Barnstable County Coastal Resources Committee for a term to expire June 30, 2017. Vote 5-0.

Voted Peter Meier moved and seconded by Michael Blanton to appoint William Curt Duane and Paul B. Sushueff as an alternate to the Barnstable County Dredge Advisory Committee for a term to expire June 30, 2017. Vote 5-0.

Voted Peter Meier moved and seconded by Michael Blanton to appoint Samuel Haines to the Buzzards Bay Action Committee for a term to expire June 30, 2017. Vote 5-0.

Voted Peter Meier moved and seconded by Michael Blanton to appoint Kathleen LeGacy to the Bylaw Committee for a term to expire June 30, 2017. Vote 5-0.

Voted Peter Meier moved and seconded by Michael Blanton to approve Bruce R. McNamee for At Large Member for the Bylaw Committee for a term to expire June 30, 2019. Vote 5-0.

Voted Peter Meier moved and seconded by Michael Blanton to appoint Nathan Carr, Victoria Carr, and Michael Roberts to the Commission on Disabilities for a term to expire June 30, 2019. Vote 5-0.

Voted Peter Meier moved and seconded by Michael Blanton to approve Samuel Haines to the Open Space Committee for a term to expire June 30, 2017. Vote 5-0.

Voted Peter Meier moved and seconded by Michael Blanton to approve Nancy Grissino to the Council on Aging for a term to expire June 30, 2019. Vote 5-0.

Voted Peter Meier moved and seconded by Stephen Mealy to approve Sandra Goldstein to the Historic Commission for a term to expire June 30, 2017. Vote 5-0.

Voted Peter Meier moved and seconded by Michael Blanton to approve the following people for the Local Emergency Planning Committee for a term to expire June 30, 2017. Jamie Butler, Edward Donoghue, Phillip Goddard, Joseph Gordon, Michael Leitzel, Mark Lieber, Felice Monteiro, Samuel Haines, Timothy Mullen, David Pelonzi, John Pribilla, Lt. David Ransom, Ann Marie Riley, George Sala, John Stofa, John Stowe, Norman Sylvester Jr., George Tribou, and Dennis Woodside. Vote 5-0.

Voted Peter Meier moved and seconded by Michael Blanton to approve Stewart Bell, Jennifer Cheyne, Christine Kane, and Mort Toomey for the Phase II Community Oversight Group for the Storm Water Management Group Membership of Pollution Task Force for a term to expire June 30, 2017. Vote 5-0.

Voted Peter Meier moved and seconded by Stephen Mealy to approve Michael Leitzel, Coreen Moore, and George Sala to the Private Roads Acceptance Committee for a term to expire June 30, 2017. Vote 5-0

Voted Peter Meier moved and seconded by Michael Blanton to approve Roseanne Bottaro and Meredith Chase to the Recycling Committee for a term to expire June 30, 2019. Vote 5-0.

Voted Peter Meier moved and seconded by Michael Blanton to approve Stewart Bell, Jennifer Cheyne, Christine Kane, and Mort Toomey for the Phase II Community Group for the Storm Water Management Group and the Selectmen's Task Force on Local Pollution for a term to expire June 30, 2017. Vote 5-0.

Voted Peter Meier moved and seconded by Michael Blanton to approve Thomas Gray Curtis, Jr., Frank M. Kodzis, Paul O'Keefe, and Robert E. Schofield to the Selectmen's Energy Advisory Committee for a term to expire June 30, 2017. Vote 5-0

Voted Peter Meier moved and seconded by Michael Blanton to approve Fire Chief, Police Chief, Robert Schofield, and George Sala, to the Street & Traffic Lighting Committee for a term to expire June 30, 2017. Vote 5-0

Voted Peter Meier moved and seconded by Michael Blanton to approve Cynthia Parola for the Transportation Advisory Committee for a term to expire June 30, 2017. Vote 5-0

12) Selectmen's Business -

- a. Discussion of Parking Fines - Per Mr. Meier**
- b. Goals - Liaisons per memo - Facilitator**

a. Peter Meier brought the Board and the public up to date on the Parking Fines, paying for the fine vs. buying a beach sticker. Pushing the fine up to \$70-\$100.

Stephen Mealy suggested to put this on as a future agenda item for future discussion. Don Pickard said we will have a hearing in September at a meeting to be determined by Mr. Guerino. Have Shore & Harbor, Police Chief, and Tim Mullen review at their meeting and come forward with a recommendation.

b. Tom Guerino spoke about possible dates for the facilitator. Sent to the Selectmen the appropriate configuration of goals, will move forward in the early part of August.

13) Town Administrator's Report

Tom Guerino thanked a couple people, Chief Woodside, Mr Sala. Working on a number of projects, moving forward with the priority based budgeting. Draft position for a Facilities Manager. The new single stream recycling containers.

14) Selectmen's Reports

Michael Blanton said he attended the Finance Committee meeting last night. Mr. Blanton also said there were a number of complaints about the trash bins on Social Media; there has been positive publicity about the trash bins also.

Peter Meier wanted to thank the police and fire department for what they do, in-light of what happen in Dallas.

George Slade attended the dedication for Matthew Pucino. Mr. Slade spoke about the new trash containers and said it will be an adjustment period dealing with the new trash containers. Mr. Slade also spoke about the Road Acceptance Committee vacancies.

Stephen Mealy attended the presentation of the clock dedication last Friday for Matthew Pucino, thanked the Pucino family. Also thanked to the Fire Department, the Police Department and the DPW for the attendance and assistance.

Don Pickard said he received an email from Ken Lag about the piers on waterfront property. Mr. Pickard said he spoke with Bob gray Chairmen, Conservation Commission, Mr. Pickard read from the Bourne Wetlands Regulation, which fall under the Conservation Commission and not the Harbor Master it states no new pier or expansion of an existing pier shall be permitted within a velocity zone. Also no new piers or replacement, expansion, or substantial repairs to an existing pier shall be for seasonal use only. Mr. Pickard would like to propose an agenda item for next week to discuss Mr. Gray's recommendation. Form a sub committee or working group and recommend a conservation commission be on it, a member of the Shore and Harbor committee, a member of the Board of Selectmen, and maybe two members at large be on the working group. Have the Harbor Master and the Conservation Agent as ex officio members. Tremendous tribute to Staff Sgt. Puchino; it was a very nice dedication.

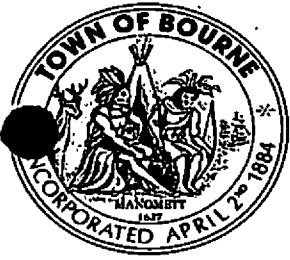
15) Other business that may legally come before the Board

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

16) Adjourn

Voted Peter Meier moved and seconded by George Slade to adjourn. Meeting adjourned at 8:22 pm. Vote 5-0.

Respectfully submitted – Carole Ellis, secretary.



Board of Selectmen Meeting Notice AGENDA



Date
Tuesday
July 19, 2016

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.

1. 7:00 p.m. Call the Meeting to Order
2. Moment of Silence for our Troops and our public safety personnel
3. Salute to our Flag
4. Public Comment on Non-Agenda Items
5. Minutes from Meeting(s) dates – no minutes
6. Correspondence
7. Dedication of Adirondack Chair to Jen Donovan
8. Licenses and Appointments
 - a. Wenzel's Auto Rental LLC - Class II Dealer's License
 - b. Annual Purple Flag Relay from Bourne to Provincetown
 - c. Cameron Carbone – Transient Vendor
 - d. Cataumet Club Camp – Bassett's Island
9. Selectmen's Business
 - a. Request for Counsel Opinion regarding Private Roads
 - b. Request for Counsel opinion related to parking fines
 - c. Discussion working group related to piers in Bourne
 - d. Goals - set dates
10. Town Administrator's Report
11. Selectmen Reports
12. Adjourn

RECEIVED
2016 JUL 15 PM 12:50
TOWN CLERK BOURNE

**Board of Selectmen
Minutes of Tuesday, July 19, 2016
Bourne Community Building
Bourne, MA 02532**

RECEIVED
2016 AUG 16 AM 10:48

TOWN CLERK BOURNE

TA Tom Guerino

Selectmen

Don Pickard, Chairman

Peter Meier, Vice-Chairman. was excused

George Slade, Clerk

Stephen Mealy

Michael Blanton

Note this meeting is being televised and recorded. If anyone in the audience is recording or videotaping, they need to acknowledge such at this time - Michael Rausch Bourne Enterprise.

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

Documents

Meeting Called to Order

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

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

Public Comment - Non-Agenda Items

None requested.

5) Minutes

No Minutes

6) Correspondence

- A. Kenneth Blanchard submitted a letter of interest to serve the unexpired term on the Council on Aging
- B. Letter from Judith Riordan requesting appointment of Deborah Burgess from Alternate member to regular member of the Bourne Historical Commission. (Past practice is to offer appointment to the Senior Associate member)
- C. Conservation Commission abutter notification for work being done at 49 Monument Neck Road, Bourne

7) Dedication of Adirondack Chair to Jen Donovan

Peter Nelson, representing the Monument Beach Civic Associates, spoke about the dedication to Jen Donovan. Mr. Nelson said that Mr. Sala suggested a concrete pad be put down to secure the chair to the ground.

The Village of Monument Beach will be losing its longtime advocate and civic leader, Jen Donovan. She and her family will soon be moving from the beach to the mountains of Colorado. The village and town will truly miss her dedicated service and interest. In recognition of her years of service, the Monument Beach Civic Associates would like to place an Adirondack Chair at Chester Park. The chair would be secured and have a plaque, which reads: Jen Donovan, President MBCA 2005-2016, For Dedicated Service to Monument Beach Village.

Voted Michael Blanton moved and seconded by George Slade to permit the Monument Beach Associates to place a chair at Chester Park. Vote: 5-0

8) Licenses/Appointments:

- a. Wenzel's Auto Rental LLC - Class II Dealer's License**
- b. Annual Purple Flag Relay from Bourne to Provincetown**
- c. Cameron Carbone - Transient Vendor**
- d. Cataumet Club Camp - Bassett's Island**

a. Don Pickard spoke about Wenzel's Auto Rental, LLC for a class II Dealer's License - Building 24 & 26 Commerce Park Road consisting of 2 buildings with offices & waiting rooms in both. Outside customer parking and display of vehicles. Plan & application is on file at the Selectmen/Town Administrator's Office. Comments are: Fire Department will need outline and plans in regards to what's being stored in new addition. Also need set of plans in regards to fire alarm and possible sprinkler depending on use. Need current inspection of property by FD personal. Approved just waiting for plans for new building.

Voted Stephen Mealy moved and seconded by Michael Blanton to grant a class II dealer license for Wenzel's Auto Rental LLC located at 26 Commerce Park Road, Pocasset. Vote 5-0.

b. Don Pickard spoke about Joan A Peters-Gilmartin, PO Box 520, North Eastham, MA 02651, Annual Purple Flag Relay from Bourne to Provincetown on Saturday - September 24th. Bourne Team will start first flag from the Bourne Library. The relay route will be from the Public Library to Shore Road to Perry Avenue to Cape Cod Canal Bike Trail to Freemans Lane to Route 6A.

Voted Stephen moved and seconded by Michael Blanton to grant the Open Door of Cape Cod, Joan Peters-Gilmartin permission to conduct an annual purple flag relay from Bourne to Province Town as outlined within the application, taking place on September 24-25. Vote 5-0.

c. Cameron Carbone stated he is asking for a transient vendor license for a small farm stand at 223 Main Street, Buzzards Bay, hoping to open this week.

Don Pickard said the comments are: from Board of Health - Farm stands are exempt from food permit requirements. Police Department - Sidewalks must remain clear, parking in designated parking only.

Voted Stephen moved and seconded by Michael Blanton to approve the Transient Vendor License for Cameron Carbone in the name of Cam's Canalside Crops, to take effect July 19- October 12th, in front of the Bay Motor Inn. Vote 5-0.

d. Don Pickard went over the Cataumet Club Camp. It is an overnight camp. This event has taken place for the past 12 years. The estimated attendance is 61. Dates are July 21 & 22 from 4:00 p.m. to 11:00 a.m. They will remove all waste, will notify the police & fire department of camp site locations, will have small fire for marshmallows. Small dome tents will be used by the campers. Comments are: from the Conservation Commission - Refer to the Bourne Conservation Commission Policy 10-5 for prohibited activities. Fire is subject to approval by Police and Fire Department. Public Works - All waste to be removed from the island. DNR - Care should be taken to not set up tents or other equipment on existing beach grass.

Voted Stephen Mealy moved and seconded by Michael Blanton to approve the request from the Cataumet Club Camp for an overnight to take place on July 21 through 22 from 4:00 p.m. until 11:00 a.m. the following morning. Vote 5-0.

9) Selectmen's Business -

- a. **Request for Counsel Opinion Regarding Private Roads**
- b. **Request for Counsel Opinion related to Parking Fines**
- c. **Discussion Working Group Related to Piers in Bourne**
- d. **Goals - Set Dates**

a. Don Pickard went over the request for counsel's opinion regarding private roads. Through the Town Administrator and Town Counsel we had determined on July 11 2002, regarding municipal service on private ways.

Stephen Mealy read from the Service on Private Ways:

M.G.L c. 40 6C is a specific statute that serves at least two statutory purposes. First, it confirms that a Town can utilize public funds to remove snow and ice from private ways that are "open to public use." Second, it provides that the removal of snow and ice should not be constructed to be a repair to public way. This second part of the statute shields the Town from liability that could arise from the performance of services to a private way. Indeed, without this statutory protection, the Town would be exposed to liability arising from any injury that resulted from the snow removal.

It is clear from the opinion that was given in 2002 that the town may be used for removal of snow and ice but in no way constitutes the town's added responsibility to make further repairs.

b. Don Pickard spoke briefly about Mr. Meier's request to raise the parking fines: raising the fine to \$75-\$100 to discourage parking at beaches without a permit. Dennis Woodside spoke about the parking fines, the max fines, and his opinion for what a reasonable fine for parking at a town beach without a parking sticker. Chief Woodside brought up MGL Chapter 90 Section 20 A and 20 A ½.

The Board of Selectmen members questioned Chief Woodside on various options for the Town and the patrolmen regarding no permit cars parking in beach lots. Don Pickard suggested we table this matter until the next meeting when Mr. Meier will be available to speak on his behalf. Mr. Guerino will see if Mr. Meier wants to pursue it further.

c. Don Pickard spoke about the working group for piers. For a resident with shore front property being able to install a pier. The Administrator had developed a potential charge for the membership of the committee to look at it. It was recommended the committee be a member of the Board of Selectmen, a member of the Conservation Commission and a member of the Shore and Harbor Committee with the Town Administrator, the DNR Director and the Conservation Agent to advise as ex officio.

Tom Guerino went over the working group. Passed this by the DNR Director. Don Pickard said this is a Town Administrators Working Group. Put it out to the Board of Selectmen, the Conservation Commission, and the Shore and Harbor Committee to see whom they would like to appoint to this working group. Don Pickard read the Harbor Masters statement. Currently as per the Bourne Wetlands Regulations, which fall under the Conservation Commission and not the Harbor Master no new pier or expansion of an existing pier shall be permitted within a velocity zone. Also no new piers or replacement, expansion, or substantial repairs to an existing pier shall be for seasonal use only. Mr. Pickard said we are trying to address the concerns of the public.

d. Tom Guerino spoke about the meeting with the facilitator for the goals. They are a posted open meeting but are not open for public participation.

10) Town Administrator's Report

Tom Guerino said they are working on contract negotiations, the final bargaining unit, meeting on Friday. Team meeting on Thursday. Bypass hearing, relative to fire department appointment on Thursday in Dartmouth. Will have a job posting for a redefined Facilities Manager that will work under the Department of Public Works, it will be a unit position.

11) Selectmen's Reports

Michael Blanton said he and Mr. Meier are organizing/hosting a vigil in support of the police shootings in Baton Rouge and Dallas to show support for the officers locally, state wide and nation wide, Thursday night, the 21st, at 5:00 p.m. at the Buzzards Bay Park in the Gazebo. It will be a silent vigil.

George Slade spoke about the resident that wanted to get the reciprocal beach sticker from Sandwich. The Barnstable County Hospital sign located at the corner of Long Hill and 28A is still there. It directs motorist to a facility that no longer exists. Mr. Guerino will look into getting that removed.

The next Bourne Selectmen meeting will be on Tuesday, July 26th at 7:00 P.M.

12) Adjourn

Voted Stephen Mealy moved and seconded by George Slade to adjourn. Meeting adjourned at 8:11 pm. Vote 5-0.

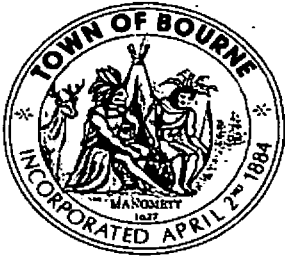
Respectfully submitted – Carole Ellis, secretary.

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2016 JUL 22 PM 2:22

Board of Selectmen
Meeting Notice
AGENDA

TOWN CLERK BOURNE



Date

Tuesday
July 26, 2016

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 in Open Session

1. Executive Session. To conduct strategy session with respect to litigation and collective bargaining, contract negotiations for non-union personnel, as an open meeting may have a detrimental effect on the litigation or negotiating position of the public body. Within this session, the Board will meet jointly with the Conservation Commission in respect to litigation. The Chairman declares that such open discussion will have a detrimental effect to the litigating and negotiating position of the public body.

Roll call Vote to convene in Executive Session for the purpose stated. The Board will reconvene in open session following the conclusion of the Board of Sewer Commissioners at approximately 7:30 PM

2. Moment of Silence for our Troops and our public safety personnel
3. Salute to our Flag
4. Public Comment on Non-Agenda Items
5. Minutes from Meeting(s) 7.12.16 Executive – 6.15.16, 7.12. & 7.19.16 Regular Minutes
6. Correspondence
7. Update on progress for Buzzards Bay Park renovations – Ms. Riggs
8. Licenses and Appointments
 - a. Sagamore Beach Barbeque - Common Victualer – new license
 - b. Pan Mass Challenge
 1. One Day Liquor – All Alcoholic
 2. Use of Town Roads
 - c. Committee Appointment Renewals
9. Indian Trail Revetment – Legal case
10. Selectmen's Business
 - a. Bourne Night Out – Monument Beach – August 2, 2016
11. Town Administrator's Report
12. Selectmen Reports
13. Adjourn

RECEIVED

Board of Selectmen

Minutes of Tuesday, July 26, 2016 6 SEP 21 AM 11:06

Bourne Community Building

Bourne MA

TOWN CLERK BOURNE

TA Tom Guerino

Selectmen

Don Pickard, Chairman

Peter Meier, Vice-Chairman

George Slade, Clerk

Stephen Mealy

Michael Blanton (arrived at 6:04)

Note this meeting is being televised and recorded. If anyone in the audience is recording or videotaping, they need to acknowledge such at this time – Michael Rausch Bourne Enterprise.

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

Documents

1. **6:00 p.m. Call to order in open session**
2. **Executive Session:** To conduct strategy session with respect to litigation and collective bargaining, contract negotiations for non-union personnel, as an open meeting may have a detrimental effect on the litigation or negotiating position of the public body. Within this session, the Board will meet jointly with the Conservation Commission in respect to litigation. The Chairman declares that such open discussion will have a detrimental effect to the litigating and negotiating position of the public body.

Roll call Vote to convene in Executive Session for the purpose stated. The Board will reconvene in open session following the conclusion of the Board of Sewer Commissioners at approximately 7:30 PM.

Chairman Pickard called the meeting to order at 6:00 p.m.

Voted Peter Meier moved and seconded by Stephen Mealy by roll call vote to go into Executive Session.

Mr. Meier - Yes; Mr. Slade - Yes; Mr. Mealy - Yes; Mr. Pickard - Yes;

Vote 5-0.

Roll call Vote to reconvene in open session.

Voted Peter Meier moved and seconded by Michael Blanton to adjourn executive session and to go into open session at such time as the Board of Selectmen reconvene at the conclusion of the Sewer Commissioners meeting.

Mr. Meier - Yes; Mr. Blanton - Yes; Mr. Slade - Yes; Mr. Mealy - Yes; Mr. Pickard - Yes.
Vote 5-0.

Meeting Called to Order

Chm. Pickard called the meeting to order at 7:49 pm.

9) Indian Trail Revetment - Legal Case

Don Pickard stated this is to determine if this Board of Selectmen is going to grant an easement for a revetment on town owned land. This plan was denied by our Conservation Commission.

Mr. Pickard said Town Meeting voted to give the decision to the selectmen. It went to the Conservation Commission; they denied it. Now it is before this Board. This Board has two choices we can affirm the support of the Conservation Commission and notify the property owners that we will not grant the easement, or to grant the easement.

Kate Connolly, Attorney for the 5 property owners, requested the board not make a decision tonight, and explained her request.

Kate Connolly's Report

Bourne Board of Selectmen
0 Crab Rock Way ("the Strand") Sagamore
Beach, Assessors Map 2.0. Lot 2.0
Proposed Stone Revetment and Coastal Bank Erosion
NOI Prepared by Pinnacle Site Contractors on behalf of Site Abutters
July 26, 2016

REPRESENTATIVES

1. Kathleen Connolly, Esq., Louison, Costello, Condon & Pfaff
2. Don Perry, Pinnacle Site Contractors, LLC
3. Stan Humphries, LEC Environmental

Pinnacle Site Contractors filed a complaint appealing the Conservation Commission's December 2015 Denial of an Order of Conditions (OOC) to construct a stone revetment on

town-owned property in front of 5 homes on the receding coast at 0 Crab Rock Way, or the Strand. We were required to file the appeal in order to avoid missing the statutory deadline, even though we are hoping to resolve the matter and not have to proceed with litigation. We also appealed to DEP as the Commission issued 2 decisions as is common when a town has a local bylaw. The local bylaw decision, however, was not based on anything more stringent in the local bylaw and in fact merely referred to the state Wetlands Protection Act and its regulations, thus it is our position that if the DEP issues a Superseding Order of Conditions (SOC), the Commission must defer to DEP and adopt the SOC as its local OOC.

We do not yet have the SOC, but have been informed by DEP that they are expediting it. It may therefore be premature for the Commission to make a decision whether to modify its decision to allow the project. Nonetheless we appreciate the Selectmen's and Commission's meeting pursuant to Bourne ByLaw Section 3.7.11 to discuss this. That Section provides:

After denying a permit and prior to litigation of the matter, the Commission shall meet with the Town Counsel and the Board of Selectmen to evaluate the merits of the pending litigation. After such meeting, the Commission may vote to modify its original position if it determines this action to be in the best interest of the residents of the Town.

Bourne Wetlands Bylaw, Section 3.7.11.

As the facts and law cited in this memorandum, as well as the testimony of the Applicant's coastal geologist and the Commission's own peer review coastal geologist will show, it is in the best interests of the residents of the Town to grant the OOC allowing the project which the Commission's own expert said was in compliance with wetlands performance standards. It is not in the best interests of the Town to pursue costly litigation in which the Commission is unlikely to prevail given that the OOC is based on nothing more stringent than the state Act.

Moreover, it is important to note that other properties in the area have been approved for revetments without the onerous beach nourishment condition that Commission stated it would require before denying the project anyway, contrary to the advice of its expert. In the summer of 2014, the Commission gave approval for 5 homes along Phillips Road in Sagamore Beach to repair storm damage on their beachfront properties and the work was conducted by LEC Environmental Consultants, which is the same firm we're using in this case. Also, the Plymouth Conservation Commission has approved a similar revetment project 6 miles north on Bayberry Road in Bayside Beach. DEP has given us positive indications that the state will authorize this project as well. Fairness dictates that the Strand residents be given the same opportunity that the Phillips Road residents were given. The only difference in this case is that these property owners do not own the Strand since it was gifted to the Town in 2005, thus they now have additional hurdles in the approval process to overcome.

FACTS

The Applicant, Pinnacle Site Contractors, LLC, on behalf of six property owners on Indian Trail, filed a Notice of Intent (NOI) on February 4, 2015, seeking an Order of Conditions (OOC) allowing for installation of a stone revetment in front of five of the properties with pre-1978 buildings on the town-owned beach below the properties, and a softer solution in front of No. 2 Indian Trail, which is a post August 10, 1978 constructed property. The Town

of Bourne is the record owner of the subject property and the private homeowners of record are: 2 Indian Trail (Lot 15 - owner of record, Jones), 8 Indian Trail (Lot 13 - Cummings), 10 Indian Trail (Lot 11 - Bosco), 12 Indian Trail (Lot 10 - Richards), 18 Indian Trail (Lot 6 - Galovic) and 22 Indian Trail (Lot 5 - Stoll).

The Town was given the land by a donation from the Bourne Conservation Trust and Town Meeting of October 17, 2005 voted to accept the land pursuant to G.L. c. 40, §8C for open space and passive recreational use.

Serious erosion over the years has caused a dangerous situation to the bluff along Indian Trail. The six identified homes in particular are precariously perched on the bluff. The top of bank is dangerously close to the existing dwellings, with one dwelling being approximately 6' from the top of the eroding bank overlooking the beach from an 80 foot cliff. Further erosion will impact the stability of these structures and may cause additional coastal bank disturbances should they collapse.

The NOI was filed pursuant to the Act and its regulations at 310 CMR 10.00 *et seq.* and the Town of Bourne Wetland and Natural Resources Protection Bylaw, Article 3.7. Public hearings were held on the following dates: February 19, May 7, July 16, August 6, September 17, October 15 and November 19, 2015.

The site of the proposed project is 0 Crab Rock Way (aka "The Strand"), further identified as Assessors Map 2.0, Lot 2. The entire project is to be constructed on this parcel owned by the Town of Bourne and managed by the Bourne Conservation Commission. No work is proposed on the private property of the six property owners referenced above, other than the installation of a sand chute as required by the Conservation Commission during the hearings in order to provide for delivery of sand via a chute.

On behalf of the Applicant reports were submitted by Mr. Stanley M. Humphries, Senior Coastal Geologist, LEC Environmental Consultants, Inc., dated August 4, 2015, September 9, 2015, and October 2, 2015. Mr. Humphries also attended the hearings and provided verbal testimony, although the OOC excludes reference to this fact.

At the request of the Commission, reports were submitted by Mr. Greg Berman, Coastal Processes Specialist, Woods Hole Sea Grant, Cape Cod Cooperative Extension, dated July 1, 2015 and September 16, 2015.

The Bourne Conservation Commission and the Town of Bourne hired Mr. James O'Connell, Coastal Geologist, and Coastal Advisory Services, to assist the Commission in this review. Mr. O'Connell was hired under the provisions of the consultant fee statute, G.L. c. 44, Section 53G. Mr. O'Connell provided the Commission with reports dated April 6, 2015, April 24, 2015, September 16, 2015, October 13, 2015 and November 12, 2015 (the OOC omits reference to this letter). Mr. O'Connell also attended hearings on September 17, October 15 and November 19, 2015 and provided verbal testimony.

In the final peer review consultant's letter that the OOC fails to reference, Mr. O'Connell states that "[o]verall, the proposed project appears to have addressed the issues raised in my previous reports to the Commission." The Commission's own consultant was satisfied that the revisions satisfied performance standards and will protect the interests of the Act and its regulations, yet the Commission still issued a denial.

The Commission closed the hearing to further evidence on November 19, 2015 and at its meeting of December 3, 2015, it took a straw vote of 4 to 1 to deny the project. The Commission states in its OOC that the "issuance" occurred on December 3, 2015, although it did not sign a written OOC or provide it to the Applicant until December 7, 2015, with an unsigned copy to the Applicant by electronic mail on December 4, 2015.

The six property owners made it clear to the Commission and the Town generally that they are willing to pay for the repairs needed to shore up the bluff, but require permission of the Conservation Commission, because protected wetland Resource Areas – a Coastal Beach, Coastal Bank and Land Subject to Coastal Storm Flowage – are on site. The homeowners will also need the permission of the Town of Bourne which owns the land at the toe of the bluff in order to proceed with the necessary permits and repairs.

Without this restoration, the houses will certainly, if gradually for some, slide off the bluff and litter the beach with debris. The likelihood of that devastating result would include public and private infrastructure (utilities, septic systems and road material) also ending up on the beach. Aside from the obvious personal and private losses to the homeowners, such a result would also cause a loss of property tax revenue for the Town from the homes lost and from the devaluation of many other homes in the neighborhood and a substantial cleanup project of not only the beach but also the roadway and infrastructure.

The property owners have researched and conducted soft solutions over the years and will agree to continued, reasonable beach nourishment as part of an approved project. From 1995 through 2013, several homeowners have installed plantings, irrigation, hay bales, fencing, terracing, grading, etc. Along the Strand for a total approximate cost of over \$140,000. The homeowners did not immediately apply for this hard revetment, but rather tried many of softer solutions first for multiple years. None of the alternatives has been successful or lasted for any amount of time after storms. On the contrary, revetments have proven to be successful in preventing erosion of Coastal Banks and protecting beaches generally.

The Resource Areas relevant to the proposed project are Land Subject to Coastal Storm Flowage, Coastal Bank (310 CMR 10.30) and Coastal Beach (310 CMR 10.27). There are no additional resource areas under the ByLaw affected by this project.

Based upon the latest revised plan, the Applicant proposes to construct a 540 foot stone revetment with a 150 foot cobble berm at the southern end and a 15 foot cobble berm at the northern end. The top of the revetment will be at elevation 22 feet. As stated in Jim O'Connell's letter dated November 12, 2015:

Based on the Plan the revetment remains landward of the intersection of the toe of the coastal bank and coastal beach, i.e. not directly adversely affecting the coastal beach as required by the Wetland Restriction Order.

While the 'Coastal Bank Restoration and Stone Revetment' section on Sheet 3 of 3 shows a 3' depth of sand veneer over the revetment and onto the fronting beach, the placement of sand for beach nourishment and coastal bank stabilization is an activity allowed by the Wetland Restriction Order (s. 3(G)). See [his] April 24, 2015 Report for activities prohibited and allowed under the Wetland Restriction Order.

As Mr. O'Connell further stated in that letter:

The proposed cobble berms fronting #2 Indian Trail and north of the northern end of the proposed revetment are considered non-structural coastal erosion control alternatives, i.e. coastal bank/beach nourishment, and, therefore, in [his] opinion are allowed activities under the Wetland Restriction Order and Bourne and state Wetlands Protection Regulations.

The cobble berms, when maintained as proposed, will reduce/minimize any potential adverse effects of end scour from the revetment while being an additional source of sediment to the fronting beach, although their principle purpose is to minimize potential end scour.

The proposed replenishment/maintenance of the cobble berms to the proposed design standards when 75% of the sediment has been eroded is reasonable.

The very necessary project has received support from local officials familiar with the gravity of the situation. At its meeting of June 24, 2014, the Bourne Board of Selectmen voted to support an application to conduct work to construct a revetment on town-owned property by private residents. Moreover, Bourne the Finance Committee Meeting gave the proposal unanimous approval at its meeting of October 20, 2014. On October 27, 2014 Town Meeting approved overwhelmingly the offer by private homeowners to fund a solution to the erosion problem threatening the beach. Finally, the Board of Water and Sewer Commissioners of the North Sagamore Water District, in a letter dated August 21, 2014, had earlier emphasized the importance of taking action to remedy this quickly worsening problem.

The state wetlands protection regulations at 310 CMR 10.30(3) provide in part that: WHEN A COASTAL BANK IS DETERMINED TO BE SIGNIFICANT TO STORM DAMAGE PREVENTION OR FLOOD CONTROL BECAUSE IT SUPPLIES SEDIMENT TO COASTAL BEACHES, COASTAL DUNES OR BARRIER BEACHES, 310 CMR 10.30(3) THROUGH (5) SHALL APPLY:

- (3) No new bulkhead, revetment, seawall, groin or other coastal engineering structure shall be permitted on such a coastal bank except that such a coastal engineering structure shall be permitted when required to prevent storm damage to buildings constructed prior to the effective date of 310 CMR 10.21 through 10.37 or constructed pursuant to a Notice of Intent filed prior to the effective date of 310 CMR 10.21 through 10.37 (August 10, 1978), including reconstructions of such buildings subsequent to the effective date of 310 CMR 10.21 through 10.37, provided that the following requirements are met:
 - (a) a coastal engineering structure or a modification thereto shall be designed and constructed so as to minimize, using best available measures, adverse effects on adjacent or nearby coastal beaches due to changes in wave action, and
 - (b) the applicant demonstrates that no method of protecting the building other than the proposed coastal engineering structure is feasible.
 - (c) protective planting designed to reduce erosion may be permitted.

The properties on the Bank here were built upon prior to that date in 1978, with the exception of one. Therefore, a revetment is allowed under the regulation provided it meets these criteria, which the Applicant's proposal does. There is nothing more stringent in the local Bylaw relating to the Coastal Restriction.

The Commission ignores the fact that only one of the proposed properties is a post-1978 construction and that the hard revetment is not proposed in front of No. 2, but rather a softer solution in front of that home. The Applicant proposed adequate mitigation and the two coastal geologists, after much discussion and accommodation of numbers, were in agreement that the final plan was adequately protective of the interests of 310 CMR 10.30(3).

Further, in its OOC, the Commission states that:

The Restriction Order for the Town of Bourne was adopted on July 10, 1980 based upon plans entitled "Commonwealth of Massachusetts, Department of Environmental Management, Wetlands Restriction Program, Plan of Wetlands," plans H136-142 and J1-J7 inclusive, K178 & 179, L228 & 229. This particular beach, "The Strand", was identified on map K-179, as wetland #293R and the Order of Restriction was placed upon the deed of Peninsula Enterprises, Inc. in the Barnstable County Registry of Deeds in Book 2045, Page 178." See OOC.

In the Commission's peer review consultant's April 6, 2015 report, page 6, he explains the difficulty in reconciling the Wetlands Restriction Order's standard of '*no adverse effect*', with the standard in the Wetlands Protection Regulations is '*minimize adverse effects*' if the property meets the other criteria in the Performance Standards.

The project was redesigned during the course of the hearing to remove all construction and installation of the revetment from the Beach onto the Bank, thus rendering the Restriction Order inapplicable. The agent confirmed at one of the hearings that the project now complied in that respect. The Commission erred in finding that the project violates the 1980 Restriction Order, as stated in Jim O'Connell's letter dated 11/12/15. This activity is allowed by the Wetland Restriction Order and Bourne and State Wetlands Protection Regulations.

As the Commission's consultant noted in his November 12, 2015 report, the proposed project as revised meets all of his concerns.

The Commission erred in concluding that insufficient information had been provided with respect to site access and incorrectly stated that necessary permissions for access had to be proven prior to issuance of an OOC, when in fact obtaining those permissions could be conditions of an OOC. Requiring an Applicant to obtain written agreements to traverse private property prior to obtaining any permit to do work is unduly burdensome and onerous and completely unnecessary. Without a permit in hand, an Applicant cannot reasonably expect or be expected to obtain approvals to traverse land of private property owners. The Applicant had initial conversations with said owners and so informed the Commission, but the Commission unreasonably requested written contracts in hand before it would issue an OOC. This is completely outside the scope of the Commission's authority and jurisdiction in administering the Act and irrelevant to the interests of the Act. **It is patently unfair for the Commission to demand this as a prerequisite to a permit.** The only situation in which access would be relevant and a Commission would be within its authority to so require access agreements is if the access were going to impact Resources Areas subject to protection of the Act. That is not the case here.

The Commission erred in finding that the proposed project did not meet the performance standards for a revetment for a post-1978 property. The Commission in part erred in finding that the Applicant was not willing to conduct 780 cubic yards of beach nourishment as recommended by its peer review consultant. In fact, in a revised set of plans and information, the Applicant addressed the potential beach nourishment and neither committed to nor opposed the amount of 780 cubic yards, but rather noted that it is an average, and that, as the Commission's peer review consultant Jim O'Connell also concluded, some years more could be required and some years less. Moreover, in his report dated November 12, 2015 in response to the Applicant's revisions, Mr. O'Connell concludes: "[o]verall the proposed project appears to have addressed the issues raised in my previous reports to the Commission."

In its memorandum dated November 2, 2015, the Applicant addressed several remaining concerns, stating in the section regarding annual monitoring and beach nourishment that: "A nourishment cover construction, monitoring and maintenance program shall be implemented as follows:

- a. The initial coverage of the revetment with bank compatible material shall total 780 cubic yards which will result in a depth of 3 feet...."

The Applicant stated that this would be the initial amount, and projected that the 780 cubic yards was an average, with some years requiring more and some requiring less, but at no time did the Applicant refuse to implement 780 cubic yards and the Commission did not give the Applicant an opportunity to agree to a high number than the average its consultant had recommended. The Commission erred in concluding that the proposed beach nourishment would be inadequate, and instead of simply denial approval, could have included a condition requiring the amount of beach nourishment it considered appropriate.

The Commission erred in finding that an inadequate alternatives analysis had been conducted, because the Applicant and its consultant, coastal geologist Stan Humphries conducted and presented adequate analysis of alternatives and described why the proposed solution remained the only viable solution. As Mr. Humphries stated in his letter of September 9, 2015:

As we stated in our August 4, 2015 letter, time has pretty much run out for physically demonstrating that other methods of protecting the pre-78 buildings are feasible. There is no feasible alternative of relocating the existing houses more landward on the same lots, utilizing biodegradable measures throughout or other nonstructural solutions and that a stone revetment is the most feasible alternative in this situation and this location.

All of the Commission's concerns, including the recommendations of its peer review consultant, were included in the revised plan prepared by JC Engineering and the supplemental report prepared by Pinnacle Site Contractors and submitted to the Commission on November 2, 2015.

An issue that was asked and answered repeatedly from the first hearing was the initially legitimate concern over how the Commission could enforce conditions against the private property owners for work and maintenance on town-owned land. While this is a valid concern, the Applicant and its counsel repeatedly answered the possible legal means of addressing this concern and the Commission refused to accept both the Applicant's

counsel's representations and its own town Counsel's recommendations.

The issue of town approvals to enter upon town-owned land to conduct work was sufficiently addressed by a condition drafted by town counsel following a meeting with the Applicant's counsel, Conservation Agent and Conservation Commission Chair.

The OOC included the following statement and proposed SOC condition:

Since the Town of Bourne is the property owner of the land upon which the proposed structures will be constructed the following condition **MUST** be incorporated into any Superseding Order of Conditions (SOC) issued by the Department (DEP):

This Order of Conditions is subject to the approval by the Board of Selectmen of an agreement between the "private property owners" of 2, 8, 10, 12, 18, and 22 Indian Trail, Sagamore Beach and the Town of Bourne providing for an requiring maintenance, repair, and if deemed necessary by the Town, removal of the work authorized by the Order of Conditions, to be undertaken at the sole expense of the "private property owners" along with providing for the indemnification of the Town of Bourne, along with requisite financial security guaranteed by bonds, covenants and liens on the "private property," as required by the Board of Selectmen, said liens to encumber the properties at 2, 8, 10, 12, 18 and 22 Indian Trail, Sagamore Beach, and binding on the owners, their heirs, assigns and transferees. This Order of Conditions is also contingent upon the Grant of an Easement by the Town of Bourne, acting through its Board of Selectmen pursuant to the authority of the Bourne Town Meeting, to permit authorized work on property owned by the Town of Bourne on terms and conditions deemed to be in the best interest of the Town by the Board of Selectmen. No work shall commence under this Order of Conditions until all of the facts by the Town of Bourne have been accomplished. See Exhibit A.

As evidenced by this proposed condition that the Commission requests be included in any SOC regarding other town approvals (see OOC, page 6, "Special Condition TC"), the Applicant and town Counsel had met to discuss and address the fact that the project is proposed on town-owned property and had agreed that any OOC would be subject to those later agreements being entered to the Town's satisfaction with respect to access, beach nourishment and any monitoring, deed restrictions on the private property owners' deeds ensuring future compliance with any OOC, and any other town approvals that would have been required.

The Commission's stated reasons for denial under the Bylaw in the Order of Conditions mirror those in the denial under the Act. The OOC simply cites its Definitions Section, Bylaw Section 3.7.4. and states that the definitions in 310 CMR 10.00, *et seq.*, are incorporated by reference "except where the language in this by-law is more definitive, in which event the language in this by-law shall prevail." The OOC cites no definitions that are more stringent or "definitive" therefore there is nothing more stringent in the local denial that would provide the Town of Bourne with additional jurisdiction over the project than that of the Department of Environmental Protection.

The Act imposes only minimum state-wide standards for wetlands protection, and municipalities may enact by-laws imposing more stringent controls. T.D.I. Dev. Corp., 36 Mass. App. Ct. at 125-6; Lovequist v. Conservation Comm'n of Dennis, 379 Mass. 7, 14-15 (1979); DeGrace v. Conservation Comm'n of Harwich, 31 Mass. App. Ct. 132, 135 (1991); Hamilton v. Conservation Comm'n of Orleans, 12 Mass. App. Ct. 359, 369-70 (1981). Where provisions in a town wetlands by-law are more stringent than in the Act, an applicant must obtain both state and local approvals. DeGrace, at 133-5; Hamilton, at 366-8. See also, FIC Homes of Blackstone, 41 Mass. App. Ct. at 687 (same). Cf. Fafard v. Conservation Comm'n of Reading, 41 Mass. App. Ct. 565, 570 (1996) (where local by-law did not contain provision regulating activities in Buffer Zone, adverse impacts to Buffer Zone could not be cited as basis to deny permit). Those provisions in the bylaw must also apply to the specific project proposal. Healer v. Department of Environmental Protection, 73 Mass. App. Ct. 714 (2009). Here, because the Commission did not impose any more stringent provisions, the DEP SOC when issued, will control and the Commission should therefore adopt it as its final decision in place of the original decision.

Bob Troy spoke about the Town Meeting vote, the Conservation Commission's decision, and if the easement should be granted.

Stephen Mealy questioned Mr. Troy if this Board decides not to go forward because the criteria has not been met, do the homeowners have another opportunity at a future Town Meeting to go back and start the process again should the DEP approve the project.

Bob Troy said the vote of the Town Meeting was to give the Selectmen the authority to grant on terms and conditions deemed by the Selectmen to be in the best interest of the Town, an easement.

Stephen Mealy questioned are there controls in place should this Board vote to override the decision by the Conservation Commission to protect the town from any liability perhaps should this go awry down the road. Are there any conditions that apply or is that something that we work out during an easement process?

Bob Troy said the issues involved in the easement are problematic; there are huge liability issues that the Town has to make a decision on in order to protect the town.

Voted Stephen Mealy moved and seconded by George Slade to affirm the support of the Conservation Commission and to notify the property owners that the Town is not going to take any action to grant an easement at this time. Vote 5-0.

Mrs. Connolly spoke again about the decision of the Commission. Is asking the Board of Selectmen to defer a decision on the easement and for the Commission to defer a decision on anything further on the permit until we see what DEP does.

Mr. Blanton asked why it is not an acceptable alternative to revisit the request at a subsequent Town Meeting, to us taking action on this tonight.

Mrs. Connolly said there is very little time left, Town Meeting takes time, you have to post the warrant, you have to get the vote, the next step was the article 97 approval. If we lose any one component of this and have to start over again, we have lost months and months and one of those houses is only six feet from the cliff.

Susan Weston, Conservation Commissioner, spoke about the decision of the Conservation Commission.

Roll call vote: Mr. Blanton - No; Mr. Meier - No; Chair - Yes; Mr. Slade - Yes; Mr. Mealy - Yes. Vote: 3-2

Don Pickard said the vote was to affirm the Board of Selectmen's support in the vote of the Conservation Commission to notify the property owners the Board is not willing to grant an easement.

Don Pickard said we will recess the Board of Selectmen's meeting until the Board of Sewer Commissioners completes their discussion on some items.

Chairman Pickard called the meeting back to order at 8:50

Voted Peter Meier moved and seconded by Michael Blanton reconvene the Board of Selectmen meeting. Vote: 5-0

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

Public Comment – Non-Agenda Items

None requested.

5) Minutes from Meeting(s) dates: 7-12-16 Executive; 6-15-16; 7-12-16; 7-19 Regular

Stephen Mealy asked to table this until the next meeting.

6) Correspondence

George Slade brought the committee up to date on the correspondence.

- A. Received petition requesting smaller and more manageable trash and recycling containers
- B. Massachusetts School Building Authority has voted to approve the Town of Bourne as part of its invitation for Feasibility Study, to proceed into Schematic Design to replace the existing James F Peebles Elementary School with a new District-wide grades 3-5 elementary school on the existing site.

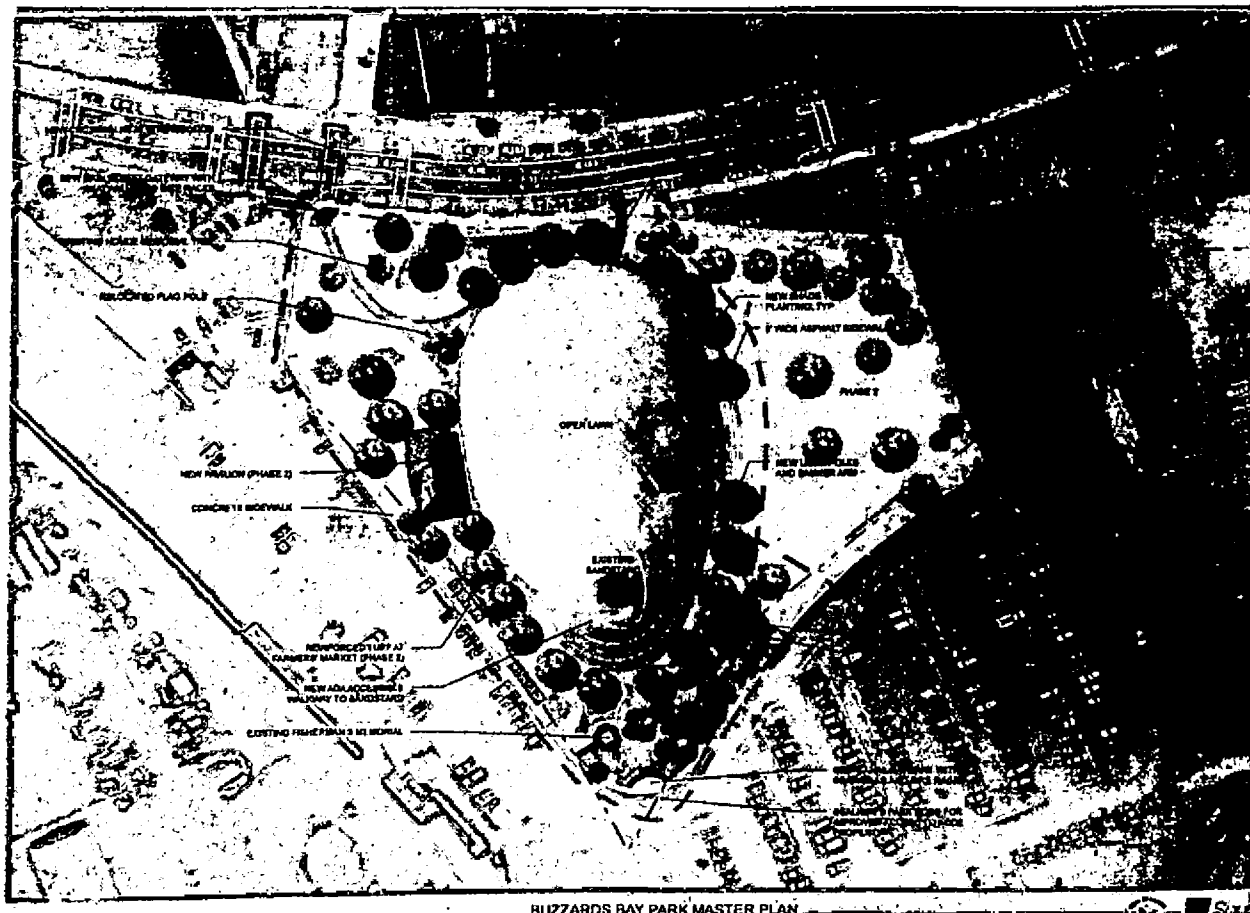
- C. Letters from Churchill Engineering re: Phase 1 Dam Inspection Report - Red Brook Pond Dam - Phase 1 Inspection and Completion of Phase 1 Inspection
- D. Received notice from NextEra Energy Services: Re: Next Era Energy Services Massachusetts Disclosure Label
- E. Letter from MassDOT re: Resurfacing and related work on Route 6 and 28 Bypass - Project Eligibility notification
- F. Buzzards Bay Action Committee is looking for a new delegate since the resignation of Brendan Mullaney
- G. Letter from Tetra Tech re: Final Environmental Impact Report Canal Unit 3
- H. Letter of interest from Jason Tardiff to serve to serve on the Education/Scholarship Committee
- I. Marine Renewable Energy Collaborative of New England filed application for preliminary permit, proposing to study the feasibility of the Cape Cod Canal and Bourne Tidal Test Site.

Stephen Mealy questioned relating to the Churchill Engineering reports on the two dams is it the intention of the Town Administrator to undertake the repairs? Mr. Guerino stated he is working with Mr. Leitzel and Tim Mullen and will bring something back to the Board, but don't know what the plan is at this time.

Peter Meier asked if item A the smaller recycling containers can be put on as an agenda item. Don Pickard said No, that is staff, the Board voted to except the recommendation of the department heads. It is a staff project, staff is working on it and staff will address it.

7) Update on progress for Buzzards Bay Park renovations - Mrs. Riggs

Sally Riggs, facilitator Main Street Steering Committee, updated the committee on the restoration upgrade plans for the Buzzards Bay Park, Phase 1 and Phase 2. They are hoping to break ground in early August. Hoping to get Phase 1 done by the winter, before the snow falls.



BUZZARDS BAY PARK MASTER PLAN

Peter Meier questioned how much money are you looking for phase 2?

Mrs. Riggs said they are not sure of the exact figure yet. They are working with a landscape architecture firm, and are looking at using some of the resources we have in town. We are focused on getting the costs and steps we can include with the funds we now have. As soon as that is accomplished we can start the next phase and start pricing that out and what kind of contracts we will have to pursue for the second phase.

Peter Meier questioned are you going to come back at Town meeting with a CPA application for funds this winter or are you going to wait until the next Town Meeting Mrs. Riggs said they will have to come back in October.

8) Licenses/Appointments:

- a. **Sagamore Beach Barbeque - Common Victualer - new license**
- b. **Pan Mass Challenge**
 - 1. **One Day Liquor - All Alcoholic**
 - 2. **Use of Town Roads**
- c. **Committee Appointment Renewals**

- a. BBQ Mikes, Inc. d/b/a Sagamore Beach Barbecue, 41 Meetinghouse Lane Unit B,**

Sagamore, looking for Common Vicualer License, Hours 10:30 a.m. - 10:00 p.m., seating capacity up to 20. Conditions are: Planning Board - Will need approved site plan (by property owner) before final occupancy permit is issued. Board of Health - Pending septic & building permits. Food permit application OK. Fire Department - Full inspection prior to opening.

Voted Peter Meier moved and seconded by Stephen Mealy to approve subject to those conditions. Vote: 5-0

b.1. Peter Meier went over the Pan Mass Challenge, One Day All Alcoholic Beverage License, August 6, 2016 from 11:00 a.m. to 7:00 p.m. encompasses the whole campus of Mass Maritime Academy, Academy Drive, Buzzards Bay. Comments: Police Department - All liquor laws to be enforced.

Voted Peter Meier moved and seconded by Michael Blanton to approve the liquor license. Vote: 5-0

b.2. Peter Meier went over the PanMass Challenge Bike-a-thon use of town roads. There are conditions that have been in place for 3-4 years that the Police Chief and Dave Hellman from PanMass have worked on and approved. Conditions: Police Department - Numerous police details to be paid for by PanMass Challenge as in years past. Plan is already set and no further meeting is required. Fire Department - Per prearranged agreement.

Voted Peter Meier moved and seconded by Michael Blanton to approve subject the Fire and Police Department Chiefs conditions. Vote: 5-0

c. Committee Appointments

Voted Peter Meier moved and seconded by Michael Blanton to approve William Scotti as an At Large Member to the Bourne Landfill Business Model Working Group term to expire June 30, 2017. Vote: 5-0

Voted Peter Meier moved and seconded by Michael Blanton to approve Kenneth Blanchard, 20 Sandy Lane, Bourne MA to Counsel on Aging term to expire June 30 2020. Vote: 5-0

Kenneth Blanchard briefly spoke about himself.

Peter Meier went over the Historical Commission appointment. Have a resignation from Ms. Dimock and Deborah Burges who wishes to step up to a full fledged member. The request comes from the Chairman of that committee Judith Riordan.

Voted Peter Meier moved and seconded by Michael Blanton to approve Deborah Burgess as a full fledged member of the Historic Commission term to expire June 30 2017. Vote: 5-0

Deborah Burges briefly spoke about herself.

Peter Meier went over the Special Works Opportunity Program

Voted Peter Meier moved and seconded by Michael Blanton to approve Andrew Cormier, Susan Cronin, Patty Duffy, Don Rhodes, and Judith Shorrocks, term to expire June 30, 2017. Vote: 5-0

10) Selectmen's Business -

a. Bourne Night Out - Monument Beach - August 2, 2016

Peter Meier went over the Monument Beach Civic Association Request. They are asking to set up at 4:00 p.m. and remove everything by 9:00 p.m. the event is from 5-7:00 p.m. They are asking to close Beach Street from Shore Road to Pine Street. This is a public safety night out.

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

11) Town Administrator's Report

Tom Guerino said he will defer his report.

12) Selectmen's Reports

Michael Blanton spoke about the vigil that was held at the gazebo in Buzzards Bay.

Peter Meier spoke about the Basket Ball Tournament that was held on Saturday.

George Slade spoke about the PanMass Challenge and if there should be a meeting after to discuss how it went. Mr. Slade spoke about the traffic points in town. Mr. Slade also spoke briefly about reviewing the encumbered minutes. The MMA, the five year plan and what has been updated. Don Pickard suggested Mr. Slade speak with Mr. Mealy and/or Mr. Blanton.

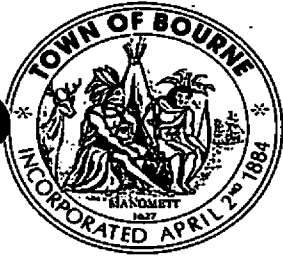
Tom Guerino said we can have Chief Woodside come in after the PanMass Challenge and discuss how it went. Mr. Guerino briefly spoke about the traffic points in town.

The next Bourne Selectmen meeting will be on Tuesday, August 9th at 7:00 P.M.

13) Adjourn

Voted Peter Meier moved and seconded by Michael Blanton to adjourn. Meeting adjourned at 9:25 pm. Vote 5-0.

Respectfully submitted - Carole Ellis, secretary.



Board of Selectmen Meeting Notice AGENDA



Date

Tuesday
August 9, 2016

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 in Open Session

1. 1. Executive Session. To conduct strategy session with respect to litigation as an open meeting may have a detrimental effect on the litigation position of the public body. The Chairman declares that such open discussion will have a detrimental effect to the litigating position of the public body.

Roll call Vote to convene in Executive Session for the purpose stated. The Board will reconvene in open session following the conclusion of the Board of Sewer Commissioners at approximately 7:00 PM

2. Moment of Silence for our Troops and our public safety personnel
3. Salute to our Flag
4. Public Comment on Non-Agenda Items
5. Minutes from Meeting(s) dates 7.12.16 Executive – 6.15.16, 7.12.16 & 7.19.16 Regular Minutes
6. Correspondence
7. John Doble – Fisherman's Statute
8. Licenses and Appointments
 - a. Committee Appointment Renewals
 - b. Jason Tardiff – Education Scholarship/Education Committee
9. Selectmen's Business
 - a. Discussion for October Special Town Meeting – Vote to discuss date and warrant articles relative to the Peebles School Debt exclusion and Police Department Debt exclusion
 - b. Vote to refer question to Town Counsel for opinion
10. Town Administrator's Report
11. Selectmen Reports
12. Adjourn

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TOWN CLERK BOURNE

Board of Selectmen
Minutes of Tuesday, August 9, 2016
Bourne Community Building
Bourne, MA 02532

RECEIVED

2016 SEP 14 PM 3:07.....

TOWN CLERK BOURNE

TA Tom Guerino

Selectmen

Don Pickard, Chairman
Peter Meier, Vice-Chairman
George Slade, Clerk
Stephen Mealy
Michael Blanton

Note this meeting is being televised and recorded. If anyone in the audience is recording or videotaping, they need to acknowledge such at this time – Michael Rausch Bourne Enterprise.

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

Documents

1. **6:00 p.m. Call to order in open session**
2. **Executive Session:** To conduct strategy session with respect to litigation as an open meeting may have a detrimental effect on the litigation position of the public body. The Chairman declares that such open discussion will have a detrimental effect to the litigating position of the public body.

Roll call Vote to convene in Executive Session for the purpose stated. The Board will reconvene in open session following the conclusion of the Board of Sewer Commissioners at approximately 7:00 PM.

Voted Peter Meier moved and seconded by Stephen Mealy by roll call vote to go into Executive Session.

Mr. Blanton - Excused

Mr. Mealy - Yes; Mr. Meier - Yes; Mr. Pickard - Yes; Mr. Slade - Yes.

Vote 4-0.

Roll call Vote to reconvene in open session.

Voted Peter Meier moved and seconded by Michael Blanton by roll call vote to adjourn and to reconvene in open session after the Sewer Commissioners Meeting.

Mr. Mealy - Yes; Mr. Blanton - Yes; Mr. Slade - Yes; Mr. Meier - Yes; Chair - Yes.

Vote 5-0.

Meeting Called to Order

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

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

Public Comment – Non-Agenda Items

Jim Mulvey spoke briefly on the frustration of the Phase II Storm Water Committee.

Mary Jane Mastrangelo asked a question about locating the new police facility at Queen Sewell Park along with the wastewater package treatment plan. By placing the police facility there are we limiting the capacity for that location for the 100 gallons per day? Would like to get an answer and an agreement from the Board that you have taken that into consideration. Just want an acknowledgement if it is going to limit that leaching capacity; that we have acknowledged that and we have made a decision that is the way we want to go.

Don Pickard will ask the Town Administrator and the Sewer Commissioner Chair to collaborate and get back to Mary Jane Mastrangelo

Don Pickard wanted to inform the public the Board of Selectmen met in Executive Session this evening with Town Counsel. The Board moved to authorize the filing of an appeal to the DEP superseding orders for 0 Crabwalk Way as relevant to the revetment project in Sagamore Beach and the Board voted unanimously to the authorization of filing of this appeal. There was a vote taken in Executive Session, and I'm noticing the public that the vote was taken.

**5) Minutes from Meeting(s) dates: 7-12-16 Executive; 6-15-16; 7-12-16; 7-19-16
Regular Minutes**

Voted Peter Meier moved and seconded by Michael Blanton to approve the executive session minutes from July 12, 2016 as presented and to encumber. Vote 5-0.

Voted Peter Meier moved and seconded by Stephen Mealy to approve the minutes from June 15, 2016 as presented. Vote 4-0-1. Michael Blanton abstained.

Voted Peter Meier moved and seconded by Michael Blanton to approve the minutes from July 12, 2016 as presented. Vote 5-0.

Voted Peter Meier moved and seconded by Michael Blanton to approve the minutes from July 19, 2016 as presented. Vote 5-0.

6) Correspondence

George Slade brought the committee up to date on the correspondence.

- a. Massachusetts Maritime Academy has purchased the property at 8 Taylor Road, Buzzards Bay to improve the lot for parking by paving landscaping and lighting

- b. Conservation abutter notification for work being done at:
 - 8 Taylor Road, Buzzards Bay
 - 325 Shore Road, Monument Beach
- c. Weights and Measures quarterly report from April 1, 2016 to June 30, 2016
- d. Letter of resignation from Tracy Medeiros as Assistant Director of SWOP

Peter Meier spoke about the property the Mass. Maritime Academy has been purchasing. George Slade said he would like to see a refined plan from the Mass. Maritime Academy. Michael Blanton spoke about the conversation he had with folks from Taylor Point area. We should engage with people from Taylors Point.

7) John Doble - Fisherman's Statute

John Doble spoke about the Fisherman's Statue located at Buzzards Bay Park, next to the railroad bridge. Looking for authorization to place two metal display stands there for the statue. There will be a sight bump out on the left and right side. Also looking for authorization because the bump out will have a little walkway off the main entrance it will also consist of bricks, 200 bricks, 100 on each side.

Tom Guerino wanted to make sure they were not expanding the footprint of the property that was already granted to them.

Voted Michael Blanton moved and seconded by Peter Meier to grant the request to rework and improve the area around the fisherman's statue in Buzzards Bay Park to include the area for the two plaques and the brick walkway as described tonight. Vote: 5-0

8) Licenses/Appointments:

a. Committee Appointment Renewals

b. Jason Tardiff - Education Scholarship/Education Committee

Peter Meier went over the committee appointments.
Debra Jordan spoke briefly.

Makeup of the Affordable Housing Action Committee

Voted Peter Meier moved and seconded by Michael Blanton to appoint Debra Jordan as the Housing Authority Director for a term to expire June 30, 2017. Vote 5-0.

Bourne Housing Partnership

Voted Peter Meier moved and seconded by Michael Blanton to appoint Debra Jordan as the Housing Authority Director for a term to expire June 30, 2017. Vote 5-0.

Bourne Human Services Committee

Voted Peter Meier moved and seconded by Michael Blanton to appoint Debra Jordan as the Housing Authority Director for a term to expire June 30, 2019 Vote 5-0.

Education/Scholarship Committee

Voted Peter Meier moved and seconded by Michael Blanton to appoint Jason Tardiff, 12 Rip Van Winkle Way, Buzzards Bay for a term to expire June 30, 2019. Vote 5-0.

9) Selectmen's Business -

- a. Discussion for October Special Town Meeting - Vote to discuss date and warrant articles relative to the Peebles School Debt exclusion and Police Department Debt Exclusion**
- b. Vote to refer question to Town Counsel for opinion**

9.a. Peter Meier said the dates in mind is for October 3rd and October 17th

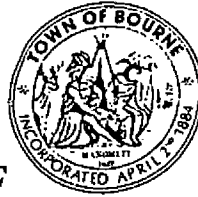
Barry Johnson, Town Clerk

Wendy Chapman, Assistant Town Clerk

Barry Johnson gave a brief outline of the upcoming Election Schedule. Mr. Johnson went over the State Primary, the Special Town Meeting, Early Voting, Would like to be placed on the agenda for a meeting on September 20 or September 27 for an in-depth discussion on this topic, Presidential Election, and Special Election for Debt Exclusion Project dates.

BARRY H. JOHNSON
Town Clerk

WENDY CHAPMAN
Assistant Town Clerk



TOWN OF BOURNE
Office of the Town Clerk

ELECTION SCHEDULE

STARTING FROM 9/8/2016.....Up To December 6, 2016

- 1). **STATE PRIMARY:** to be held on Thursday, September 8, 2016; BOS to sign Election Warrant on Tuesday, August 16, 2016; Warrant must be posted by Thursday, September 1, 2016; Voter Registration to be held on Friday, August 19, 2016.
- 2). **SPECIAL TOWN MEETING:** per Section 2.5(b) of the Charter...the BOS shall close the Warrant forty-five (45) days prior to the date of the Special Town Meeting...for receiving Private Petitions...which is September 2, 2016. If the STM is to be held on Monday, October 17, 2016...the BOS to sign Warrant by Tuesday, September 27, 2016; the Warrant must be posted by Monday, October 3, 2016; Voter Registration to be held on Friday, October 7, 2016.
- 3). **EARLY VOTING:** I will be asking the Board and Town Administrator Guerino to be placed on a future BOS agenda...possibly on Tuesday, September 20...OR...September 27, 2016 to hold an in-depth discussion on this topic. I will provide you with materials on this subject prior to our session.
- 4). **PRESIDENTIAL ELECTION:** to be held Tuesday, November 8, 2016; BOS to sign Election Warrant by Tuesday, October 25, 2016; Warrant must be posted by November 1, 2016; Voter registration to be held on Wednesday, October 19, 2016.
- 5). **SPECIAL ELECTION FOR DEBT EXCLUSION PROJECT(S):** if this election were to be held on Tuesday, December 6, 2016.....the BOS to sign the Warrant on Tuesday, November 22, 2016; the Warrant must be posted by Tuesday, November 29, 2016; Voter Registration to be held on Wednesday, November 16, 2016.

NOTE: presented to BOS & TADM on Tuesday, August 9, 2016.

24 Perry Avenue
Buzzards Bay, Massachusetts 02532
Phone 508-759-0600 x505

Barry H. Johnson
Town Clerk

Voted Peter Meier moved and seconded by Michael Blanton to authorize the Special town meeting for October 17, 2016 at 7:00 PM contingent upon approval of Town Counsel and the Town Moderator. Vote 5-0.

Voted Peter Meier moved and seconded by Michael Blanton to set September 17, 2016 as the date to close the warrant for the Special Town Meeting for private petitions. Vote 5-0.

Voted Peter Meier moved and seconded by Michael Blanton to make the Debt Exclusion Ballot Election for any debt exclusion project voted on October 17 to be on Tuesday, December 6th. Vote 5-0.

Voted Peter Meier moved and seconded by Michael Blanton to have the Board of Selectmen inform the Town Administrator by vote that we will close for the warrant to any non-municipal petition that come in on Wednesday, September 14th which give us ample time to get it to Town Counsel for his review, get the warrant ready and posted by the 27th.

Barry Johnson questioned do I have to have my Warrant Articles to you by September 14th? Mr. Guerino said you will have to have draft warrant, but you wouldn't have to have your hearing by the 14th.

Vote: 5-0

9.b.

Don Pickard spoke about the decision of Town Counsel relevant to acceptance of private roads. Mr. Pickard said a resident of Valley Bars Road contacted him. Mr. Pickard is asking the Board to vote to get Town Counsels opinion based upon the request from the resident on Valley Bars Road. The question for Town Counsel is Does Valley Bars Road have implied prescription and implied acceptance to become a public road under both state and federal law

Stephen Mealy questioned why the town is taking on a request from a resident for an opinion by Town Counsel. Mr. Mealy would suggest it would be better for the town if resident have questions the resident hire their own attorney. It would better serve the other residents of the town to not have to pay legal fees to answer a question that was adequately addressed.

George Slade said we do have a large number of roads that are in need of repairs. Would like it if Town Counsel could provide something president that we could apply throughout the town.

Voted Stephen Mealy moved and seconded by Peter Meier not to refer this question to Town Counsel.

Stephen Mealy said he thinks the question being asked is a generalized one, it may apply to Valley Bars Road. We have always had and continue to supply to the residents that are living on private way, a remedy, which resident in the town have already undertaken, that is the use of betterments at a very significant reduced cost to make improvements to the roads. What do you tell those residents that then we start making repairs to other roads that are private. We need to let the residents make their own legal determinations with their own Counsel as opposed to starting to volunteer our Town Counsel to investigate each question that comes before the Board.

Vote: 4-1 George Slade opposed.

10) Town Administrator's Report

Tom Guerino said he will provide a written report of the training he attended, and spoke briefly about the training.

Dept. heads and I will be meeting on Thursday at 11:00.

Meeting with one on of the bargaining groups staff on Thursday morning at 9:00.

Don Pickard said he was questioned relevant to the old Coady School property, on how interested residents might become applicants to move in. Mr. Guerino said they will have to contact the Stratford Capital Group. Mr. Guerino will call them and get the information.

11) Selectmen's Reports

Stephen Mealy spoke about the informal gathering of the recycling committee. The barrels and the proposed plastic bag ban change to be placed on the website. Regarding the 5-year plan for the Mass. Maritime, they would be happy to come in and provide an update to the Board and the residents. Mr. Mealy said he attended a meeting for the Taylors Point residents about the changes to 8 Taylor Road. He gave a brief overview of that meeting. Mr. Mealy made a suggestion to the Board would it be appropriate would the Board undertake a discussion and vote on the pros and cons about a resolution that was offered by Senator Vinny deMacedo opposing the November ballot question that would allow recreation use of marijuana.

George Slade spoke about the buildings that are in distress, the building on Center Street in Buzzards Bay, wondering what the status is of that building.

Peter Meier spoke about the schematics that came out from the School Building Committee. This is for the August 23rd meeting when the Peebles School Building Committee will come before this Board and give a report.

Michael Blanton spoke about attending the Conservation Commission hearing. Spoke about attended the press event at Mass Maritime Academy for the Hydrokinetic platform that is anchored off Mass Maritime. Last Friday attended the MBTA Hearing at the UMass Dartmouth Law School. Mr. Blanton gave a brief overview of the meeting,

Tom Guerino wanted to remind the Board Thursday night at 6:30 we will be doing goals.

The next Bourne Board of Selectmen meeting will be on Tuesday, August 16th at 7:00 P.M.

12) Adjourn

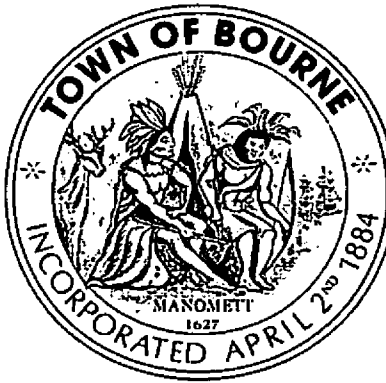
Voted Michael Blanton moved and seconded by Peter Meier to adjourn. Meeting adjourned at 8:05 pm. Vote 5-0.

Respectfully submitted – Carole Ellis, secretary.

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TOWN CLERK BOURNE



BOARD OF SELECTMEN

MEETING NOTICE

DATE

Thursday
August 11, 2016

TIME

6:30 P.M.

LOCATION

Bourne Veteran's Memorial
Community Building
239 Main Street
Buzzards Bay, MA 02532

6:30 P.M. Goals

Adjourn

Thomas M. Guerino
Town Administrator

Date: August 8, 2016

Town Clerk
Selectmen

Board of Selectmen Goals Session – August 11, 2016 – Minutes and Outcomes

Chairman Pickard called the meeting to order at 6:34 P.M. Mr. Meier was absent. Mr. Blanton, Mr. Mealy, Mr. Slade and Chairman Pickard were present. Also present were Town Administrator Guerino and Mr. Nutting, facilitator.

The Selectmen reiterated the Common themes for the Goals in the following Topic areas:

Community Engagement

Economic Development

Environmental Issues

Organizational

Budget / Financial

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TOWN CLERK BOURNE

The Selectmen opted to provide a limited number of what is considered to be achievable objectives to jump start a longer term process while understanding the limited human and financial resources available at this point in time.

COMMUNITY ENGAGEMENT

Provide better information to citizens

Selectmen and TA to re-start monthly Cable access informational "shows"

Engage the Community in a broad based professional Strategic Plan

(TA to provide estimated costs)

Fill all Committee vacancies and review which committees are obsolete

ECONOMIC DEVELOPMENT

Waste water Treatment – BB

Support current efforts

ECONOMIC DEVELOPMENT (continued)

Review necessity for pocket plants for Developments over XX density

By-law or Zoning/Planning requirement

ENVIRONMENTAL

Plastic Bag by-law – 2016/17 Town Meeting vote

208 Planning/implementation – consulting \$\$ for FY's 2017/18

ORGANIZATIONAL

TA to create Draft of updated/proposed Organizational Chart

Submission to BOS in December of 2016 prior to Budget message

TA to consult with subcommittee of BOS

Succession Plan - TA to create and submit to BOS for review and possible implementation in August of 2017 (FY 18)

Stabilize Administrative Support and Middle tier staff requirements

Costs and Town Meeting Action for FY 18

Will tie in with Organizational Chart inasmuch as professional staffing is concerned

BUDGET/FINANCE

BOS to fully support Priority Based Budget implementation and to engage in process.

Full implementation 3-5 years

Financial Software Review

TA- Finance Staff June 2017

Integration of all departmental functions (permitting etc.) to finance function

Offer more on-line payment options for permitting and licensure

Implementation on a rolling system over 2 years

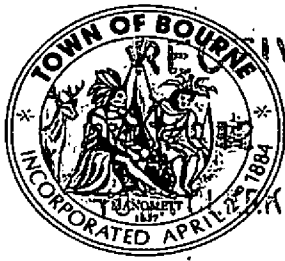
Bourne Financial Policies to be formatted for inclusion in Town Meeting Book and on-line

The Board reviewed the goals and objectives discussing possible impediments for implementation. They thanked Mr. Nutting for the assistance in helping the Board to focus and better define the outcomes.

Mr. Mealy made a motion to adjourn which was seconded by Mr. Blanton and unanimously voted by the Board members present. Meeting adjourned at 8:42 P.M.

Respectfully Submitted,

Thomas M. Guerino, Town Administrator



RECEIVED

PM 1:59

TOWN OF BOURNE

Board of Selectmen Meeting Notice AGENDA



Date

Tuesday
August 16, 2016

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.

700 p.m. Call to order in Open Session

1. Moment of Silence for our Troops and our public safety personnel
2. Salute to our Flag
3. Public Comment on Non-Agenda Items
4. Minutes from Meeting(s) dates: 7.26.16, 8.9.2016 Executive Session – 8.9.2016 Regular Session
5. Correspondence
6. Licenses and Appointments:
 - a. Election Worker Appointments
 - b. 7:30 p.m. Buzzards Bay Marina Corp. Year Round Wines & Malt Beverages License
7. Selectmen's Business
 - a. Signing of State Primary Warrant
 - b. Goals discussion
 - c. Storm water subdivision regulation
8. Town Administrator's Report
 - a. Priority Based Budgeting update
9. Selectmen Reports
10. Adjourn

**Board of Selectmen
Minutes of Tuesday, August 16, 2016
Bourne Community Building
Bourne, MA 02532**

RECEIVED

2016 OCT 27 PM 12:44

TOWN CLERK BOURNE

TA Tom Guerino

Selectmen

Don Pickard, Chairman
Peter Meier, Vice-Chairman
George Slade, Clerk
Stephen Mealy
Michael Blanton

Note this meeting is being televised and recorded. If anyone in the audience is recording or videotaping, they need to acknowledge such at this time – Michael Rausch Bourne Enterprise.

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

Documents

Meeting Called to Order

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

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

Public Comment – Non-Agenda Items

None requested.

4) Minutes from Meeting(s) dates: 7-26-16 Executive Session; 8-9-16 Regular Session

Voted Peter Meier moved and seconded by Michael Blanton to approve the Executive minutes from July 26, 2016 with the correction and encumber. Vote 5-0.

Voted Peter Meier moved and seconded by Michael Blanton to approve the Executive minutes from August 9, 2016 with the two corrections and encumber. Vote 5-0.

Voted Peter Meier moved and seconded by Michael Blanton to approve the minutes from August 9, 2016 with the correction. Vote 5-0.

5) Correspondence

George Slade brought the committee up to date on the correspondence.

- a. Mark Hebb requesting copy of video from the July 28, 2016 Planning Board meeting
- b. Buzzards Bay Action Committee Annual Assessment and Buzzards Bay NEP grants awarded to municipalities and others since 2006
- c. Division of Marine Fisheries

1. Contaminated Quahog Transplant Shellfish Relay Closure Closed to Shellfishing - Tahanto Flats
 2. Special Permit for Transplanting Contaminated Shellfish
 3. Seasonal Status Change - Open to Shellfishing - Wychunas Avenue (Buttermilk Bay)
 4. 4th offering of the Massachusetts Division of Marine Fisheries Small Grants Program to improve recreational fishing access
- d. Cape & Island Suicide Prevention Coalition - Proclamation Suicide Prevention Week September 5 - 11, 2016
 - e. Cape Cod Scallop Fest is looking for volunteers (September 23, 24, & 25)
 - f. Department of Environmental Protection re: Wetlands File #SE 7-1915 Superseding Order of Conditions - 0 Crab Rock Way
 - g. Eversource Energy intends to selectively apply herbicides along power lines rights-of-way
 - h. Letter from County of Barnstable Superior Courthouse re: Barnstable Fire Training Academy
 - i. Board of Health abutter notification for work being done at 49 Monument Neck Road, Bourne
 - j. Letter of interest from Lori Cooney in the Commission of Disabilities

Peter Meier and Michael Blanton took a point of personal privilege.

Peter Meier and Michael Blanton spoke about the Bourne Youth Baseball and their accomplishments.

They played in three tournaments this summer winning the Dennis / Yarmouth tournament & Bourne (home) tournament, and were runner up at the Sandwich tournament. Their record was 16-1 for the summer. In the DY tournament, Bourne scored 57 runs and allowed 4. In our home tournament, Bourne scored 56 runs and allowed 11. Wanted to recognize the athletes and the coaching staff.

Below are the coaching staff and player's names.

Tom Johnston - Manager, Mike Kelley - Coach, Tom Kluber - Asst. Coach, Jeff Lumsden - Asst. Coach, and Mike Sorenti - Asst. Coach

The players that were present introduced themselves and the position they played.

Players alphabetically:

Ben Conlon - Catcher; Aiden Elmore - Left Fielder; Jonny Grygent; Tobin Johnston; Ty Kelley - Third Basemen; Chris Klueber - Third Basemen; Stefan Lumsden; Trey Merritt; Davis Perry
Jacob Rosati - Pitcher; Josh Turcotte - First Baseman; and Sean Waas

6) Licenses/Appointments:

a. Election Worker Appointments

b. 7:30 p.m. Buzzards Bay Marina Corp. Year Round Wine & Malt Beverage License

6.a.

64

COMMITTEE - Election Workers Query

B714

COMM	Last	First	STREET	CITY	ST	ZIP	HOME #	Exp
Election Worker/Checker	Arbo	Beverly	PO Box 123 6 Pleasure P	Sagamore	MA	02561	833-2876	June 30, 2017
Election Worker/Checker	Archambeault	Beverly	44 Noreast Drive	Sagamore Beach	MA	02562	888-4184	June 30, 2017
Election Worker/Checker	Barclay	Thomas Altken	84 Spinnaker Lane	Pocasset	MA	02559	564-6221	June 30, 2017
Election Worker/Checker	Blake	Estelle	83 Norris Road	Sagamore Beach	MA	02562	833-8844	June 30, 2017
Election Worker/Checker	Blankenship	Helen	14 Eel Pond Road	Monument Beach	MA	02553	759-2618	June 30, 2017
Election Worker/Checker	Boucher	Clarence	47 Sea Breeze Drive	Bourne	MA	02532	759-6784	June 30, 2017
Election Worker/Checker	Brochu	Loretta	7 Sir Lancelot Drive	Bourne	MA	02532		June 30, 2017
Election Worker/Checker	Brown	Ralph	PO Box 538 - 282 Barlow	Pocasset	MA	02559	563-3577	June 30, 2017
Election Worker/Checker	Butler	Sallie	7 Queens Bay Lane	Buzzards Bay	MA	02532	759-3124	June 30, 2017
Election Worker/Checker	Cardoza	Eda	16 Wright Lane	Buzzards Bay	MA	02532	759-9351	June 30, 2017
Election Worker/Checker	Carpenito	Phyllis	1 Howard Avenue	Monument Beach	MA	02553	759-7484	June 30, 2017
Election Worker/Checker	Cavanagh	Barbara S.	4 Anne Lane	Bourne	MA	02532	759-0024	June 30, 2017
Election Worker/Checker	Cremonini	Diane	PO Box 271 - 15 Homeste	Sagamore	MA	02561	888-2474	June 30, 2017
Election Worker/Checker	Dastous	Anne	3 Cote Circle	Buzzards Bay	MA	02532	759-8052	June 30, 2017
Election Worker/Checker	Doherty	Kathy E.	1D Beach Plum Lane	Buzzards Bay	MA	02532		June 30, 2017
Election Worker/Checker	Ellis	M. Elizabeth	50 Pleasant Street	Sagamore	MA	02561	888-0633	June 30, 2017
Election Worker/Checker	Fernandes	Mary	4 Maple Street	Buzzards Bay	MA	02532		June 30, 2017
Election Worker/Checker	Finley	Jeanne M	11 Blue Meadow Ct	Bourne	MA	02532	617-828-9296	June 30, 2017
Election Worker/Checker	Fisher	Kristine B.	PO Box 607 - 207 Scragg	Cataumet	MA	02534	563-3148	June 30, 2017
Election Worker/Checker	Ford	Anne	PO Box 753 - 26 Whimbrel	Cataumet	MA	02534	563-1326	June 30, 2017
Election Worker/Checker	Garity	John	30 Thom Avenue	Buzzards Bay	MA	02532	759-5044	June 30, 2017
Election Worker/Checker	Gavin	John D.	PO Box 396 - 10 Sun Circl	Bourne	MA	02532	743-0964	June 30, 2017
Election Worker/Checker	Gavin	Mary Ann	PO Box 396 - 10 Sun Circl	Monument Beach	MA	02553	743-0964	June 30, 2017
Election Worker/Checker	Gill	Barbara	PO Box 634, 33 Beach Str	Monument Beach	MA	02553	759-6912	June 30, 2017
Election Worker/Checker	Gould	Joel	28 Bennets Neck Road	Pocasset	MA	02559	759-7906	June 30, 2017
Election Worker/Checker	Goulding	Norma	Box 333 - 79 Clay Pond R	Monument Beach	MA	02553	759-7071	June 30, 2017
Election Worker/Checker	Grady	Eileen P.	PO Box 775 - 5 Lewis Pol	Buzzards Bay	MA	02532	743-9865	June 30, 2017
Election Worker/Checker	Holden	Henrietta	18 Splndrrft Lane	Bourne	MA	02532	759-4902	June 30, 2017
Election Worker/Checker	Kelley	Michael D.	PO Box 3029	Pocasset	MA	02559	564-4495	June 30, 2017
Election Worker/Checker	Kelley	Kathleen	PO Box 3029	Pocasset	MA	02559	564-4495	June 30, 2017
Election Worker/Checker	Kempton	Mary Ellen	18 Sea Knoll Ct	Bourne	MA	02532	774-302-4569	June 30, 2017
Election Worker/Checker	Langley	Traci	5 Buttermilk Way	Bourne	MA	02532		June 30, 2017
Election Worker/Checker	Layton	Monica M.	7 Marian Lane	Bourne	MA	02532	759-1133	June 30, 2017

COMM	Last	First	STREET	CITY	ST	ZIP	HOME #	Exp
Election Worker/Checker	Letzelsen	Kathleen R.	5A Village Green Road	Sagamore Beach	MA	02562	617-755-9357	June 30, 2017
Election Worker/Checker	Lyons	Priscilla	28 Harwood Drive	Pocasset	MA	02559	759-2148	June 30, 2017
Election Worker/Checker	MacNally	Joan	PO Box 92	Monument Beach	MA	02553	759-4379	June 30, 2017
Election Worker/Checker	Malatos	Janet	35 Starboard Road	Bourne	MA	02532	759-3775	June 30, 2017
Election Worker/Checker	Manning	Shirley P.	11 Shaker Drive - Box 190	Monument Beach	MA	02553	759-4344	June 30, 2017
Election Worker/Checker	McAlister	Judith	26 Pequot Avenue	Pocasset	MA	02559	564-6119	June 30, 2017
Election Worker/Checker	McClung	Marjorie L.	14 Weldons Road	Buzzards Bay	MA	02532	888-7615	June 30, 2017
Election Worker/Checker	McConnell	Paula	4 Colony Avenue	Bourne	MA	02532	759-6538	June 30, 2017
Election Worker/Checker	Myers	Penny	PO Box 388 - 50 Pocahon	Pocasset	MA	02559	563-6830	June 30, 2017
Election Worker/Checker	Natoli	Shirley L.	PO Box 392 - 10 Carver R.	Sagamore Beach	MA	02562	888-3942	June 30, 2017
Election Worker/Checker	O'Brien	John	PO Box 1034 - 3 Oak Ridg.	Pocasset	MA	02559	563-7176	June 30, 2017
Election Worker/Checker	O'Sullivan	Carol	1 Agawam Point Road	Bourne	MA	02532	759-1939	June 30, 2017
Election Worker/Checker	Page	Inez W.	5 Berrywood Court	Bourne	MA	02532	759-1424	June 30, 2017
Election Worker/Checker	Palo	Ruth	25 Maple Street	Buzzards Bay	MA	02532	759-7889	June 30, 2017
Election Worker/Checker	Paquette	Elizabeth	9 President's Road	Bourne	MA	02532	759-3602	June 30, 2017
Election Worker/Checker	Peters	Carol E.	55A Poplar Court	Bourne	MA	02532	759-2055	June 30, 2017
Election Worker/Checker	Puopolo	Bette L.	PO Box 473 - 430 County	Monument Beach	MA	02553	759-7818	June 30, 2017
Election Worker/Checker	Russo	James	1 Rolling Oaks Drive	Pocasset	MA	02559	563-9044	June 30, 2017
Election Worker/Checker	Sampson	Pauline E.	85 County Road	Bourne	MA	02532	759-9297	June 30, 2017
Election Worker/Checker	Saniuk	Patricia	49 Spinnaker Lane	Pocasset	MA	02559	563-9282	June 30, 2017
Election Worker/Checker	Scanlan	Jeanne	7 Laurel Hill Ct.	Bourne	MA	02532		June 30, 2017
Election Worker/Checker	Scofield	Frank A.	PO Box 77 - 2 Sherry Lan	Monument Beach	MA	02553	743-8448	June 30, 2017
Election Worker/Checker	Sheets	Richard	20 Noreast Drive	Sagamore Beach	MA	02562	888-7268	June 30, 2017
Election Worker/Checker	Sicchio	Mary E.	PO Box 50 - 566 County	Pocasset	MA	02559	759-9736	June 30, 2017
Election Worker/Checker	Smith	Joel P.	50 Cranberry Road	Buzzards Bay	MA	02532	759-8374	June 30, 2017
Election Worker/Checker	Split	Maryellen	24 Turnberry Road	Bourne	MA	02532	740-7364	June 30, 2017
Election Worker/Checker	Stanovitch	Irene A.	8 Cutter Sound Drive	Buzzards Bay	MA	02532	774-302-4007	June 30, 2017
Election Worker/Checker	Sullivan	Judith	10 Cranberry Knoll Court	Bourne	MA	02532	743-5945	June 30, 2017
Election Worker/Checker	Thomas	William	173 Clipper Road	Bourne	MA	02532	759-3968	June 30, 2017
Election Worker/Checker	Vickery	Sandra	360 County Road	Monument Beach	MA	02553	759-8745	June 30, 2017
Election Worker/Checker	Wahlberg	Patricia	PO Box 157 - 6 Whimbrel	Cataumet	MA	02534	356-3484	June 30, 2017
Election Worker/Checker	Wendell	Eleanor J.	PO Box 57 - 17 Shaker Dr	Monument Beach	MA	02553	743-8304	June 30, 2017
Election Worker/Checker	Wenzel	Merrilynn A.	11 Rip Van Winkle	Buzzards Bay	MA	02532	566-0942	June 30, 2017

August 16, 2016

COMMITTEE - Election Workers List

COMM	Last	First	STREET	CITY	ST	ZIP	HOME #	Exp
Election Worker/Checker	Wiley	Susanne	606 County Road	Pocasset	MA	02559	759-4218	June 30, 2017
Election Worker/Checker/Clerk	Arpe	Pamela	88 Depot Road - Box 531	Cataumet	MA	02534	360-2232	June 30, 2017
Election Worker/Checker/Clerk	Fritzeil	Kathy A.	3 Vicki Circle	Buzzards Bay	MA	02532		June 30, 2017
Election Worker/Checker/Clerk	Grady	Elleen P.	5 Lewis Point Way - Box	Buzzards Bay	MA	02532	743-9865	June 30, 2017
Election Worker/Checker/Clerk	Harrington	Dorothy	7 Shamrock Lane	Buzzards Bay	MA	02532	221-5987	June 30, 2017
Election Worker/Checker/Clerk	Kozar	Maryellen	PO Box 48 - 1061 Sandwi	Sagamore	MA	02561	888-4046	June 30, 2017
Election Worker/Checker/Clerk	Woloschuk	Anne R.	29 Tecumseh Road	Sagamore Beach	MA	02562	888-3508	June 30, 2017
Election Worker/Checker/Clerk/Warden	Gately	Ellen M.	108 Valley Bars Road	Bourne	MA	02532	759-1419	June 30, 2017
Election Worker/Checker/Clerk/Warden	Heckler	Jane	24 Brookside Road	Bourne	MA	02532	743-5799	June 30, 2017
Election Worker/Checker/Clerk/Warden	Sabutis	Barbara A.	PO Box 445 - 32 Regency	Bourne	MA	02532	888-5008	June 30, 2017
Election Worker/Checker/Warden	Brown	Eleanor	PO Box 538 - 282 Barlow	Pocasset	MA	02559	563-3577	June 30, 2017
Election Worker/Clerk	Ellis	Mary E.	20 Cotuit Road	Bourne	MA	02532	759-8046	June 30, 2017
Election Worker/Clerk	Marsh	Joan	3 Camelot Lane	Bourne	MA	02532	833-8455	June 30, 2017
Election Worker/Clerk	Reid	Mary	4 Easting Road	Bourne	MA	02532	833-0174	June 30, 2017
Election Worker/Clerk	Selden	Karen	PO Box 112 - 1 Oakwood	Sagamore Beach	MA	02562	776-1745	June 30, 2017
Election Worker/Clerk/Warden	Dunn	Maureen	14 Wright Lane	Buzzards Bay	MA	02532	759-2762	June 30, 2017
Election Worker/Clerk/Warden	Flynn	Diane	PO Box 57	Buzzards Bay	MA	02532	759-6123	June 30, 2017
Election Worker/Clerk/Warden	Gutterson	Ann	9 Sandwich Road	Bourne	MA	02532	566-0492	June 30, 2017
Election Worker/Clerk/Warden	Smith	Edwin M.	50 Cranberry Road	Buzzards Bay	MA	02532	759-7552	June 30, 2017
Election Worker/Clerk/Warden	Thrasher	Judith	338 Shore Road	Monument Beach	MA	02553	759-9567	June 30, 2017
Election Worker/Clerk/Warden	Young	Lorraine S.	10 Harwood Drive	Pocasset	MA	02559	759-9265	June 30, 2017
Election Worker/Warden	Burgess	Phillip	Box 133 - 1051 Shore Roa	Pocasset	MA	02559	563-3760	June 30, 2017
Election Worker/Warden	Collins	Dolores	20 Sycamore Avenue	Sagamore Beach	MA	02562	888-2850	June 30, 2017
Election Worker/Warden	Finton	Jan	PO Box 139	Pocasset	MA	02559	563-5674	June 30, 2017
Election Worker/Warden	Valeri	Carole G.	RFD#1, 360 Shore Road	Buzzards Bay	MA	02532	759-4717	June 30, 2017

Voted Peter Meier moved and seconded by Michael Blanton to approve the list page 1 through page 3 for the Election Worker/Checker/Clerks/Wardens for a term to expire June 30, 2017. Vote: 5-0.

6.b.

Don Pickard went over the procedure for the hearing.

Roll call vote for purposes of an application for a year round Common Victualer Beer and Wine license for Buzzards Bay Marine Corp.

Voted Peter Meier moved and seconded by Michael Blanton to go into public hearing

Roll Call Vote: Mr. Blanton - Yes; Mr. Meier - Yes; Chair - Yes; Mr. Slade - Yes; Mr. Mealy - Yes.

Don Pickard read the public hearing notice.

The notice appeared in the August 5th Bourne Enterprise.

Notice Town of Bourne Liquor Hearing

Notice is hereby given in accordance with Massachusetts General Laws, Chapter 138, Section 12 that an application has been received from Buzzards Bay Marina Corp. d/b/a East Wind Lobster and Grille, Jean M. Lanahan, Mgr., 2 Main Street, Buzzards Bay, MA for a year round Common Victualer license for the sale of wines and malt beverages to be drunk on the premises: Description: 1 story building with 1200 sq. ft. basement for storage. Main floor consists 1220 sq. ft. with a 25-seat dining/kitchen/service bar area, 2 prep/storage rooms, and office with separate entrance/exit; 2 restrooms, a 1200 sq. ft. outside deck dining area; 4 entrances, 5 exits for public. A hearing will be held at the Bourne Veterans' Memorial Community Building, 239 Main Street, Buzzards Bay, on Tuesday, August 16, 2016 at 7:30 p.m. Signed by myself as Chairman Donald J. Pickard; Peter J. Meier; George G. Slade, Jr.; Stephen F. Mealy; Michael A. Blanton

Jean Lanahan spoke briefly about the request for the Common Victualer license for the sale of wines and malt beverages at East Wind Lobster and Grille.

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

Roll Call Vote: Mr. Blanton - Yes; Mr. Meier - Yes; Chair - Yes; Mr. Slade - Yes; Mr. Mealy - Yes.

Voted Peter Meier moved and seconded by Michael Blanton to approve the application for Buzzards Bay Marine Corp., d/b/a East Wind Lobster and Grille, 2 Main Street, Buzzards Bay for a year round Common Victualer Beer and Wine license contingent on the certificate of inspection from the Building Inspector.

Roll Call Vote: Mr. Blanton - Yes; Mr. Meier - Yes; Chair - Yes; Mr. Slade - Yes; Mr. Mealy - Yes.

7) Selectmen's Business –

- a. Signing of State Primary Warrant**
- b. Goals Discussion**
- c. Storm Water Subdivision Regulation**

7:a.

Voted Peter Meier moved and seconded by George Slade to Sign the Warrant for the 2016 State Primary Election. Michael Blanton recused himself from this vote. Vote 4-1

Tom Guerino will send around the signature folder. There are two letters of support relative to the sewer grants that need to be signed. Two letters of thank you for your service, that need to be signed.

7.c.

Mr. Guerino said the materials will be sent to the Planning Board by mid-September and should be acted on by the first of October. There is no action for the board to take on this.

7.b.

Tom Guerino spoke about the goals. Mr. Guerino said for public knowledge the Board met on August 11, Thursday in this building to review and update its annual goals as required by charter. Jeff Nutting attended as a professional facilitator.

Don Pickard went over the goals

Community Engagement, Economic Development, Environmental Issues, Organizational, Budget/Financial.

Community Engagement: Is to provide better information to the citizens. The Selectmen and the Town Administrator are going to restart monthly cable access informational shows to engage the community. The Town Administrator will provide an estimated cost for that.

We are going to look at vacancies on our committees and review which committees are not necessary or obsolete.

Economical Development: Waste Water Treatment Plant for Buzzards Bay. We are going to support and review the necessary pocket plans for developments, check on bylaws or zoning planning requirements for economic development.

Environmental Issues: Hope to fully implement the e-permitting. We are in the process of hoping to have a plastic bag bylaw for Town Meeting in 2016 or 2017 and a Town Meeting vote hopefully to take plastic bags out of our waste stream. Getting consulting dollars and implementing the 208 plan that is required by the Conservation Law Foundation suit against Barnstable County.

Organizational Structure: The Town Administrator is going to create a draft of updated proposed organization chart. Will submit that to the Board of Selectmen December 2016 prior to the budget message. Town Administrator to consult with members of Board of Selectmen and will create and submit a succession plan by August 2017 for FY18. We are going to try to stabilize administrative support and middle tier staff requirements. There will be costs associated with that, which will require Town Meeting Action for FY18. Mr. Pickard said he indicated that an Assistant Town Administrator would be a valuable asset to the Town Administrator to help in management of the town.

Budget / Financial: Board of Selectmen to fully support Priority Based Budget implementation and to engage in process. Full implementation 3-5 years.

Financial Software Review: Town Administrator and the Financial Staff are going to discuss that and come back with a recommendation by June 2017; Integration of all departmental functions for permitting to finance function; Offer more on-line payment options for permitting and licensure; Implementation on

rolling system over a 2 years period. Bourne Financial Policies are going to be formatted for inclusion into the Town Meeting Handbook as well as online.

Mr. Guerino recommends this be a quarterly check-in, put it on the agenda every quarter.

Voted Peter Meier moved and seconded by Michael Blanton adopt the goals as presented by the Administrator on August 16, 2016. Vote: 5-0

8) Town Administrator's Report

a. Priority Based Budgeting Update

Tom Guerino gave an update on the Priority Based Budget Conference. Mr. Guerino stated he thinks it would be most advantageous for a member or two of this Board and another staff person attend the next session. The take away is strategic planning equals goals equals how the budgets are done and we need to invest more in analytics.

Don Pickard questioned how we are doing on the recruitment of the Facilities Manager. Mr. Guerino stated it has been put in the paper; it was in the Patriot Ledger; Standard Times; MMA and one other paper. We have received 5 responses to date.

Don Pickard spoke about the letter from the Helping People Help Themselves. They are asking that I speak with fellow Board members of Development Recommendation or an individual who represents the interest of Bourne on the CACCI Board of Directors.

They are hoping to have the recommendation by Friday, September 9th. Put it as an agenda item on September 13th.

Jim Mulvey questioned if there is there a rough estimate when the departments will get in their estimate of the coming budget process?

Mr. Guerino said the budget will start early this year. I expect the first draft from the departments in late October or early November.

Stephen Mealy requested to have a look at the financial calendar.

Tom Guerino spoke about the fire at the landfill in the transfer building. It was handled extremely well by our ISWM staff. It was recognized that this was a building of trash/demolition being burned.

Long-term acting mechanic went out injured and will not be coming back, we advertised for that. We will be bringing on the truck driver position, the ISWM position, and the Facilities Manager, and we are assessing the Assistant.

9) Selectmen's Reports

Peter Meier said last Wednesday he met with the Opioids Support Group. They want to come before the Board of Selectmen to explain why people should vote in opposition of question 4, legalizing marijuana.

They are asking the Board to wait on taking any position until they come before the Board and give their presentation.

Stephen Mealy said it is important as a leadership of the town and since we already voted to invite a private entity to come in to sell medical marijuana. There is a lot of assumption that the Town is pro marijuana. It would behoove us to hold a hearing and allow the public comment.

Peter Meier said if we allow this group to come in and make a presentation we will have some more information to make an informed decision.

Don Pickard said if it is the Boards position we can set an agenda item specific for the Board to take a vote. Have it on the agenda in October and bring people in from both sides.

Michael Blanton said he is more in line with Mr. Guerino's comment, is the Board of a mind to take a position with regard to a recommendation to the public. We would be opening up to possibility liability. I am cautious on this Board taking ceremonial votes when it is not necessary.

Stephen Mealy said this is a controversial subject and people may want to hear both sides in a public forum.

Don Pickard wants to see if we can get someone who is in favor of the ballot question and maybe have Senator deMacedo come in, since he is in opposition. Maybe have that happen in October.

George Slade said regarding the fire that Mr. Guerino spoke about, the reverse 911 worked well. Wanted to bring up three items: Town's website making it more workable; revisiting the committees and their missions; and the road improvement project.

Stephen Mealy said he attended a tour of the Wareham Waster water facility with the Buzzards Bay Coalition, and spoke about the facility tour and meeting.

Don Pickard said effective January 1, 2017 there will be a revised statute that requires all towns in the commonwealth to designate an official keeper of the records. Would like to put that on the agenda for September 13th and ask the Town Clerk to be present; and maybe start a policy relevant to that. There is a good one in place where it goes to the Town Clerks Office, it's stamped in and copies are distributed to whomever they need to be distributed to. If Mr. Meier doesn't need the full September 27th meeting if we could have a one-hour workshop for the Board. If any member of the Board does not have the Board of Selectmen Rules of Procedure, the Finance Policies, the Town Bylaws, please retain copies through the Administrators Office. We need to go over and make sure everyone knows what the Rules of Procedure, our Financial Policies and Bylaws are.

Mr. Pickard questioned Mr. Guerino to have a meeting in September have an update on the unsafe structures that have been identified by the Building Inspector and his Board of Survey.

Mr. Pickard also spoke about citizen complaints, we also have had members of the Board attending meeting regarding public transit issues and wastewater issues with an adjoining town. Wanted to bring to the Boards attention that we are governed by the Town of Bourne Charter as well as Rules of Procedure.

in Section 3.3 of the Charter states an individual Selectmen shall have no independent authority unless specifically voted by the Board of Selectmen. Selectmen shall deal with the administrative agencies departments through the office of the Town Administrator. Section 4 of our Rules of Procedures most recently amended on February 24, 2015 states No actions representing the Board shall be taken by a member of members of the Board without the prior consent of the majority of the Board at a public meeting. Mr. Pickard said he thinks it is very important that members attending forums of neighborhood meetings do not get involved in discussions where they do not have the authority to speak on behalf of the Board, due to the absence of a prior Board vote. Additionally complaints from citizens should all be directed to the Town Administrator for resolution. This allows the Administrator to have better control of potential problematic issues and keeps the initial Board members from violating our Charter Rules of Procedure.

Mr. Pickard handed out a copy of section 3.3 of the Charter.

Tom Guerino said the Council on Aging hosted representatives and elected and appointed officials from the Town of Marion to come look at our Counsel of Aging setup, how we operate, the programs we offer as well as looking at our Veterans' Community Center.

Calendar for upcoming meetings dates are:

Board of Selectmen meetings on August 23, September 13th 20th, and 27th. Do not meet Aug 30th and September 6th

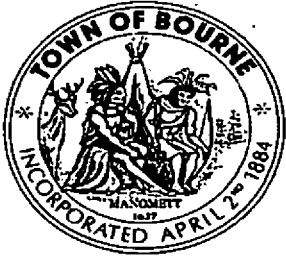
Sewer Commissioners meeting Aug 23rd at 6:00

The next Bourne Selectmen meeting will be on Tuesday, August 23rd at 7:00 P.M.

10) Adjourn

Voted Peter Meier moved and seconded by Michael Blanton to adjourn. Meeting adjourned at 8:23 pm. Vote 5-0.

Respectfully submitted – Carole Ellis, secretary.



Board of Selectmen Meeting Notice AGENDA



Date

Tuesday
August 23, 2016

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. Call to order in Open Session

1. Moment of Silence for our Troops and our public safety personnel
2. Salute to our Flag
3. Public Comment on Non-Agenda Items
4. Minutes from Meeting(s) dates: 8.11.16
5. Correspondence
6. 7:15 P.M. Cellco Partnership d/b/a Verizon Wireless – small wireless antenna
7. 7:30 PM John Ross – Aquaculture Grant
8. 7:45 – Legislative Update – Representatives Hunt and Vieira
9. Police Facility Study Committee Report
10. School Building Committee – Update on Peebles School Project
11. Signing of Easement for 1 Trowbridge Road under Article 14 of the October 21, 2013 Special Town Meeting
12. Licenses and Appointments
 - a. Cape LLC, d/b/a Avocados – Common Victualer – new license
 - b. Appointment to the Commission on Disabilities – Lori Cooney
 - c. Appointment to the Selectmen's Task Force on Local Pollution and Phase II Stormwater Management Community Oversight Group – Marie C. Kane
 - d. Appointment of Election Workers – Irene Stanovitch and Albert Hill
13. Selectmen's Business
 - a. Fall Special Town Meeting Debt Exclusion Discussion
 - b. Discussion of future agenda items
 - c. Suicide Prevention Week Proclamation
14. Town Administrator's Report
15. Selectmen Reports
16. Adjourn.

RECEIVED
2016 AUG 19 PM 1:07
TOWN CLERK BOURNE

**Board of Selectmen
Minutes of Tuesday, August 23, 2016
Bourne Community Center
Bourne, MA 02532**

RECEIVED
2016 SEP 15 AM 9:56
TOWN CLERK BOURNE

TA Tom Guerino

Selectmen

Don Pickard, Chairman
Peter Meier, Vice-Chairman
George Slade, Clerk
Stephen Mealy
Michael Blanton

Note this meeting is being televised and recorded. If anyone in the audience is recording or videotaping, they need to acknowledge such at this time – Michael Rausch Bourne Enterprise.

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

Documents

Meeting Called to Order

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

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

Public Comment – Non-Agenda Items

None requested.

4) Minutes from Meeting: 8-11-16

Voted Stephen Mealy moved and seconded by Michael Blanton to approve the minutes from August 11, 2016 as presented. Peter Meier abstained. Vote 4-1.

5) Correspondence

George Slade brought the committee up to date on the correspondence.

- A. Letter of interest from Marie Kane to fill the vacancy on the Selectmen's Pollution Task Force and Phase II Stormwater Management Community Oversight Program
- B. Letter from DEP re: Joint Base Cape Cod (JBCC) Draft J-3 Range Environmental Monitoring Work Plan, Concurrence

ACROSS FROM 16 TOWER LN. BOURNE, MA 02532
MARITIME ACAD MA SC

LEASE EXHIBIT

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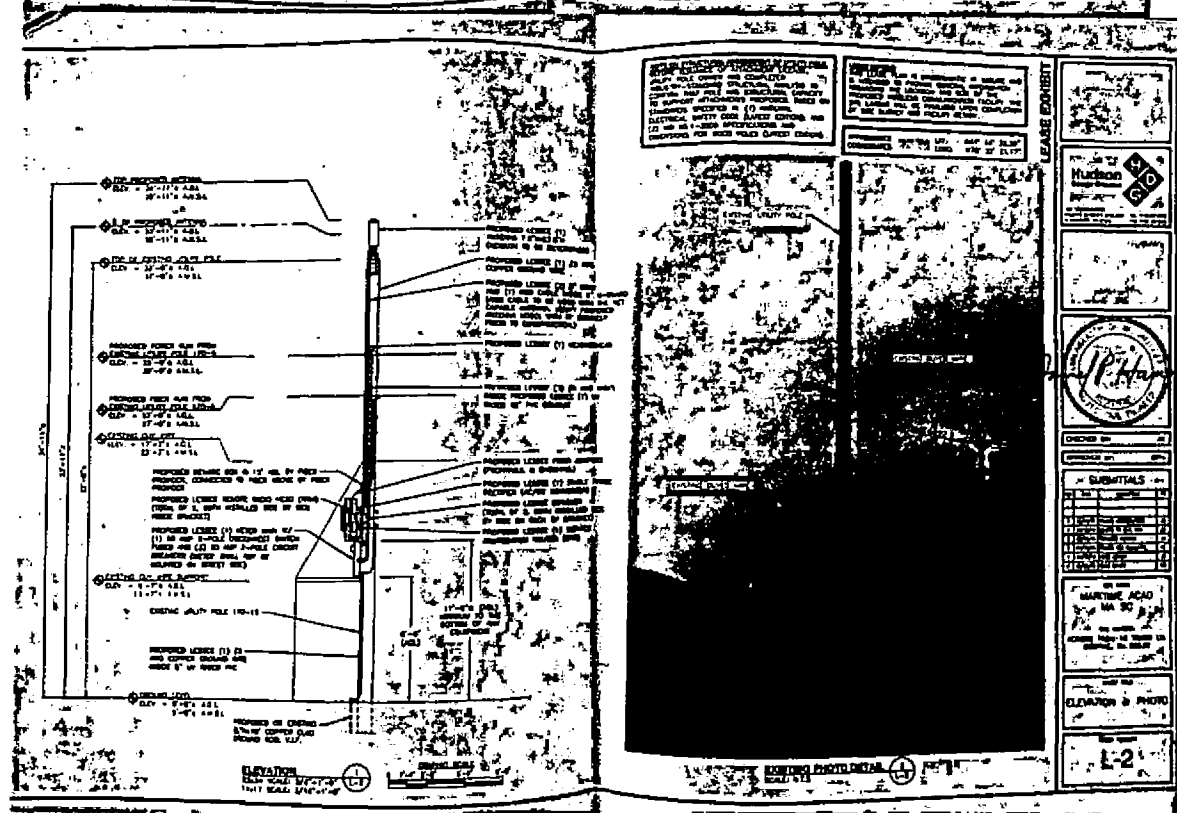
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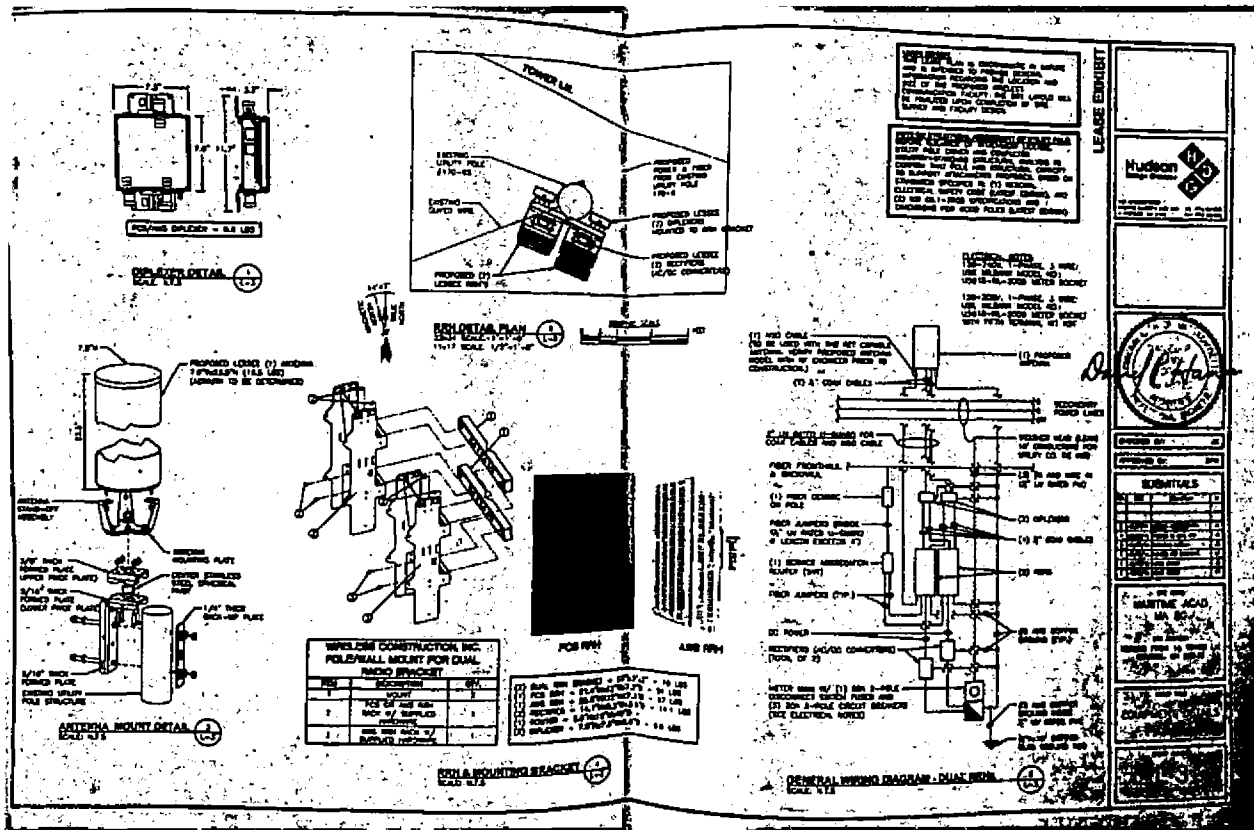
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Betsy Mason Attorney for Verizon Wireless said they are talking about a small cellular 2 ft. by 1 ft. on the utility pole adjacent to the fields on Maritime Academy. Verizon wants to put the small cell there to improve the coverage in that area.

Mr. Guerino said there was a slight amendment to the plans; it is going to be adjacent to 16 Tower Lane. Betsy Mason said we submitted amended plans. We are going to the same pole. It's on the Maritime Academy side of the street.

Mr. Guerino suggested Verizon look into the Sagamore and Sagamore Beach area because of dropped calls.

Mr. Elmer Clegg, Pocasset questioned who initiated the project?

Betsy Mason said Verizon was looking to make its coverage better. This is going to be a small cell, to improve the capacity in the area where there is a lot of voice and data demand.

Mr. Clegg would like it to be extended into Pocasset also.

Voted Peter Meier moved and seconded by Michael Blanton to close the public hearing for Cellco Partnership d/b/a Verizon Wireless.

Roll call vote: Mr. Blanton - Yes; Mr. Meier - Yes; Mr. Slade - Yes; Mr. Mealy - Yes; Chair - Yes.

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

7) 7:30 PM John Ross - Aquaculture Grant

Mr. Pickard went over the public hearing for John Ross Shellfish Grant/Application.

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

Roll call vote: Mr. Blanton - Yes; Mr. Meier - Yes; Mr. Slade - Yes; Mr. Mealy - Yes; Chair - Yes

Mr. Pickard read the public hearing notice.

Town of Bourne, 24 Perry Avenue, Buzzards Bay, Massachusetts 02532

Public Hearing Notice

Notice is hereby given in accordance with the provisions of MGL Chapter 130, Section 60 as amended and Rules and Regulation and Application Requirements promulgated by the Bourne Board of Selectmen, that John Ross, 20A Dry Cedar Swamp Road, Bourne, MA 02532 filed an application on May 20, 2016 to establish an Aquaculture/Shellfish Grant within the municipal waters of the Town of Bourne. The proposed site is 1 acre and is located on the north side of the Mashnee Dike. The application, including a plan showing the specific location of the proposed grant, can be viewed at Town Hall. A public hearing will be held on August 23, 2016 at 7:30 p.m. in the Bourne Veterans' Memorial Community Center, 239 Main Street Buzzards Bay, MA 02532. Signed by the Board of Selectmen. It was published in the August 2016 edition of the Cape Cod Times. This notice was also posted at Bourne Town Hall, Buzzards Bay USPS Office and Monument Beach USPS Office on July 29, 2016.

John Ross introduced himself, spoke briefly about the application/plan and explained what he wants to do; 4 markers off the North side of the Mashnee Dike and plant the quahogs.

Mr. Pickard said Mr. Mullen endorses this plan. We move on to the Commonwealth for their approval.

Michael Blanton questioned why that site. Mr. Ross said from what he knows no one uses the site and it will support quahogs.

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

Roll call vote: Mr. Blanton - Yes; Mr. Meier - Yes; Mr. Slade - Yes; Mr. Mealy - Yes; Chair - Yes

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

8) 7:45 - Legislative Update - Representatives Hunt and Vieira

Representative Vieira and Representative Hunt provided the Board with updates. Representative Hunt spoke briefly about the bill that passed, relative to addiction, in March that dealt with a lot of issues related to education and prevention. It was approved to put into 7 and 9th grades a program that will be part of the regular Health Program that the nurses carry out. Also using a program based on a protocol that a questionnaire, if kids are having a potential problem in moving into the area of using addictive substances, the tool that will probably be used is a program called SBIRT. Also spoke about what has been put together by the Department of Public Health, which is a 6 state New England statewide prescription monitoring system.

Bridge configurations: Had a series of meeting with the Mass DOT and the Army Corp. of Engineers. At these meeting they are working on the bridge issue. It was promised the next meetings are going to be talking about what to do to solve the problem. Representative Hunt spoke about what could happen relative to access to the bridges, before any new bridges are built.

Peter Meier spoke about other areas to look at for access to the bridge.

Representative David Vieira updated the Board of Selectmen on items such as the MMA and neighborhood plans. Pass the land swap ISWM bill; the land documents are in place. Jared MacDonald's long-term disability retirement bill. The Commuter Rail. Representative Vieira would like, at the request of the Board of Selectmen, if you're interested, Chairman Straus has offered to come down to meet with the Transportation Advisory Committee and members of the Board of Selectmen to discuss this option and alternative and to help us prepare to advocate for this concept. MMA Turbine, funding has been reinstated. Also spoke about MCAST 2.0. Rep. Vieira suggested a forum and have a meeting specific to that. Representative Vieira will get a series of dates that work for Chairman Straus and Mr. Guerino will coordinate with the Chair of the Board of Selectmen and the Chair of the Transportation Committee.

Peter Meier spoke about lime bill and self-insurers who will not get this benefit. Hoping to be able to try to get the self-insurers covered. Representative Vieira said he will look into that again.

Tom Guerino questioned perhaps the administration can come out and discuss the municipal modernization bill. Representative Vieira said they are looking at ways to get the word out and how to do the training.

Jim Mulvey spoke about the status report on the town beach and get public access there. Vieira said the town was working with Counsel relative to the deed piece of it. There was noise around a statutory change of transfer of land we found a bill had been introduced to legislature but didn't pass.

Tom Guerino said Counsel is still looking at one other item on how that transfer took place and we are going to ask for a formal opinion from Counsel within the next couple of weeks, so we can either move the Chapter 97 issue or look at another alternative that may be available as well.

Representative Vieira said if we do go the 97 route and we do a roll call vote in legislature so we will have to introduce the bill in January of 2017.

Mr. Stephen Lamarche, Superintendent Bourne Schools, spoke about the Military Mitigation Funds. Mr. Lamarche spoke about Bourne Public Schools and the opiate uses in the school and education within our school system. We provide Health Education to all students in grades 5-8. We added a Health teacher at the elementary level. At the High School we are looking to have a hospital to school program involving students that are not only involved with opiate addiction but those that are also involved with concussions. Mr. Lamarche also spoke about MCIA Mass. Consortium of Innovative Assessment.

9) Police Facility Study Committee Report

Charlie Noyes, Chairman Police Facility Building Committee, gave the report on the Police Project.

August 23, 2016



Town of Bourne

24 Perry Avenue
Buzzards Bay, Ma 02532



Police Facility Building Committee

To the Board of Selectman

On August 17, 2016 the Police Facility Building Committee voted to accept the proposed site layout and building floorplan as presented by the respective sub-committees. The acceptance of these preliminary designs was the result of considerable interaction between committee members and the design firm of Kaestle Boos Associates, Inc. Additionally, extensive coordination between this committee and the Bourne Wastewater advisory committee led to the proposed site layout to be presented this evening.

Our committee struggled to propose a building that meets the current and future needs of the department and the community, while being concerned as to the overall cost. The project we are proposing has an approximate cost of \$17,500,000 (17.5 million). While this is a large amount, it represents what is necessary to build and equip a police

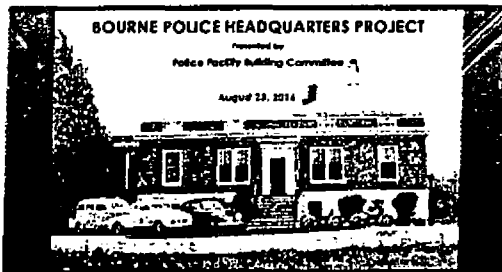
department to serve a community the size of Bourne. The building proposed will have the ability to grow with the community into the future. Police functions occurring within the station will have space available to grow with the department staffing levels, as well as expected an increase in demands for service.

In 2009 the Cecil Group prepared a Municipal Facilities Plan for the Capital Outlay Committee. In that report, the police station replacement was at the top of the list to be replaced. The report stated that *"the Bourne Police Station is in poor condition, has critical space needs, and is restricted from receiving certain Federal funds because it is located with a flood plan."* The Police Facility Building Committee now asks that the Board of Selectmen support the placement of an article in the Special Town meeting to be held this October, as well as placing the necessary debt exclusion question before the voters in December. The committee thanks the Board of Selectmen for your continued attention and interest to this project.

www.newbournepolicestation.org

Charles K Noyes
Chairperson

Police Presentation Goes Here



John Redman spoke briefly about some of the ways for cost savings on the Police Facility.

Don Pickard said if we get a positive vote to support the project, by a majority, then it will move onto town meeting with the Board's support.

Voted Peter Meier moved and seconded by George Slade to support the police study's recommendation and to create a Debt Exclusion and Warrant Article for the October 17th Special Town Meeting.

Stephen Mealy said 17.5 is going to be too much money. Don't think we will be successful in asking the residents of Bourne for that figure. I hope comments made by Mr. Redman and committee members follow through with some substantial reductions.

Roll call vote: Mr. Blanton - Yes; Mr. Meier - Yes; Chair - Yes; Mr. Slade - Yes; Mr. Mealy - Yes

Voted Stephen Mealy moved and seconded by Peter Meier to have a 5-minute recess.
Vote: 5-0

Don Pickard called the meeting back to order at 9:05 p.m.

10) School Building Committee - Update on Peebles School Project

Jim Potter, School Building Committee Chairman, spoke about the School Building Committee. The Town has asked the MSBA to undertake this project with us, and they agreed, there is a need for the Peebles School. We as a committee have undertaken to hire a Project Manager and an Architect to complete this study. Tonight will be asking for your support for a Special Town Meeting Article, Special Election ballot vote in December. Mr. Potter introduced Joel Sealy, Owner's Project Manager and Ken Kovack Flansburgh Architects.

**Bourne Board of Selectman
August 23, 2016**

Peebles Elementary School

Schematic Design - Progress Presentation

PROJECT MANAGEMENT **SMMA**

Massachusetts School Building Authority

Flansburgh Architects



Project Need

The Peebles Elementary School is an aged facility requiring significant upkeep without long term educational benefits.

Bourne Residents voted to approve this Feasibility Study and seek a Grant from MSBA to mitigate these conditions at the October 27, 2014 Special Town Meeting.

The estimated MSBA Grant is \$15.23 million.

Massachusetts School Building Authority

Deborah B. Goldberg
Chairman, State Treasurer

Maureen G. Valente
Chief Executive Officer

John K. McCarthy
Executive Director / Deputy CEO

Re: Town of Bourne, James F. Peebles Elementary School

Dear Mr. Guerino:

I am pleased to report that the Board of the Massachusetts School Building Authority (the "MSBA") has voted to approve the Town of Bourne (the "Town"), as part of its invitation for Feasibility Study, to proceed into Schematic Design to replace the existing James F. Peebles Elementary School with a new District-wide grades 3-5 elementary school on the existing site (the "Proposed Project").

Peebles Elementary School Bourne, MA

Flansburgh Architects

Community Outreach - the Past 1 1/2 Years

Public Meetings, Town Board Updates,
and Community Forums

- (22) School Building Committee Meetings

- (8) Community Forums

- Posters & Town Website Announcement

- (1) Town Meeting

- Project Status Report

- (4) Town Board Presentation

- Capital Outlay
- Finance Committee
- School Committee
- Council on Aging

Peebles Elementary School, Bourne, MA



Community - Wide Surveys

Web-based surveys with feedback
from over 900 participants

Televised School Building
Committee and Community Forums

Transparent process keeping the
community informed

Project Website & Email

Town Website: <http://www.townofbourne.com/school-building-comm>

Project Email: sbc@townofbourne.com

Flansburgh Architects

Completed Milestones

- January 09, 2012 - Bourne submits SOI to MSBA
- June 04, 2014 - MSBA invites Town into Eligibility Phase
- October 27, 2014 - Special Town Meeting Approves Feasibility Study Funding
- December 16, 2014 - MSBA Approves Student Enrollment
- February 11, 2015 - MSBA Executes Feasibility Agreement
- June 08, 2015 - Town retains Owner's Project Manager (OPM)
- September 22, 2015 - Town retains Architect
- October 17, 2015 - Community Forum No.1
- November 17, 2015 - Community Forum No.2
- December 08, 2015 - Community Forum No.3
- December 18, 2015 - PDP Submitted to the MSBA

Peebles Elementary School Bourne, MA

Flansburgh Architects

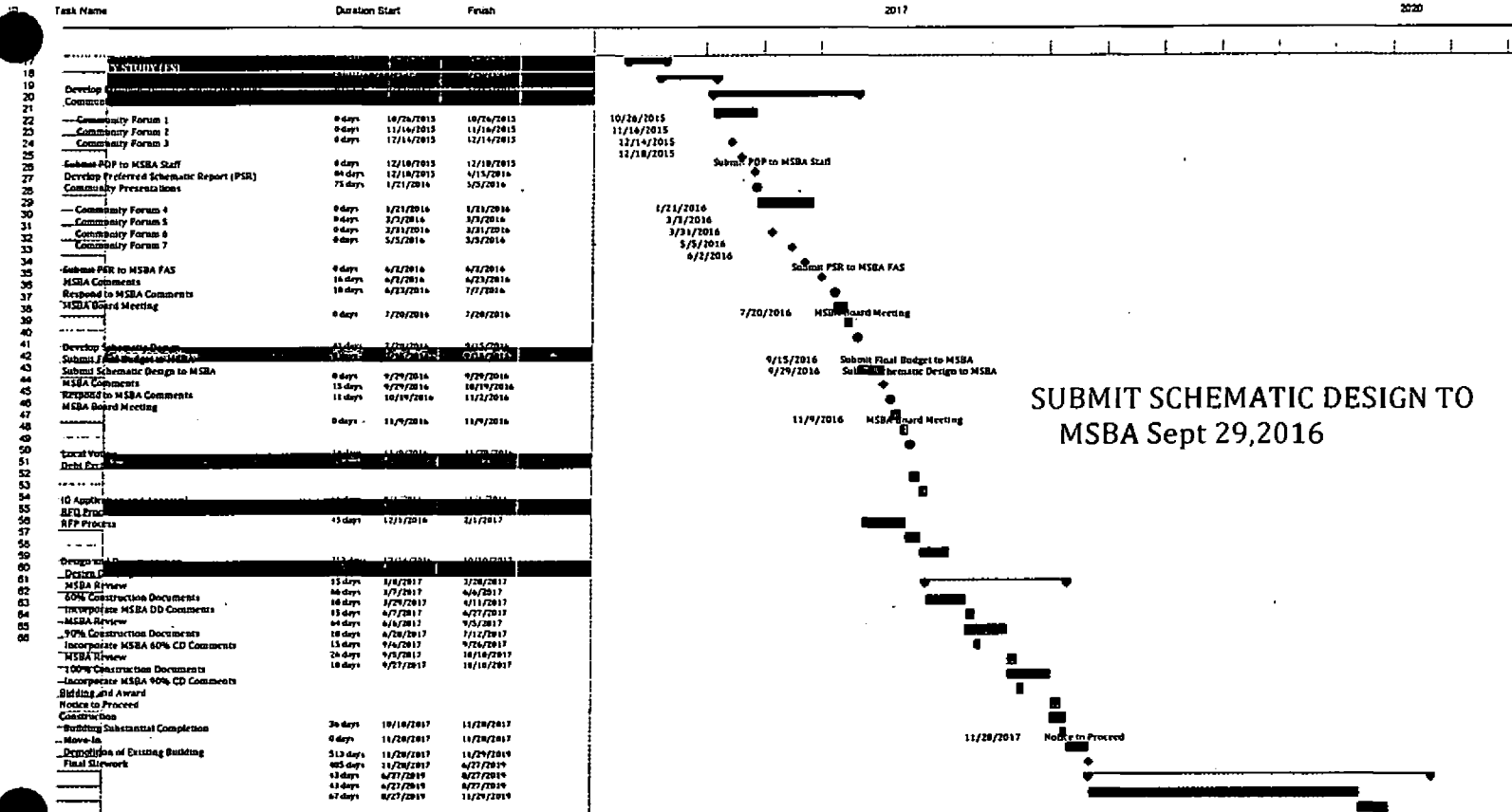
Completed Milestones

- January 21, 2016 - Community Forum No.4
- March 03, 2016 - Community Forum No.5
- March 28, 2016 - Finance Committee Meeting
- March 31, 2016 - Community Forum No.6
- April 06, 2016 - School Committee Meeting
- May 05, 2016 - Community Forum No.7
- May 12, 2016 - School Committee Meeting Vote for Option 5A
- May 18, 2016 - Capital Outlay
- May 19, 2016 - Council on Aging
- June 02, 2016 - PSR Submitted to the MSBA
- July 20, 2016 - MSBA Board Approves Option 5A PSR
- August 11, 2016 - Community Forum No.8

5
Peebles Elementary School Bourne, MA

Flansburgh Architects

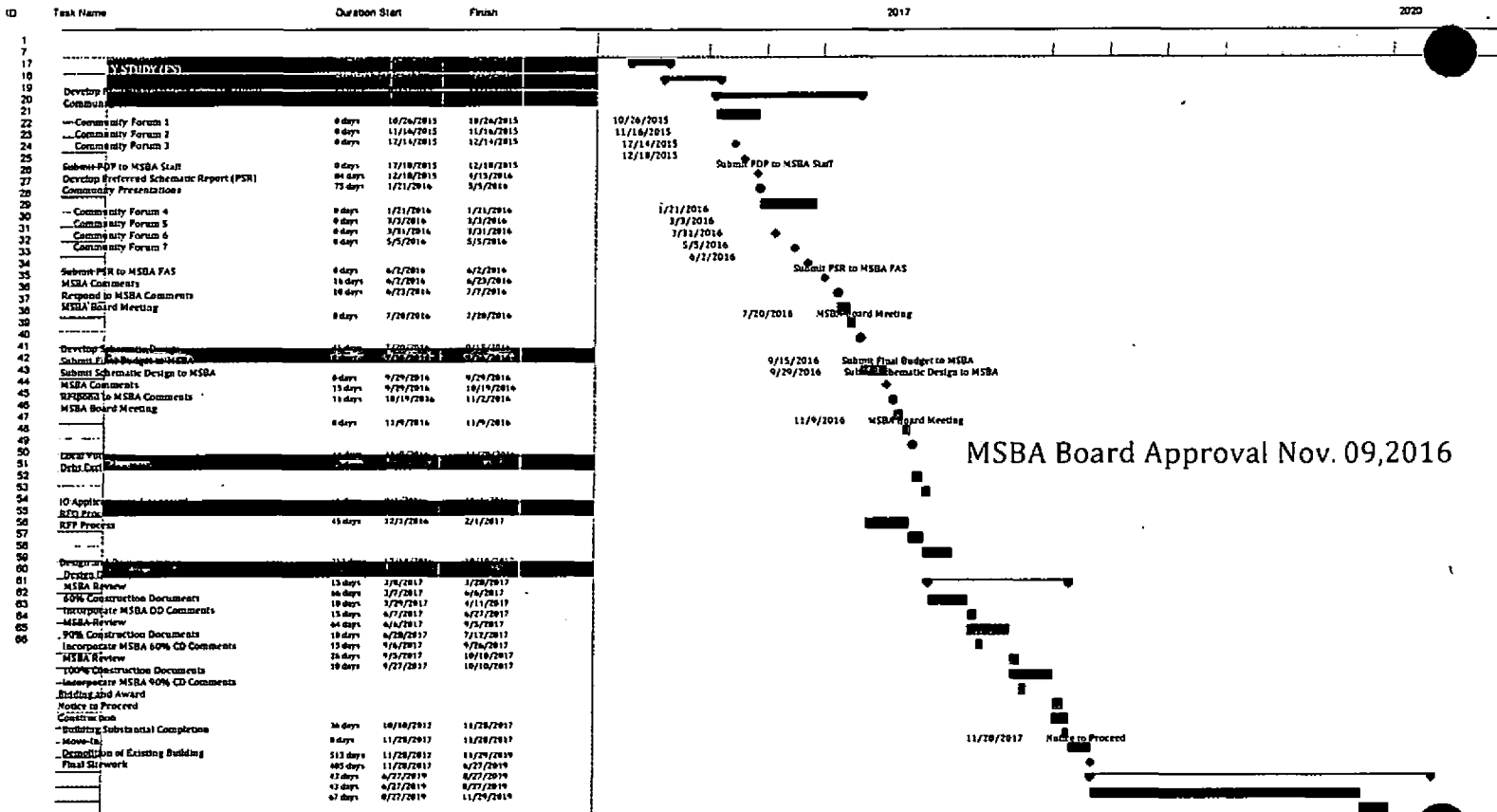
Project Schedule



Peebles Elementary School Bourne, MA

Flansburgh Architects

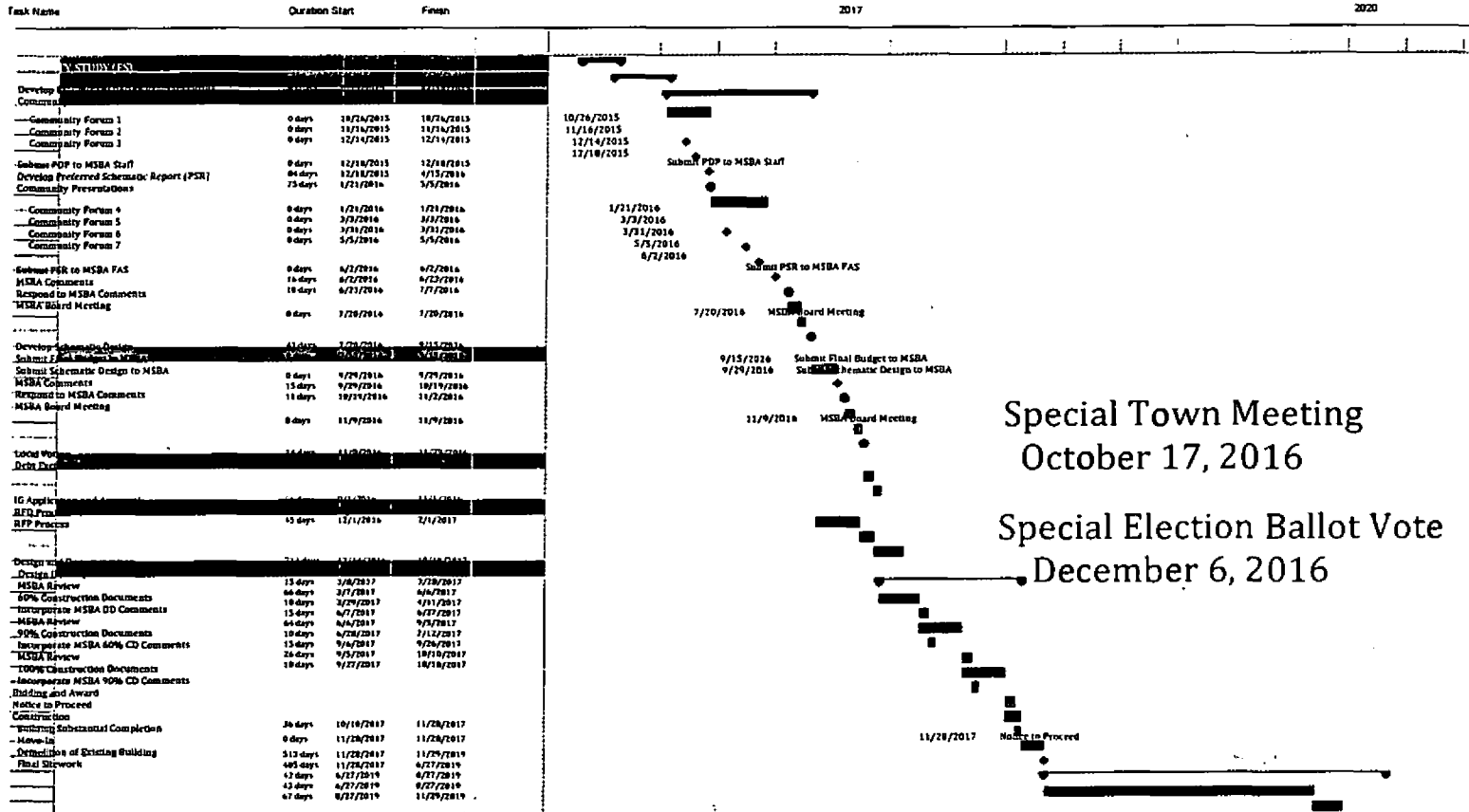
Project Schedule



Peebles Elementary School Bourne, MA

Flansburgh Architects

Project Schedule



Special Town Meeting
October 17, 2016

Special Election Ballot Vote
December 6, 2016

Peebles Elementary School Burne, MA

Flansburgh Architects

Defining the Need

Selectmen's Meeting – Minutes of A
Peebles Elementary School Board, Va.

Defining the NEED - Existing Conditions

Peebles Elementary School

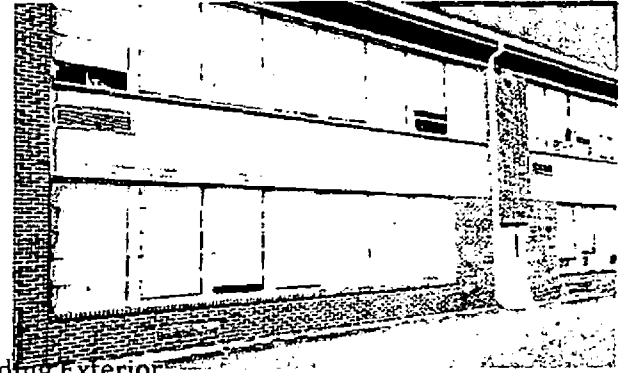
~~Year Built: 1953, 1959 (62 yrs. old)~~

Site Poor drainage, traffic, and HC accessibility

Exterior Cracks, leaks, and lack of insulation

Interior Worn out, broken, and needs replacement

MEP systems Antiquated, inefficient, & poor temperature control



Building Exterior

Systems to be addressed near future

- Brick veneer potentially breaking away from building
- Further settling of the addition
- Limited areas covered by sprinkler system
- Major ventilation concerns in the cafeteria, gymnasium and kitchen

Peebles Elementary School, Bourne, MA

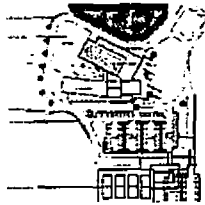
Flansburgh Architects

Design Options Evaluated

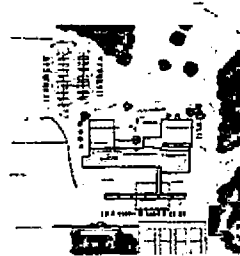
Selectmen's Meeting
Peebles Elementary School
Bourne, MA

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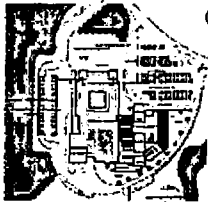
New Peebles (Grades 3 through 5)



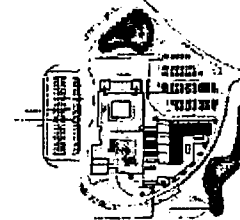
- OPTION 1A - NEW CONSTRUCTION Grades K-4**
 Total Student Enrollment: 250 students (K-4)
 Total Square Footage: 57,248 sf
- New school building on the Peebles Elementary School
 - Elementary schools remain on each side of the canal



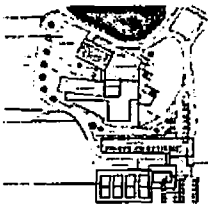
- OPTION 1C - ADD/RENO Grades K-4**
 Total Student Enrollment: 250 students (K-4)
 Total Square Footage: 57,248 sf
- New Addition to the existing Peebles Elementary School
 - Existing to remain will require extensive renovations
 - Elementary schools remain on each side of the canal



- OPTION 2A - ADDITION/RENOVATION Grades PK-4**
 Total Student Enrollment: 725 students (PK-4)
 Total Square Footage: 114,593 sf
- One district-wide consolidated elementary school
 - New school addition to the Bournedale Elementary School
 - 5th grade remains in the middle school



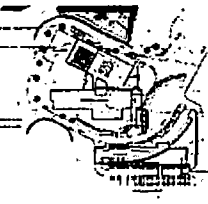
- OPTION 3A - ADDITION/RENOVATION Grades PK-5**
 Total Student Enrollment: 885 students (PK-5)
 Total Square Footage: 131,380 sf
- One district-wide consolidated elementary school
 - New school addition to the Bournedale Elementary School
 - 5th grade in an elementary school setting



- OPTION 4A - NEW CONSTRUCTION Grades K-5**
 Total Student Enrollment: 410 students (K-5)
 Total Square Footage: 72,473 sf
- Elementary schools remain on each side of the canal
 - New school building on the Peebles Elementary School site
 - 5th grade in an elementary school setting



- OPTION 4B - ADDITION/RENOVATION Grades K-5**
 Total Student Enrollment: 410 students (K-5)
 Total Square Footage: 72,473 sf
- Elementary schools remain on each side of the canal
 - New school addition to the existing Peebles Elementary School
 - 5th grade in an elementary school setting



- OPTION 5A - NEW CONSTRUCTION Grades 3-5**
 Total Student Enrollment: 460 students (3-5)
 Total Square Footage: 72,680 sf
- Elementary schools remain on each side of the canal
 - New school building on the Peebles Elementary School site
 - 5th grade in an elementary school setting
- This option provides district-wide PK-2 at Bournedale, 3-5 at Peebles and 6-8 at BMS.

Existing Bournedale

Grades PK to 2

Early Elementary

Peebles

Grades 3 to 5

Intermediate Elementary

Existing BMS

Grades 6 to 8

Middle School

Peebles Elementary School Bourne, MA

Flansburgh Architects

Town Wide Solution

Selectmen's Meeting – Minutes
Peebles Elementary School Board Meeting

Town Wide Solution - Grade Span Schools

The Peebles Elementary School is nearing the end of its educational and functional life. As a result of eighteen months of deliberating and planning with the Bourne community and MSBA, a vision emerged for the community of Bourne in its entirety, not just Bourne Public Schools.

We are excited to present you a building that addresses community needs, as well as, a new vision for education PreK-12 with grade span re-configuration enhancing the social, emotional and developmental needs of all children.

Sele
Peebles Elementary School Bourne, MA

Flansburgh Archite

Town Wide Solution - Grade Span Schools

This option, based on grade spans, creates a district-wide PreK to grade 2 school, a new school that houses grades 3-5, and establishes a middle school consisting of grade 6-8.

This is a dramatic shift from the current school configurations with potential benefits for all stakeholders of the Bourne Public Schools.

Town Wide Solution - Grade Span Schools

Bournedale

Grades PK to 2

Early Elementary

Peebles

Grades 3 to 5

Intermediate Elementary

BMS

Grades 6 to 8

Middle School

- Shared Educational Experience
- Social Emotional Benefits
- Focus on Developmental Age
- More Streamline Curriculum

^S
Peebles Elementary School Bourne, MA

Flansburgh Architects

Town Wide Solution - Grade Span Schools

Bournedale
Grades PK to 2
Early Elementary

Peebles
Grades 3 to 5
Intermediate Elementary

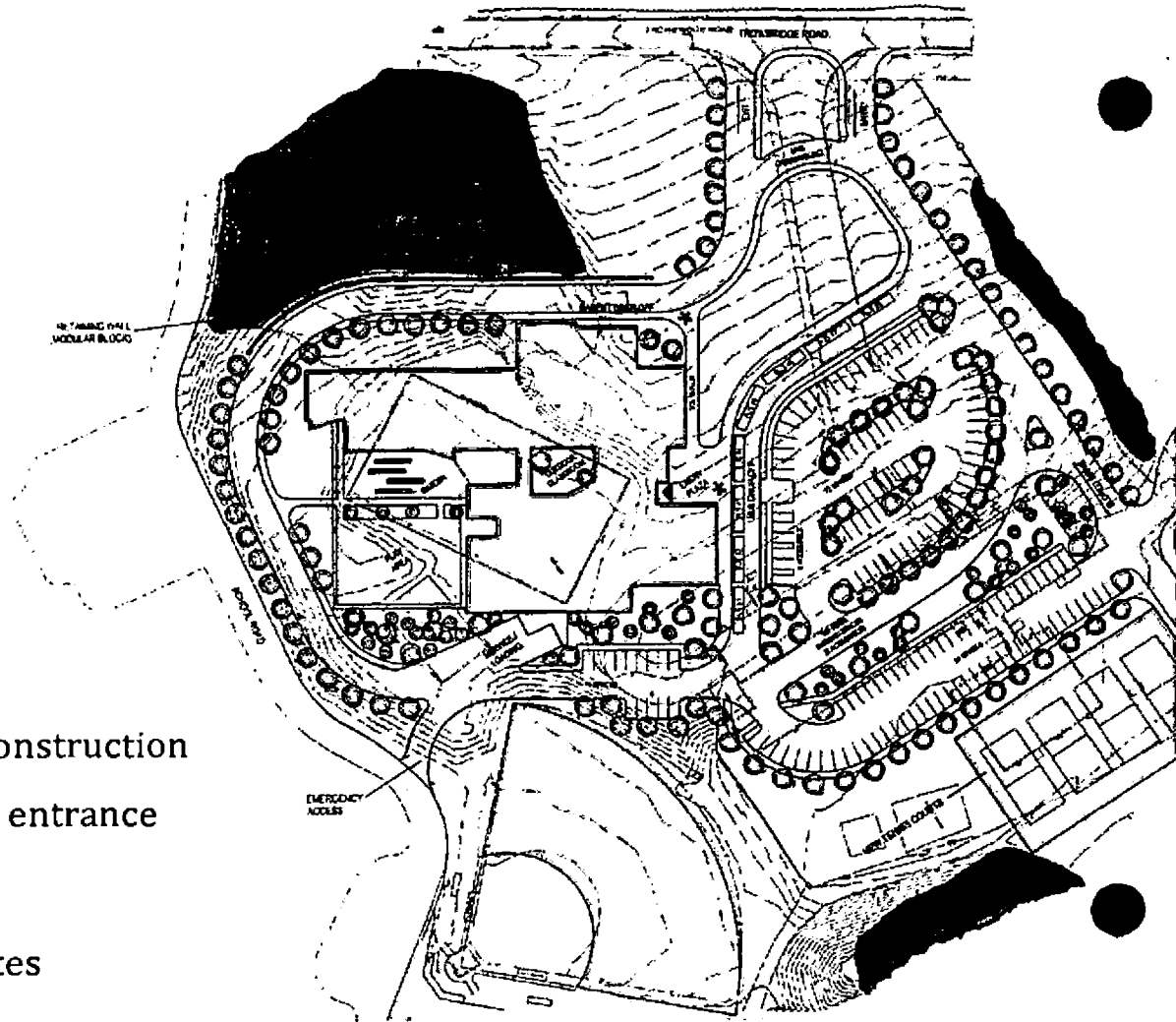
BMS
Grades 6 to 8
Middle School

- Improved Support Network and Programs
- Student Transitions
- Impact on Middle School
- Full day Kindergarten program at Bournedale

The Design

Selectmen's Meeting – Minutes of August 23, 20
Peebles Elementary School Bourne, MA

New Peebles (Grades 3 through 5)



Site Benefits

- Simplifies phasing/construction
- Highly visible "front" entrance
- Academic Campus
- Clear circulation routes

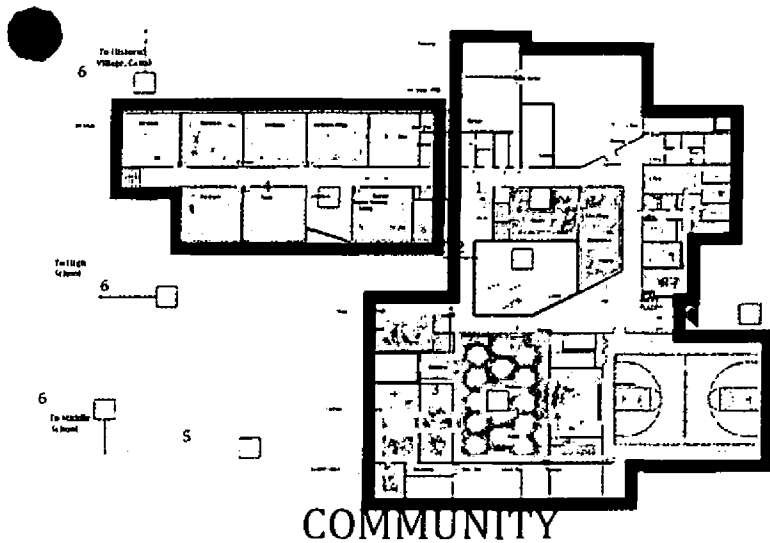
Peebles Elementary School Bourne, MA

Flansburgh Architects

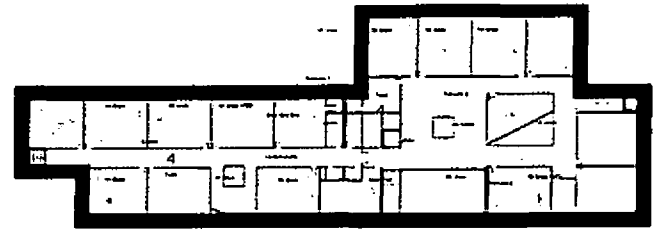
New Peebles (Grades 3 through 5)

ACADEMIC

ACADEMIC



First Floor Plan



Second Floor Plan

Educational Benefits

- Proper zoning between community and academic use spaces
- Neighborhood clusters by grade to maintain grade level resources
- 21st century learning (adjacencies, flexible/adaptable spaces)

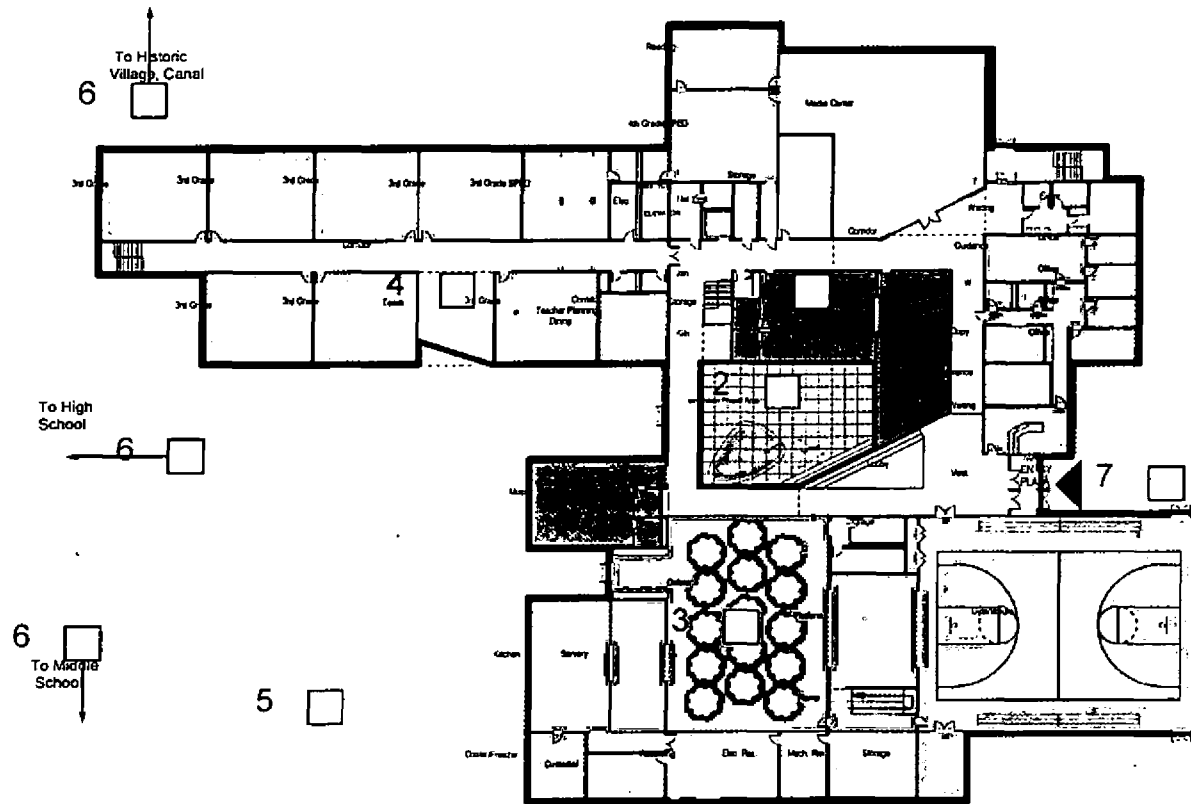
Peebles Elementary School Bourne, MA

Flansburgh Architects

New Peebles (Grades 3 through 5)

Schematic Design

FIRST LEVEL PLAN



KEY

- 1. Arts & Innovation Studio:**
 - Grouped with Arts, Music, Makers Space & Learning Commons to promote collaboration, shared resources
- 2. Outdoor Classroom:**
 - Limits distraction to academic classrooms
 - Project area with water and power
- 3. Community:**
 - Stage open to gym & cafe to support larger venue to support greater community events on south side of the canal
- 4. Academic:**
 - Neighborhood collaboration/display
- 5. Play Area:**
 - Adjacent to Gymnasium to limit distraction to academic classrooms
- 6. Campus Resource:**
 - Adjacent to Middle School and High School, Historic Village, Canal
- 7. Entry Plaza:**
 - connects separate car and bus zones



Peebles Elementary School
Bourne, MA

Flansburgh Architect

SECOND LEVEL PLAN



1. **Arts & Innovation Studio:**
 - Grouped with Arts, Music, Makers Space & Learning Commons to promote collaboration, shared resources
2. **Outdoor Classroom:**
 - Limits distraction to academic classrooms
 - Project area with water and power
3. **Community:**
 - Stage open to gym & cafe to support larger venue to support greater community events on south side of the canal
4. **Academic:**
 - Neighborhood collab/display
5. **Play Area:**
 - Adjacent to Gymnasium to limit distraction to academic classrooms
6. **Campus Resource:**
 - Adjacent to Middle School and High School, Historic Village, Canal
7. **Entry Plaza connects separate car and bus zones**

**Flansburgh** Architects

TRANSPORTATION PLAN

Selectmen's Meeting – Minutes of
Peebles Elementary School Board

Current Bus Route Structure

	Tier	Bell Time	Assigned Ridership	# of buses (full size)
High School	Tier I	7:15 - 1:42 (6 hrs., 27 min.)	239	10
Middle School	Tier II	8:00 - 2:22 (6 hrs., 22 min.)	700	18
Peebles Elementary School	Tier III	9:00 - 3:00 (6 hr.)	325	8
Bournedale Elementary School	Tier III	9:00 - 3:00 (6 hr.)	346	7
Total Ridership			1,610	
prepared by: The Flahive Consulting Group August 11, 2016				

Selectmen's Meeting - 1

Proposed Bus Route Structure

Option #1

	School(s)	Grades	Bell Times	Assigned Riders	# of buses
Tier I	(Combined) Middle School & High School	6-8 9 - 12	7:15 - 1:42 7:20 - 1:47	532 239 771	20
Tier II	Peebles Elementary	3-5	8:05 - 2:25	460	17
Tier III	Bournedale Elementary	PreK - 2	9:15 - 3:15	420	16

prepared by:
The Flahive Consulting Group
August 11, 2016

Selectmen's Meeting

Proposed Bus Route Structure

Option #2

	School(s)	Grades	Bell Times	Assigned Riders	# of buses
Tier I	High School & Middle School (combine)	9 - 12 6-8	7:40 - 2:07 7:45 - 2:12	239 532 771	20
Tier II	Peebles & Bournedale	3-5 PreK - 2	9:00 - 3:00	460 420 880	22

* PreK students are transported on District vans

prepared by:

The Flahive Consulting Group
August 11, 2016

Selectmen's Meeting

Proposed Bus Route Structure

Option #3

	School(s)	Grades	Bell Times	Assigned Riders	# of buses
Tier I	High School	9 - 12	7:15 - 1:42	239	10
Tier II	Middle School	6-8	8:00 - 2:20	532	16
Tier III	Peebles & Bournedale Elementary	3-5 PreK - 2	9:15 - 3:15	460 420 880	22

prepared by:
The Flahive Consulting Group
August 11, 2016

Selectmen's Meeting

Travel Analysis - trip duration impact

GRADE

On Site Activities

Off Site Activities

PK (at Bournedale)

no change

no change

K (at Bournedale)

no change

no change

1 (at Bournedale)

*Add 15 minutes

no change

2 (at Bournedale)

*Add 15 minutes

no change

3 (at Peebles)

no change

*Add 15 minutes

4 (at Peebles)

no change

*Add 15 minutes

5 (at Peebles)

no change

no change

* Approximate additional travel time to current bus trip duration

Peebles Elementary School Bourne, MA

Flansburgh Architects

DESIGN & CONSTRUCTION SCHEDULE

Selectmen's Meeting
Peebles Elementary School Bourne MA

Flansb

Design & Construction Schedule

- December 7, 2016 - Commence Detailed Design
- October 2017 - Commence Bidding
- November 2017 - Commence Construction
- August 2019 - Open New Peebles School
- November 2019 - Complete Demolition and Sitework

PROJECT COST & REIMBURSEMENT

Selectmen's Meeting – Minutes of A
Peebles Elementary School Board

PSR PhaseProject Costs

		Peebles (3-5)
		Peebles Elementary
		460 students
		New Construction
Gross SF		72,680 SF
Construction n (hard \$)	Building	\$25.34M
	Hazmat/Demo	\$1.62M
	Sitework	
	Total	\$30.96M
		\$3.49M
Soft Cost \$	Fees & Expenses	
	FF&E	\$1.88M
	Contingencies	\$2.17M
* TOTAL		\$39.99M
Cost per SF		\$550

Estimated Cost subject to change as project is refined in the Schematic Design Phase

MSBA Reimbursement Process

- MSBA is the state authority that administers and funds a program for grants for Massachusetts school projects.
- MSBA mandates a multi-step rigorous study and approval process.
- MSBA will reimburse all Eligible Costs.
 - Examples of Ineligible Costs are:
 - › Site Costs Over 8%,
 - › Building Costs Over \$312/sf,
 - › Asbestos Flooring Abatement,
 - › FFE/Technology Costs Over \$2,400/Student,
 - › Legal Fees, Moving Expenses, Construction Contingencies over 1% for new construction or 2% for renovations.

MSBA Reimbursement

Base Reimbursement Rate	43.32
Maintenance	1.31
CM @ Risk	0.00
Renovation	0.00
Green Schools	2.00
 * Total Reimbursement Rate	 48.63

* Reimbursement on Eligible Costs

Peabbles Elementary School Bourne, MA

Flansburgh Architects

MSBA Reimbursement

Project Cost	\$39.99M
Approximate MSBA Grant	\$15.23
Approximate Cost to Bourne	\$24.61

* Costs subject to change as project is refined

Peebles Elementary School Bourne, MA

Flansburgh Architects

Tax Impact

Cost to Bourne

\$24.76 million

Annual Residential Tax

\$0.45 per \$1000

Increase per \$1000 Valuation

Annual Residential Tax

\$178.51

Increase per Average Home Value

(Based on 20 year term at 5.00% Interest Rate)

Tax Impact

What does this mean to the
average homeowner?

\$178.51 per year OR
\$14.88 per month OR
\$0.49 per day

Next Steps

Selectmen's Meeting – Minutes of August 23, 2011
Peebles Elementary School Bourne, MA

Next Steps

The School Building Committee meetings are every two weeks.
Meeting agendas and dates are posted on the District's website.

- August 23, 2016 - Selectmen Meeting Presentation
- September 14, 2016 - Capital Outlay Presentation
- September 19, 2016 - Finance Committee Presentation
- September 20, 2016 - Community Forum No. 9 at Peebles Elementary School Cafeteria
- September 29, 2016 - Submit Schematic Design documents to MSBA
- October 06, 2016 - Council on Aging Presentation
- October 17, 2016 - Special Town Meeting
- November 09, 2016 - MSBA Board Meeting
- December 06, 2016 - Special Election Ballot Vote

www.townofbourne.com/school-building-committee

townofbourne.com

"One community,
one common educational experience."



Selectmen's Meeting – Minutes of A
Peebles Elementary School Bourne, MA

Flansburgh Architect

Joel Sealy spoke about the project need for the aged Peebles Elementary School; the Committee forums and meeting, and what the Committee has done over the past four years. Mr. Sealy went over the project schedule.

Ken Kovack went over defining the need and design options evaluated

Stephen Lamarche went over town wide solution ; grade span schools & educational component

Ken Kovack went over the design of the project and the transportation plan

Joel Sealy went over the design & construction schedule and the project costs & Reimbursement and the next steps

Website: www.townofbourne.com/school-building-committee

Email: sbc@townofbourne.com

Michael Blanton questioned Mr. Sealy about the base reimbursement rate based on a factor of community wealth, how that is arrived at, what they use to determine community wealth? Joel Sealy said he can research that and ask MSBA for specifics. They calculate it the same way for every community across the Commonwealth. Mr. Blanton pointed out with regard to the Cape Schools our median salaries often include our seasonal residents who earn far beyond what the year round residents earn. Mr. Sealy said he will reach out to the MSBA and have them provide some detail.

Stephen Mealy questioned if there is anything that can be done with the design that isn't dictated by the MSBA? Is the 72,000 sq. ft. dictated by the MSBA because of the number of students? Joel Sealy said it is based on the number of students. The spaces and sizes are dictated by the MSBA. The cost is based on the averages of costs. Mr. Mealy questioned if you follow the requirements to obtain the reimbursement they are already determined for you. Mr. Sealy said yes. Mr. Mealy questioned if the vote failed and questioned the reimbursement from the MSBA. Mr. Kovack said you will be reimbursed for the feasibility study, however if you were to, in the future, participate with the MSBA again for the Peebles School the feasibility will not be reimbursed if you need to do the study again.

Don Pickard questioned if there was an option 7 where Peebles will close and the children will be disbursed to the other existing three buildings?

Jim Potter said it has never been discussed at our meetings.

Stephen Lamarche said the feasibility isn't just for space it is also for the mechanics of the building. We don't have the space in our facilities to just close Peebles down and disburse everyone across the district.

Don Pickard said there are concerns with project costs.

Mary Jane Mastrangelo spoke about the Cecil Group Inc. report and the two projects, the Peebles School and the Police Building, for the town, and the costs. It is the responsibility of the Board of Selectmen to have the Town Administrator work with the Finance Director, Town Treasurer, and the municipal bonding representative to have them propose borrowing and debt schedules and alternatives that will mitigate the tax impact and reduce the overall cost for the projects. If we keep throwing money into the building it will ruin everything else we have to do for the town.

Voted Peter Meier moved and seconded by Michael Blanton to support the recommendation of the Bourne School Building Committee and to move forward on a warrant article for a debt exclusion on October 17th.

Roll call vote: Mr. Blanton - Yes; Mr. Meier - Yes; Mr. Slade - Yes; Mr. Mealy - Yes; Chair - Yes

11) Signing of Easement for 1 Trowbridge Road under Article 14 of the October 21, 2013 Special Town Meeting

Don Pickard said we are here to vote by the board to proposal for signing an easement for 1 Trowbridge Road under Article 14 of October 21, 2013 Special Town Meeting.

Mr. Pickard briefly went over the minutes from the Planning Board Meeting on September 13 & October 10, 2013, the Special Town Meeting on October 21, 2013 and the Planning Board Meeting on April 24, 2014, the Board of Selectmen meeting on June 30, 2015, the Town Meeting on May 2, 2016, and the Staff Meeting on July 21, 2016.

PLANNING BOARD MINUTES SEPTEMBER 13, 2013

A public hearing was held eight members were present for a site plan/special permit 08-2013 regarding 1& 11 Trowbridge Road and 9 Sandwich Road. Twelve members of the public were present. This was for an addition and this hearing was continued to October 10, 2013

PLANNING BOARD MINUTES OCTOBER 10, 2013

A continuation of the public hearing was held nine members were present for a site plan/special permit 08-2013 regarding 1& 11 Trowbridge Road and 9 Sandwich Road. Nine members of the public were present including Mr. Slade.

After discussion a motion was made and seconded to approve the site plan/special permit 08-2013 regarding 1& 11 Trowbridge Road and 9 Sandwich Road. The vote is as follows:

Ms. Benson-Yes	Mr. Shearer-Yes	Mr. Doucette-Yes
Mr. Clegg-No	Mr. Jensen-No	Mr. Howarth-Yes
Mr. Gallo-Yes	Mr. Galibois- Abstain	Mr. Farrell-Yes

SPECIAL TOWN MEETING OCTOBER 21, 2013

A legal meeting was held of the Town of Bourne, a quorum was present and Article 14 was to see if the Town will authorize the Board of Selectmen to negotiate an easement with One Trowbridge Road LLC.

The motion was made to authorize the Board of selectmen, to negotiate and execute an easement with One Trowbridge Road LLC, on terms and conditions deemed by the selectmen to be in the best interest of the Town, for the purpose of maintaining, repairing and replacing utilities, landscaping and grading serving 1 Trowbridge Road.

The vote passed Ayes 93, Nays 6.

PLANNING BOARD MINUTES APRIL 24, 2014

A public hearing was held eight members were present for an amended site plan review/special permit 08-2013 regarding 1& 11 Trowbridge Road and 9 Sandwich Road. Over fifteen members of the public were present, including selectman Meier.

A motion was made and seconded to approve subject to two conditions. The vote is as follows:

Ms. Benson-Yes	Mr. Shearer-Yes	Mr. Doucette-Yes
Mr. Clegg-No	Mr. Jensen-No	Mr. Howarth-Yes
Mr. Gallo-Yes	Mr. Farrell-Yes	

BOARD OF SELECTMEN'S MEETING JUNE 30, 2015

The following Board of Selectmen at signed the easement as prescribed in the Town Meeting vote of October 21, 2013.

Chairman Mealy
Vice Chair Pickard
Clerk Blanton
Mr. Meier
Mr. Ellis

Since that signing for an unknown reason the original had been misplaced and therefore, not recorded at the Registry of Deeds. File notations in the office of the Town Administrator reflect that the original was sent to Town Counsel in January of 2016.

Since the easement had not been recorded, the Michienzi's had continually asked for a status and why the 2013 easement had not been filed.

TOWN MEETING MAY 2, 2016

An easement was sought by the Michienzi's to accommodate the potential the request of the tenant for the pharmacy. Article 25 failed by a vote of Ayes 56, Nays 108.

STAFF MEETING JULY 21, 2016

An internal staff meeting was held at the community building with the following in attendance;

Town Counsel Robert Troy
Town Administrator Thomas Guerino
Town Building Inspector Roger LaPorte
Town Planner Coreen Moore
Town Engineering Technician Mike Leitzel
BOS Chair Don Pickard
BOS Vice Chair Peter Meier

Discussions on a number of planning items were discussed including the status of the Michienzi easement approved at STM October 21, 2013. The Michienzi's entered the meeting and were told by Attorney Troy that the easement would be recorded.

Town Counsel reviewed the existing easement from 2013 and made some additions of two paragraphs relative to existing landscape and guard rail maintenance. We are here to vote on the easement and sign if it passes with a majority vote.

Tom Guerino spoke about easements and what the town has done over the past years. The Board has to make a decision tonight to sign an easement that it's already signed, in my opinion.

Mr. William Grant urges the Selectmen not to sign the document tonight. Make sure it is clear what we are talking about with this document. This document is a legally deficient document. It is referring to an easement base on a vote in 2013 and it attached a document, which was generated in 2016. How can you rely on a vote from 2013 to approve a document created in 2016?

Tom Guerino said Town Counsel has reviewed this and has presented this to the Selectmen as a legally sufficient and binding document should the Board of Selectmen opt to sign it.

Mr. Elmer Clegg said this motion was approved at the 2013 special town meeting plus according to a document as shown on a plan on file at the office of the town clerk. Mr. Clegg passed out copies of that plan that was presented at town meeting to the selectmen. The second page shows the proposed addition to the building. What the town voters were asked to approve was for you to negotiate an easement to allow a driveway to come out on Trowbridge Road at the South East corner of the property, and also for the closing of a curb cut that existed at the end of the building before the addition. There is no retaining wall shown on this document. Early 2014 Mr. Michienzi came into the Planning Board with a modification to the plan, which introduces a notion of a drive through window, which is not shown on the approved plan, and it closed up the drive exit onto Trowbridge road that as in the 2013 version and introduced a retaining wall that terminated outside the town layout line. What you have as the last page in your easement is a plan that has never been approved by the Planning Board.

Mr. Roger Laport, Building Inspector, said this was approved and signed by the Board of Selectmen. We explained the entire project to Town Counsel. Town Counsel reviewed it; Town Counsel changed the language on the easement to make sure it is legal. At the conclusion of that meeting Town Counsel invited the Michienzi in and apologized to them for the delay because the easement had already been signed. The Planning Department was there they explained everything about the retaining wall. There is nothing that has been done in the last minute.

Don Pickard said this is a copy of the easement without the language on the existing landscaping that Town Counsel placed in there. The easement was signed on June 30, 2015 by Stephen F. Mealy, Donald J. Pickard, Michael A. Blanton, Peter J. Meier and Donald E. Ellis.

Mr. Clegg said the voters of the town at a Special Town Meeting in 2013 granted the Board of Selectmen certain authority. You have taken action that goes beyond that authority in

granting and negotiating an easement based upon a site plan that is different than what the voters authorized you to negotiate on.

Mr. Michienzi went over the site plan and what was granted in 2013.

Michael Blanton questioned if Town Counsel was aware of the discrepancy that Mr. Grant and Mr. Clegg brought up with regard to the 2013 and 2015 plans.

Mr. Laport went over what they showed Town Counsel.

Noreen Michienzi said we are asking the easement for utilities and a guardrail so nobody comes in. It is basically 600 sq. ft.

Mr. Grant said it is still not clear, and questioned are you being asked to grant an easement for an encroachment? We don't know enough about this.

Don Pickard explained the Staff meeting and what it was for with Town Counsel, Town Administrator, Engineering Technician, Town Planner, and Building Inspector. Mr. Meier and I sat in.

Stephen Mealy said it is getting late, there are questions by members of the Board, there were points brought up by members of the public, I suggest we entertain a motion to continue this at another time.

Voted - Michael Blanton moved and seconded by Peter Meier to continue this matter with regard to 1 Trowbridge road until the next meeting on September 13th

Don Pickard said we can meet on August 30th so we can discuss this item. Would prefer to devote an evening to this.

Michael Blanton amended his motion to continue this discussion to meet on August 30th to meet at 6:30 and to make sure Town Counsel can be present for the meeting.

Peter Meier seconded the amendment

Vote: 5-0

12) Licenses/Appointments:

- a. Cape LLC, d/b/a Avocados - Common Victualer - new license**
- b. Appointment to the Commission on Disabilities - Lori Cooney**
- c. Appointment to the Selectmen's Task Force on Local Pollution and Phase II Stormwater Management Community Oversight Group - Marie C. Kane**
- d. Appointment of Election Workers - Irene Stanovitch and Albert Hill**

Peter Meier went over the licenses and appointments.

Cape LLC d/b/a Avocados, George Sarianides, manager, 4 Barlows Landing Road. Pocasset, is looking for a common Victualer license. It was formerly Village Pizza & Mexican. Building

Inspector said they need a permit for \$50 and the Board of Health said pending inspection. There is a valid ID on the application.

Voted Peter Meier moved and seconded by Michael Blanton to approve subject to the Board of Health and Building Inspectors outstanding issues. Vote 5-0.

Peter Meier went over the appointment for Laurie Cooney for the Commissions on Disability, in the packet last week, for a 3-year term to expire June 30, 2019.

Voted Peter Meier moved and seconded by Michael Blanton to approve Laurie Cooney for the Commission on Disabilities through June 30, 2019. Vote 5-0.

Peter Meier went over the appointment of Selectmen's Task Force on Local Pollution and Phase II Stormwater. The letter was from Marie Kane, seeking appointment to both of those committees, terms to expire June 30, 2017

Voted Peter Meier moved and seconded by Michael Blanton to approve Mrs. Kane to the Selectmen's Task Force on Local Pollution and Stormwater Management Community Oversight Group for a term to expire June 30, 2017. Vote 5-0.

Peter Meier went over the appointment of election workers. One for Albert Hill, 1 Island Drive, Pocasset, MA, his term will expire June 30, 2017.

Voted Peter Meier moved and seconded by Michael Blanton to approve Albert Hill as an election worker, term to expire June 30, 2017. Vote 5-0.

13) Selectmen's Business –

- a. Fall Special Town Meeting Debt Exclusion Discussion**
- b. Discussion of future agenda items**
- c. Suicide Prevention Week Proclamation**

13. b Future agenda items:

Mr. Pickard said we will have a Community Action vote of the Board for a keeper of the records so we are in compliance with the new law that comes into effect January 1, 2017.

Peter Meier said Review of Public Comment

Mr. Slade questioned the Maritime Academy 5 year plan, we could benefit with a refined plan.

Michael Blanton spoke about the meeting with the selectmen in Sandwich. We can consider having a meeting with the Wareham Selectmen. Specifically with the MBTA and joining the South Coast Delegation with regard to rail expansion.

Peter Meier suggested revisiting the Financial Planning Working Group.

13) c. Don Pickard read the proclamation of suicide prevention week.



**TOWN OF BOURNE
BOARD OF SELECTMEN**
24 Perry Avenue
Buzzards Bay, MA 02532
Phone 508-759-0600 ext. 11 Fax 508-759-0620



**PROCLAMATION
SUICIDE PREVENTION WEEK**

WHEREAS, IN THE United States, one person dies by suicide every 12.3 minutes and 117 people die by suicide each day, and

WHEREAS, 22 veterans die by suicide each day, and

WHEREAS, suicide is the second leading cause of death for Massachusetts residents ages 15-44 and the suicide rate on the Cape and Islands is 1.4 times higher than the State average, and

WHEREAS, suicide is a tragic and disruptive event for families and communities - it is estimated that annually, there are 6.3 million suicide loss survivors who have lost a loved one to suicide, and

WHEREAS, suicide is a public health issue and a community concern, and through increased education and awareness of the issue a great number of suicides can be prevented,

THEREFORE, we do hereby officially designate the week of September 5-11, 2016 as
"SUICIDE PREVENTION WEEK" in Bourne, Massachusetts.

BOARD OF SELECTMEN

Donald J. Pickard

Peter J. Meier

George G. Slade, Jr.

Stephen R. Mealy

Michael A. Blanton

Voted Peter Meier moved and seconded by Michael Blanton to approve the signing of the proclamation to designate the week of September 5-11, 2016 as "SUICIDE PREVENTION WEEK" in Bourne, Massachusetts. Vote 5-0.

14) Town Administrator's Report

Tom Guerino meet with Derek Sullivan, the town manager in Wareham and spoke briefly about what they discussed at the meeting, Waster Water related and municipal sharing, community development issues, development issues. Discussed the issue with the IMA. Recommend the Chair of the Board of Sewer Commissioners, Myself, Mr. and Sullivan get together in the next 30 days to go over some areas of mutual interest.

Mr. Guerino noted for the Selectmen, Departments and Board and Committees on September 23 at the College of the Holly Cross in Worcester, the Mass Municipal Association will host a half-day seminar on the new Public Records Law. It is important that as many Committee Chairs and Department leaders attend that meeting. There are significant changes in the Public Record Law this year.

Mr. Guerino said he is expecting the folk from priority based budgeting will be scheduling a time here in Massachusetts in October to reengage, go through what they found in our inventories, and start moving the second phase of the process forward.

15) Selectmen's Reports

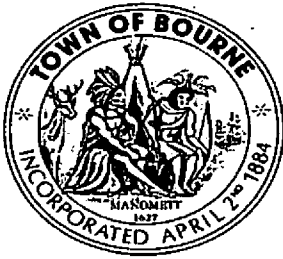
The next Bourne Selectmen meeting will be on Tuesday, August 30th at 6:30 P.M.

16) Adjourn

Voted Stephen Mealy moved and seconded by Peter Meier to adjourn. Meeting adjourned at 11:05 pm. Vote 5-0.

Respectfully submitted – Carole Ellis, secretary.

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2016 AUG 26 PM 2:16

TOWN CLERK BOURNE

Board of Selectmen Meeting Notice AGENDA



REMINDER: EXECUTIVE SESSION – 6:00 P.M.

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday August 30, 2016	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 in Open Session

1. Executive Session – Motion for an Executive Session to consider "the exchange or value of real property where an open meeting may have a detrimental effect on the bargaining position of the public body. The Chair declares that an executive session for this purpose is necessary.
2. The Board will reconvene in open session at the conclusion of the Executive Session at approximately 6:45
3. Moment of Silence for our Troops and our public safety personnel
4. Salute to our Flag
5. Public Comment on Non-Agenda Items
6. Consideration of Signing an Easement for 1 Trowbridge Road under Article 14 of the October 21, 2013 Special Town Meeting.
7. Adjourn.

**Board of Selectmen
Minutes of Tuesday, August 30, 2016
Bourne Community Building
Bourne, MA 02532**

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2017 MAY 17 AM 10: 57

TOWN CLERK BOURNE

TA Tom Guerino

Selectmen

Don Pickard, Chairman
Peter Meier, Vice-Chairman
George Slade, Clerk
Stephen Mealy
Michael Blanton

Note this meeting is being televised and recorded. If anyone in the audience is recording or videotaping, they need to acknowledge such at this time.

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

Documents

6:15 p.m. Call to order in open session

1. **Executive Session:** To consider "the exchange or value of real property where an open meeting may have a detrimental effect on the bargaining position of the public body. The Chair declares that an executive session for this purpose is necessary.

Roll call Vote to convene in Executive Session for the purpose stated. The Board will reconvene in open session at the conclusion of the Executive Session at approximately 6:45 PM.

Roll call Vote to reconvene in open session.

Meeting Called to Order

Chm. Pickard called the meeting to order at 7:25 pm.

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

Public Comment – Non-Agenda Items

Christopher Farrell spoke about the last weeks meeting. Mr. Farrell said he was appalled and embarrassed as a former elected official of this town and as a member of the public, was embarrassed and appalled on the issue of the easement. Wanted to say to the Selectmen the whole world is watching. Our world may be small but our county executors, our county commissioners, the Cape Cod Commission, other businesses that may want to come into the town of Bourne are watching, and they are watching your actions as the Board of Selectmen. What happen last week basically said if you're a business maybe we want you in town and maybe we don't. I was also appalled at the Board of Selectmen

because you are the decision makers. You're guided by Town Counsel, you're guided by staff, it's up to you to make a decision and you couldn't do that based on Town Counsel and staff members, what are you there for. I wonder why you let it go to the point that it did. I want you to think about what your job is as the Board of Selectmen. I think a lot of town folks would like you to make a decision.

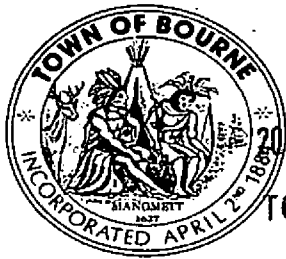
6) Consideration of Signing Easement for 1 Trowbridge Road Article 14 of the October 21, 2013 Special Town Meeting

Don Pickard said the Board just spent over an hour discussing this. Town Counsel came prepared with a drafted easement document, which address some of the questions of the issues that Mr. Clegg and Mr. Grant brought up last week during our meeting. I believe everything is legally sound according to Town Counsel, however there was a proposed negotiation, Town Counsel met with the property owner and presently the Town and the property owner are at an impasse and therefor there is nothing to meet on tonight so I will take a motion to adjourn

7) Adjourn

Voted Peter Meier moved and seconded by Stephen Mealy to adjourn. Vote 5-0.

Respectfully submitted – Carole Ellis, secretary.
From Thumb Drive



Board of Selectmen
Meeting Notice
AGENDA

RECEIVED
2016 SEP -9 PM 2: 52
TOWN CLERK BOURNE
EXECUTIVE SESSION - 6:30 P.M.



Date

Tuesday
September 13, 2016

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.

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

6:30 p.m. Call to order in Open Session

1. 1. Executive Session. To conduct strategy session with respect to ongoing litigation as an open meeting may have a detrimental effect on the litigation position of the public body. The Chairman declares that such open discussion will have a detrimental effect to the litigating position of the public body.

Roll call Vote to convene in Executive Session for the purpose stated. The Board will reconvene in open session following the Executive Session at approximately 7 P.M.

Roll call Vote to reconvene in open session.

Approximately 7:00 P.M. returning to Open Session

2. Moment of Silence for our Troops and our public safety personnel
3. Salute to our Flag
4. Public Comment on Non-Agenda Items
5. Minutes from Meeting(s) dates: 06.30.15; 07.26.16; 08.16.16; 08.23.16; Executive Minutes – 8.30.16
6. Correspondence
7. Execution of Easement RE: One Trowbridge Road
8. Marine Renewable Energy Center - John Miller, Director
9. Update and possible vote on the disposition of 20 Herring Pond Road Tax title property
10. Licenses and Appointments
 - a. Appointment to the Bylaw Committee – George Sala
 - b. Appointment to the Community Action Committee of Cape Cod and Islands, Inc.
George G. Slade
11. Selectmen's Business
 - a. Request by the Bourne Council on Aging to waive the fees for the Psychic Fair/Craft Show at the BVMCB on October 1, 2016 from 10:00 a.m. to 4:00 p.m.
 - b. Designation of keeper of the records pursuant to Mass. General Law.
12. Town Administrator's Report
13. Selectmen Reports
14. Adjourn.

Board of Selectmen - Regular Session
Minutes of Tuesday, September 13, 2016
Bourne Community Building
Bourne, MA 02532

RECEIVED

2016 OCT 27 PM 12:44

TOWN CLERK BOURNE

TA Tom Guerino

Selectmen

Don Pickard, Chairman

Peter Meier, Vice-Chairman

George Slade, Clerk

Stephen Mealy

Michael Blanton

Note this meeting is being televised and recorded. If anyone in the audience is recording or videotaping, they need to acknowledge such at this time - Michael Rausch Bourne Enterprise.

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

Documents

6:30 p.m. Call to order in open session

1. **Executive Session:** To conduct strategy session with respect to ongoing litigation as an open meeting may have a detrimental effect on the litigation position of the public body. The Chairman declares that such open discussion will have a detrimental effect to the litigating position of the public body.

Roll call Vote to convene in Executive Session for the purpose stated. The Board will reconvene in open session following the Executive Session at approximately 7 P.M.

Voted Peter Meier moved and seconded by Michael Blanton by roll call vote to go into Executive Session.

Roll Call Vote: Mr. Blanton - Yes, Mr. Mealy - Yes; Mr. Meier - Yes; Mr. Pickard - Yes.

Voted Peter Meier moved and seconded by Michael Blanton by roll call vote to adjourn Executive Session and return to Open Session.

Roll Call Vote: Mr. Mealy - Yes; Mr. Blanton - Yes; Mr. Slade - Yes; Mr. Meier - Yes; Mr. Pickard - Yes.

Approximately 7:00 P.M. returning to Open Session

Meeting Called to Order

Chm. Pickard called the meeting to order at 7:03 pm.

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

Public Comment – Non-Agenda Items

None requested.

Don Pickard wanted to report to the public the Board of Selectmen was in Executive Session from 6:30 to 7:00 p.m. we had voted to accept the open meeting law complaint as filed by Atty. Kathleen Connolly against the Town of Bourne Board of Selectmen as well as to approve the response by Town Counsel.

5) Minutes from Meeting(s) dates: 06.30.15; 07.26.16; 08.16.16; 08.23.16; Executive Minutes – 8.30.16

Voted Peter Meier moved and seconded by Michael Blanton to approve the minutes from August 30, 2016 and to not encumber. Vote 5-0.

Voted Peter Meier moved and seconded by Stephen Mealy to approve the minutes from June 30, 2015 with corrections. George Abstained. Vote 4-0-1.

Voted Peter Meier moved and seconded by Michael Blanton to approve the minutes from July 26, 2016 as presented. Vote 5-0.

Voted Peter Meier moved and seconded by Michael Blanton to approve the minutes from August 23, 2016 as presented. Vote 5-0.

Didn't vote on 8-16-16 Minutes

6) Correspondence

George Slade brought the committee up to date on the correspondence.

- A. Email from Joseph Crisafi relative to forming a Crime Watch Patrol/Citizens Patrol in Bourne.
- B. Letter from Attorney Richard Clifford regarding Wildwood Lane.
- C. Notice from Mort Toomey unable to accept reappointment as a voting member on the Selectmen's Task Force on Local Pollution
- D. Letter of interest serving on either Board of Appeals or Affordable Housing Trust from Cassidy C. O'Connor
- E. Letter from Richard Conron requesting help in trying to understand the negotiation proposal on 1 Trowbridge Road
- F. Request form George Slade seeking appointment to the Community Action Committee
- G. Minutes from BOH Meeting voting to place Kelly Mastria as their representative on the Bourne Landfill Business Model Working Group
- H. Letter from Pairpoint Manufacturing Company, Inc. of their Intent to apply for Massachusetts Economic Development Program in Sagamore

- I. Letter from Aaron Tobey, Jr. requesting appointment to the Bylaw Committee
- J. Letter from UCCRTS regarding 2016 Regional School Committee Nomination Papers
- K. Barnstable County HOME Consortium Notice of Public Comment Period
- L. Letter from Coppola and Coppola re: 3 Honora Lane
- M. Letter from Brandon Esip to serve on the Bylaw Committee
- N. Letter from Atlantic Environmental Service on the cleanup of fuel oil release at 81 Hunters Brook Road, Sagamore Beach
- O. Letter from DEP from Celection Pires, mooring #17-P in Cohasset Narrows appealing the Harbormaster's decision.

Peter Meier spoke about Mr. Connor serving on either Board and the open positions.

Don Pickard spoke about the letter to Mr. Toomey; the email from a gentlemen that wants to form a crime watch or citizens patrol in Bourne; minutes from the BOH Meeting to appoint Kelly Mastria as a representative on the Bourne Landfill Business Model Working Group. The Bourne Landfill Business Model Working Group has members, myself, Mr. Pickard; Mr. Andrews, presently from the Board of Health; At Large Members are Mr. Scotti, Mr. Schofield, from Energy, and Mr. Redman from Capital or Finance. Their vote was to place Mrs. Mastria on as their representative and make Mr. Andrews an alternate. I will speak to the Board of Health, I believe they would still want to go forward and have Mrs. Mastria be there as an appointed representative. There was a letter from Mr. Conron, Mr. Pickard asked Tom Guerino take a look at that and see if you can make an explanation.

Additionally we received 2 or 3 letters; one was a petition with about 50 signatures to not make a personal change within the town government in some administrative areas. We appreciate and respect the opinions of the voters. As the Town Counsel says this is a municipal corporation, the Town Administrator has to make moves that may sometimes be unfavorable to others. In order to do the town's business we need to acknowledge the move is going to happen. The Administrator gave us plenty of notice on this after consultation with a couple of Board members. He also put it into his weekly report. While we appreciate the input the Administrator has to make moves that make the municipal corporation run smoothly.

Tom Guerino said on H relative to the Pairpoint Glass and the letter relative to the economic development incentive programs. I would suggest to the Board if you have an opportunity to stop in and speak with Mr. Tulman about his plans for the glass company. It may be a good idea at some point in the near future to have Mr. Tulman in before the Board so he can explain to you folks as a group as well as the community what his plans are for the place. Don Pickard asked Tom Guerino to schedule that some time in October.

7) Execution of Easement RE: One Trowbridge Road

Don Pickard went over what happen at our last meeting, on the 30th we held an Executive Session for the purpose of negotiating the easement document with the land owners. The document has been approved by Town Counsel. We had an impasse on the 30th due to the

impasse we waited to hear from the property owner, the easement has been signed by the property owners, and a check has been paid.

Don Pickard read the first paragraph of the Easement:

The Town of Bourne a municipal corporation with an address of 24 Perry Avenue, Buzzards Bay, Barnstable County, Massachusetts, being the owner of property locate on Trowbridge Road, Bourne, Barnstable County, Massachusetts, shown on Exhibit "A", attached hereto, for consideration of Five Thousand and 00/100 (\$5,000) Dollars, paid, hereby grants to One Trowbridge Road, LLC, owner of the property located at 1 Trowbridge Road, Bourne, Barnstable County, Massachusetts, an easement for the purposes of maintaining, repairing and replacing utilities, landscaping, and grading serving 1 Trowbridge Road located on Map 24.3, Parcel 22, as shown on an Easement Sketch Plan attached hereto as Exhibit "A".

There was a vote of the Board at that time during the Executive Session. The minutes are available to the public; by a vote of 3-2 the Board approved this easement.

Tom Guerino said Nancy Sundman is here to notarize your signatures.

Elmer Clegg spoke about the vote of 3-2 and wanted to know who voted for and who voted against.

Don Pickard said the motion was made by Mr. Mealy to make the amount \$5000. Mr. Pickard said he seconded the motion. On a roll call vote Mr. Blanton and Mr. Meier voted Ney. Mr. Slade, Mr. Mealy, and myself vote Aye. An original amount of \$7800 was recommended by the Town Administrator, the Board entered into a discussion, the roll call vote was 2 in favor of the \$7800, which was Mr. Slade and Mr. Mealy and the motion failed because 3 members of the board Mr. Blanton, Mr. Meier, and myself voted Nay.

Mr. Clegg questioned was the approval for the \$5000 payment or was it for the easement as worded. Mr. Pickard said the easement was approved to form by Town Counsel and created by Town Counsel. Mr. Clegg questioned was the vote only on the amount of money? Mr. Pickard said yes, we recognized the easement was as Counsel indicated, properly drafted and contained everything that was appropriate. Mr. Clegg said he is still confused. He questioned if the Board of Selectmen has taken a vote on approval or disapproval of this easement in total?

Stephen Mealy stated the votes he took that evening was based on the approval of the easement as drafted by Town Counsel and the amounts were what we were discussing to change, but there was never any change to the verbiage within the easement documents that we provided that evening.

Don Pickard stated again for the \$5000 easement the voting of the approval of the easement was Mr. Mealy, Mr. Slade, and myself. Voting against the \$5000 easement was Mr. Meier and Mr. Blanton.

Stephen Mealy said the \$7800 was arrived at by a suggestion by the Town Administrator based on the square footage of the lot and the value of what that might be. After discussion by the Board members several members said this was not the correct amount. After the failure of the first vote I advanced a \$5000 amount.

Mr. Clegg said he was asked to find out who was for and who was against the easement.

Don Pickard went over who voted for and against the amounts and why.

Mr. Clegg said he thinks both the amounts are immaterial. It would seem that it would benefit the citizens of this town if you had negotiated with the developer to open up the parking lot across the street at Sandwich Road for public utilization and go back to his original site plan that had been approved by the Planning Board where he was going to make it public and he was going to have a walkway over to the library.

Don Pickard said somewhere along the line it was suggested a monetary amount be placed on this easement.

Michael Blanton said with regards to this Board the mitigation amount is somewhat immaterial in the grand scheme of things. It did prompt a discussion on how we should look at mitigation in the future.

Mr. Clegg said this Board held a public meeting on the 23rd of August where both Bill Grant and I expressed opposition to your plan to approve the easement. The agenda that night referred to the topic as Consideration of an Easement. On August 30 you had the same topic again titled Consideration of an Easement. At that meeting both Mr. Grant and I were deprived of the opportunity to voice further comments based on procedural rulings on your part. Tonight I would like to bring to your attention the things I think are important. The decision that you reached to sign this easement, there are many people in this town who feel in taking the position that you have taken that you have snubbed the voters.

Don Pickard read the agenda for the August 23rd meeting, Signing of Easement for 1 Trowbridge Road under Article 14 of the October 21 Special Town Meeting.

Don Pickard said it is time to move on, the easement has been signed. Tonight's agenda states Execution of Easement.

Mr. Pickard told Mr. Clegg they are done talking about that issue. Mr. Clegg kept talking.

Mr. Clegg said it is time for this Board to do what they should do for the benefit of this town. You work for the voters you don't work for the developer.

Mr. Pickard said you raised your point; the Board has business to attend to. If you would like to be put on the agenda kindly see Mr. Guerino. Mr. Clegg said doesn't need to he can come back at the next meeting and I can sign up to speak under non-agenda items, and I plan on doing that.

Michael Blanton asked to have Mr. Clegg speak so he doesn't have to come back next week. The Board agreed.

Mr. Clegg declined and said he wanted to come back at the next meeting to speak under the Public Comment.

Stephen Mealy said the motion that was voted 93-6 on the October 21, 2013 Town Meeting was We move that the town vote to authorize the Board of Selectmen to negotiate and execute an easement with 1 Trowbridge Road, LLC on terms and conditions deemed by the Selectmen to be in the best interest of the town for the purpose of maintaining, repairing or replacing utilities, landscaping and gradient at 1 Trowbridge Road. It refers to the plan that was given that evening.

Mr. Clegg said Mr. Mealy just read from the October 2013 Special Town Meeting. He did not read from the 2016 meeting. Legal Counsel has told you legally you could use that because in 2016 it was not rescinded when the voters voted down the same proposal for exactly the same space. It had a different site plan attached to it that was approved by the Planning Board in both occasions. You were acting on the authority granted to you by the voters in 2013. It was the intent of the voters in 2016 to rescind the authorization, the authorization we granted you in 2013. The intent of the votes in 2016 was they wanted you to come back to them with a recommendation so they could review it and vote on it at a town meeting.

Mr. Mealy and Mr. Pickard disagreed.

Voted Peter Meier moved and seconded by Michael Blanton to move item number nine to the next item on the agenda.

9) Update and possible vote on the disposition of 20 Herring Pond Road Tax title property

Michael Joyce spoke about the property that he owns that the taxes haven't been paid. He was unaware of the situation. I reached out to the Chairman and asked for an opportunity to redeem that property.

Don Pickard said so the Board is aware when I received the correspondence from Mr. Joyce at 20 Herring Pond Road I passed it onto Mr. Guerino and to the Town Treasurer Collector. 20 Herring Pond Road is presently the property of the Town. The Board can allow the owner to redeem it for the amount stated \$32,576.51. Don Pickard questioned Mr. Joyce about 871 Cranberry Highway; are you aware of the total amount? These figures are good through October 15, 2016. If you're in agreement to bring both the property current 20 Herring Pond could be vacated to AJ Michael Realty LLC. with a vote of this Board. I will accept a motion the board is willing to vacate the property at 20 Herring Pond Road to AJ Michael Realty based upon the payment that is estimated in Mr. Guerino's letter dated September 29, 2016 which totals around \$135,000

Mr. Joyce questioned what if he can't pay by October 15th?

Mr. Guerino said if it isn't paid by that time it would go to court and become the Towns property. Mr. Joyce questioned if he can talk to the collector about a payment program? Mr. Guerino said can't speak for the treasure but that is not something that she will entertain.

Voted Peter Meier moved and seconded by Michael Blanton to vacate the property at 20 Herring Pond Road contingent upon the payment owed of \$32,576.51 further more to make the property at 871 Cranberry Highway current, the amount owed is \$102,884.24, upon receiving of that money, by October 15, 2016 it will be turned over to AJ Michael Realty. Vote: 5-0

Stephen Mealy urged Mr. Joyce to talk to the Treasurer Collector in an effort to work out payment.

8) Marine Renewable Energy Center - John Miller, Director

John Miller spoke about the Bourne Tidal Test Site. We wanted to come back and let you know what we have been doing. We are moving from the survey study phase into the permit.

Mr. Miller went over the presentation

Bourne Tidal Test Site

Infrastructure for Innovation and Education



Project Status

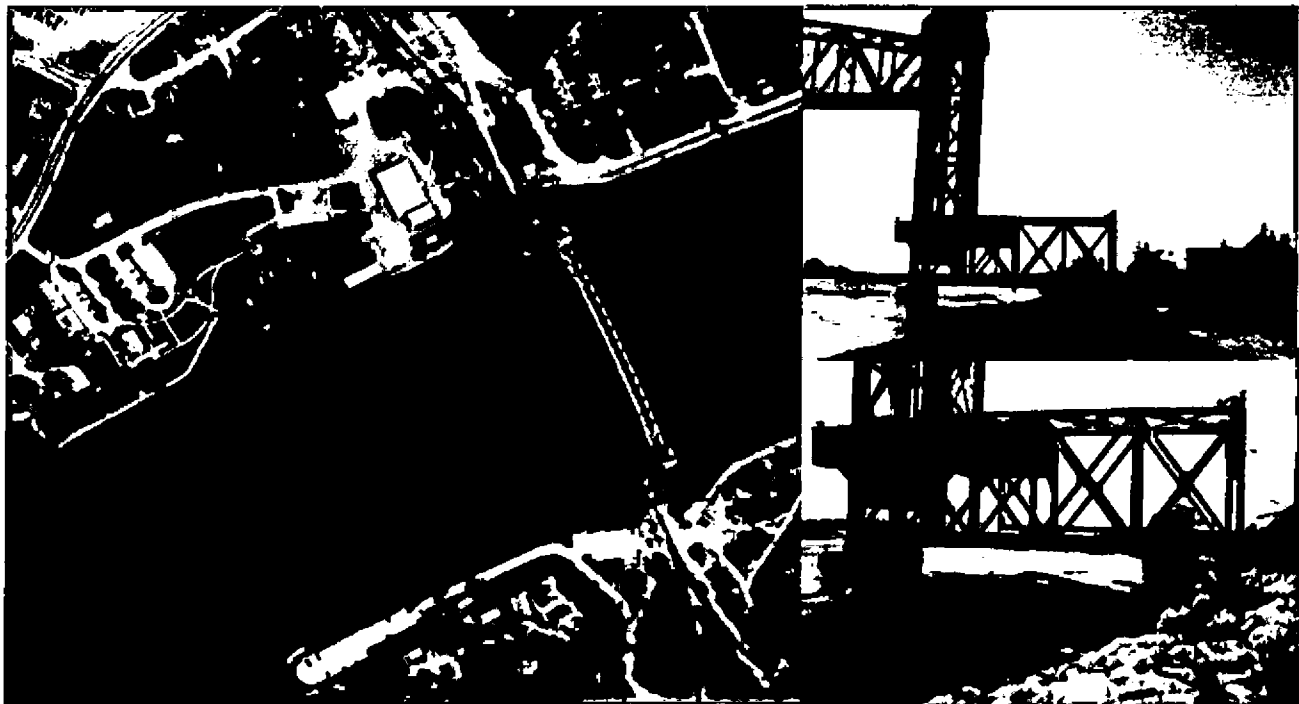
John Miller

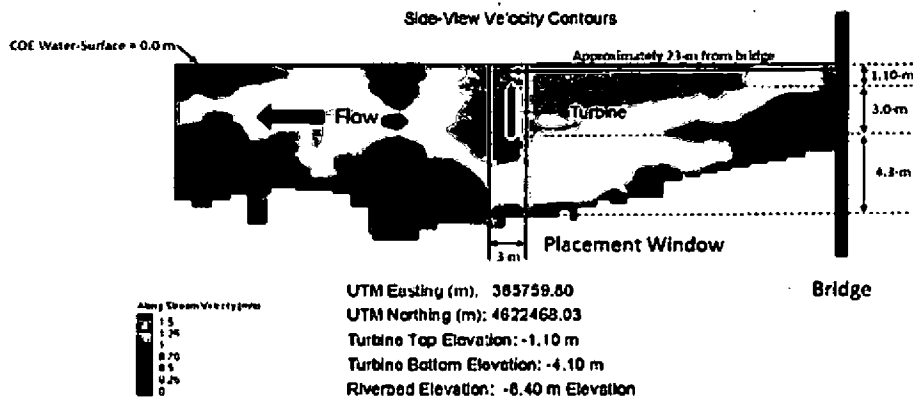
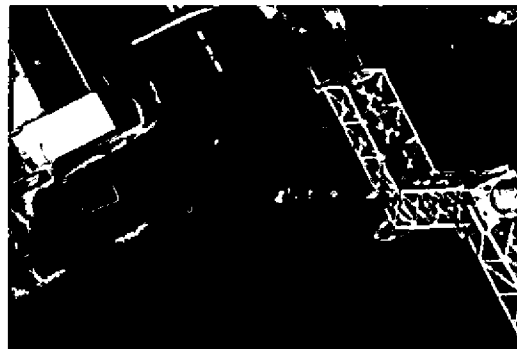
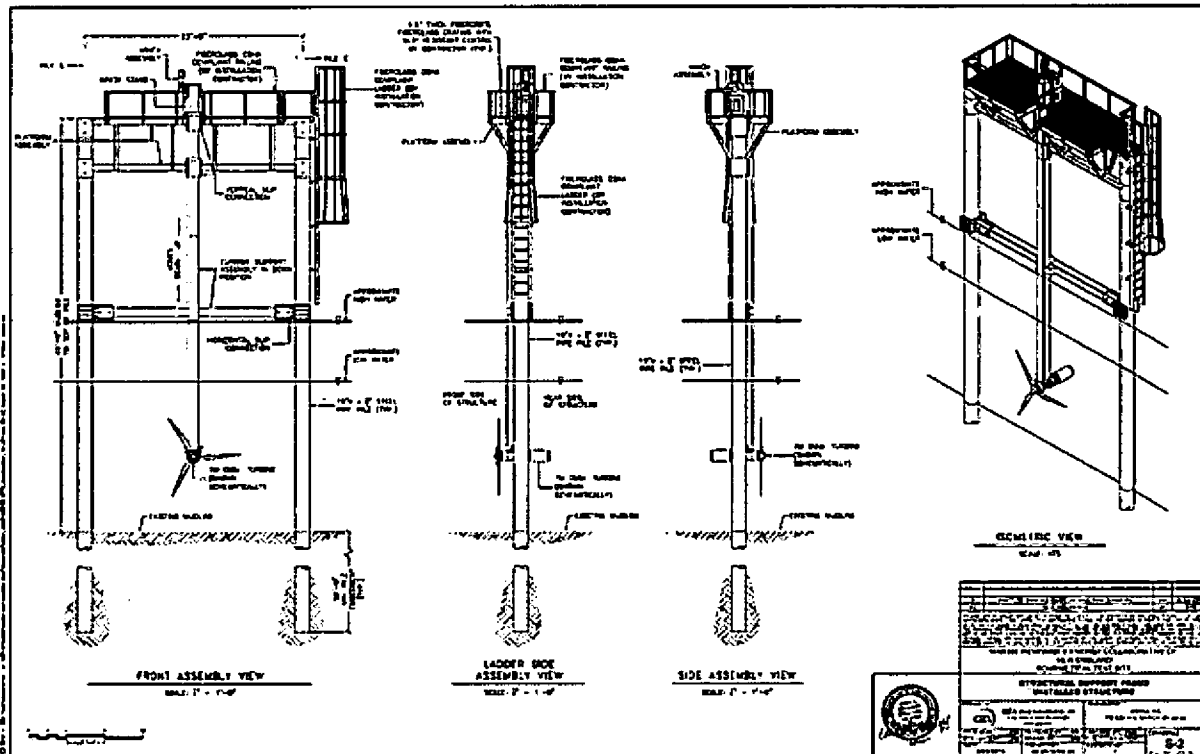
Executive Director

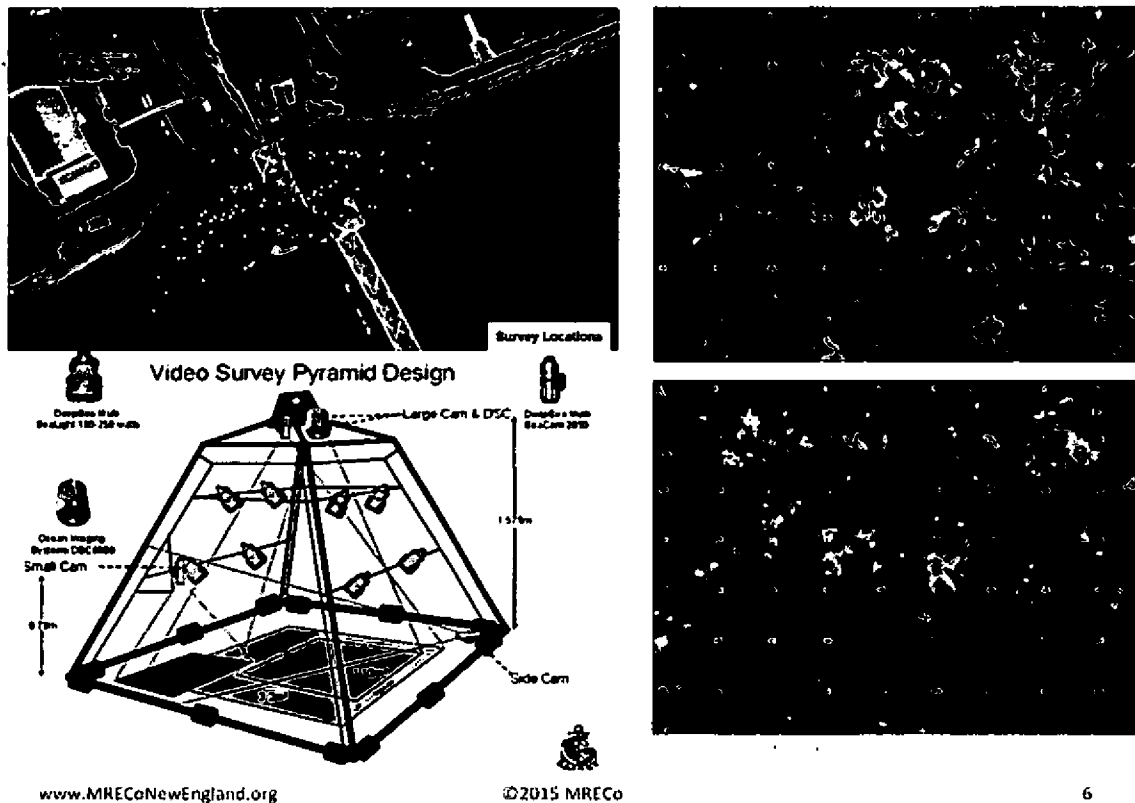
Director@MRECoNewEngland.org

Project Status

- Start delayed from January to March
 - Pushed fabrication into summer
- Mechanical design completed
- Platform fabrication in process
- Electrical design nearing completion
- Installation targeted for early November
- Permitting progressing







6

Permitting

- Federal Energy Regulatory Commission
 - Public Comment Period ended Sept 12
- US Army Corps of Engineers
 - In process, requires other agencies to approve
- MassDEP, Chapter 91
 - Will require municipal sign-off
- Wetlands Protection Act, Conservation Commission
 - Filed, hearing expected October 6

Mr. Miller went over what the project is and that he is looking for someone to help put the platform together a fabricator, looking for an electrician, and looking for someone to help us put in the pylons. These are paid positions. We would like to employ people in the town as much as possible.

Steve Barrett, Barrett Energy Resources Group, went over the permitting. Mr. Barrett also explained what the Bourne Tidal Test Site is for so the residents at home watching will know. We will be before the Conservation Commission. We filed our notice of intent. We filed under both the State Wetland Protections Act as well as Bourne's Wetland Bylaw. I have communicated with the Conservation Agent. When we come in on October 6th we will be able to present the project in a public session and have the Commission review the project from both stated and local authorities.

Peter Meier questioned if this pilot program goes well are you going to leave it in there or when the research is done are you going to take it out, what is the long term plan?

John Miller said the intent is this will be a permanent test site. People would come in for three months at a time and then leave. It is being built so the turban can be raised, so it can be services, and it can be changed if necessary, so development can continue effectively.

Michael Blanton questioned with the proximity to the highway, the coastal environment, and to rail tracks how does the equipment come in to the site? What kind of infrastructure is needed to maximize access to the area? Mr. Miller said for this test site we are talking about 10 foot devices so it will be brought in by trucks. We believe these smaller devices are good devices to be exported. We are looking forward to working with Mass Maritime.

Stephen Mealy questioned will this be the first test site in the US? John Miller said yes that is correct. The only test site in the world is the European Marine Energy Center, which is for big devices, so having a site for smaller devices is very important. We have a lot of interest from people who want to come here and test.

Mr. Mulvey questioned if this is a data collection, this is not a commercial type structure? Mr. Mulvey also questioned if they rotate with the flow of the current or are they pointed in one direction, because the current reverses. Mr. Miller stated currently the design we have is for only going in one direction.

Tom Guerino questioned as you proceed with this what is the possibility of bringing the R&D piece, the engineering and the technical pieces of this into the area for design and development and research? Mr. Miller said he can't say whether the people will move here but there is an attraction to move here where you can put a device in, if you have a problem you can pull it out, you work with it and you can put it back in. Mr. Miller said to have a site like this where you can put a device in relatively inexpensively, relatively quickly and study it. It is close enough to shore so you can fully instrument it, you can put video on it, you can have everything instrumented so you can change things quickly, is really important in the industry.

Mr. Mulvey questioned at optimum speed what is the tip speed? Mr. Miller said he doesn't know the speed but these turn slower than the wind turbines. These turbines are slower speed higher torque, so they are less likely to injure fish or animals in the water.

10) Licenses/Appointments:

- a. **Appointment to the Bylaw Committee – George Sala**
- b. **Appointment to the Community Action Committee of Cape Cod and Islands, Inc. George G. Slade**

Voted Peter Meier moved and seconded by Michael Blanton to approve George Sala as a member to the Bylaw committee, term to expire June 30, 2017.

George Slade questioned the current roster of the Bylaw committee. Tom Guerino said there is room for three more. Mr. Slade said his concern is while we are trying to encourage community involvement I am looking at the Atlarge positions to see if they are also town employees.

Vote: 5-0

Peter Meier spoke about the Community Action Committee to Cape Cod and the Islands. They are looking for a selectmen's representative. George Slade has offered to help with this.

Voted Peter Meier moved and seconded by Michael Blanton to appoint George Slade as the Selectmen representative to the Community Action Committee of Cape Cod and the Islands. There is no term to expire because it is a private organization. Vote 5-0.

11) Selectmen's Business -

- a. **Request by the Bourne Council on Aging to waive the fees for the Psychic Fair/Craft Show at the BVMCB on October 1, 2016 from 10:00 a.m. to 4:00 p.m.**
- b. **Designation of keeper of the records pursuant to Mass. General Law.**

Don Pickard went over the request from the Bourne Counsel on Aging to wave the fee for the Psychic Fair/Craft Show on October 1st, 2016 from 10 a.m. to 4 p.m. at the Bourne Veteran Memorial Community Building.

Voted Peter Meier moved and seconded by Michael Blanton to approve the request. Vote 5-0.

Don Pickard said Massachusetts General Laws effective January 1, 2017, each municipality will be required to identify a Keeper of the Records, pursuant to the Mass. General Law. We have discussed this with the Town Counsel, Town Administrator, and Town Clerk. We feel the Town Clerk is best suited for this.

Voted Peter Meier moved and seconded by Michael Blanton to appoint the Town Clerk as the designator of the Keeper of the Records pursuant to Mass General Law. Vote 5-0.

12) Town Administrator's Report

Tom Guerino updated the Board on the position of the Facilities Manager. We have identified six applicants we would like to interview. Retired Admiral Gurning, myself, and Mr. Sala will be on the initial interview committee. We will inform the Board at each step of the process.

We will provide a budget calendar to the Selectmen at their next meeting.

13) Selectmen's Reports

Stephen Mealy said he sent to each member and to the Town Administrator a copy of this year's annual report. If you have comments have them to me by tomorrow so I have time to incorporate them and to forward that to Town Hall.

Mr. Mealy said he attended the Recycling Committee meeting, they finalized the plastic band bylaw. They are going to be meeting with the Bylaw Committee. Would like to put a note in to have them come before our Board prior to Town Meeting. He also attended the ground breaking for the Park for the Main Street Steering Committee.

George Slade attended with Mr. Ellis the Joint Base Cape Cod Civilian Military Task Force meeting group. They discussed three items, the MiMi McConnell's article in the Cape Cod Times, and the bike trail was discussed. Mr. Slade also spoke about the reciprocal beach permit.

Michael Blanton said he was approached by our Cape Cod Commission representative Dick Conron speaking about the local Comprehensive Plan. It should be looked at and reviewed every ten years. Don Pickard said he thinks that is a Planning Board function under the charter.

Tom Guerino said in the goals that the Selectmen set relative to a town wide visioning plan, the visiting session would be a good lead off to the Planning Board taking the next step in updating the Comprehensive Plan.

Mr. Blanton said last Thursday was primary election day, and wanted to thank everyone who turned out to vote.

Peter Meier said Mr. Mealy did a nice job representing us as our member of the Main Street Steering Committee; it was a nice kickoff for the revitalization of Buzzards Bay Park. Mr. Meier spoke about phase one and phase two, and said we are starting to see the positive change on Main Street. Mr. Meier also spoke about Barlow's Landing parking, and would like to get this on the agenda in October.

Mr. Guerino said there is very limited land space and there is no real parking for trailers. There is no additional town land. It is going to take more study, because it is a larger issue than just the trailers.

Peter Meier spoke about the release of the Bond for the transportation. Tom Guerino said they have not applied for it yet; he spoke with Mr. Sala. It is up to the Board to release it at the recommendation of the DPW Superintendent. Mr. Sala has seen no problems with the drainage or the roadways, Main Street or any particular issue relative to the transport of that last year. If Mr. Sala recommends to the Board and the Board determines, you can release it without a request. Mr. Pickard said he would be looking for a letter from Mr. Sala, to Mr. Guerino, copy to the Board, indicating that he has evaluated it and the bond can be released.

Peter Meier said he wanted to revisit the possibility of putting our packets electronically so we aren't using all this paper. Also have it posted to the town website so the people at home can also see what is going to be on the agenda and attend if they want. Don Pickard suggested putting that on the agenda for discussion. Tom Guerino suggested to put it on the October workshop meeting.

Mr. Mealy spoke briefly about what Mr. Sala spoke about at the recycling committee meeting. Mr. Sala is going to be asking for a new truck this fall and one next spring. As of November 11 the recycling policy will go into force.

Peter Meier said there are voter information sessions at the Bourne Community Center about the Bourne Police Building Committee and the Bourne School Building Committee, Thursday October 6th at 2:00 p.m. On Tuesday October 11th at 2:00 pm at the Bourne Community Center there will be forum for the Police Facility Committee.

Don Pickard wanted to remind the members to keep on top of your goals; we should have a review of those at our first meeting in November.

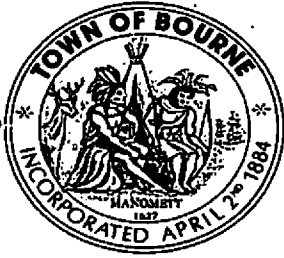
Tom Guerino said there will be a meeting here next Wednesday evening at 6:30 p.m., Rep Straus, the Chairman of the Transportation Committee, Representative Hunt and Representative Vieira will be here to discuss the south coast commuter rail connecting.

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

13) Adjourn

Voted Peter Meier moved and seconded by Michael Blanton to adjourn. Meeting adjourned at 8:46 pm. Vote 5-0.

Respectfully submitted – Carole Ellis, secretary.



Board of Selectmen RE Meeting Notice AGENDA

2016 SEP -9 PM 2: 52

TOWN CLERK BOURNE



Date

Wednesday
September 14, 2016

Time

6:30 P.M.

Location

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

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. Call to order in Open Session

1. Public Meeting on a signed petition requesting repairs be made on Laura Lane, a private way, in Monument Beach and to determine whether an article should be inserted in the special town meeting with betterments.
2. Adjourn.

RECEIVED

Board of Selectmen

Minutes of Hearing on Wednesday, September 14, 2016

2016 FEB 17 AM 9:03

Bourne Community Building

TOWN CLERK BOURNE

Bourne, MA 02532

Selectmen: Peter Meier, Vice-Chairman; George Slade, Clerk; Michael Blanton

Town Staff: DPW Director George Sala; Town Administrator Tom Guerino

Laura Lane Residents

Public Hearing and adoption of an Order of Betterments for Laura Lane, Monument Beach, MA

Meier called the hearing to order at 6:30 p.m. and read the Notice of Public Hearing;

Slade reviewed the progress up to this point. The strategy to merge Laura Lane project, which had begun earlier, with the other streets in the area that attempted to "piggy back" on the original project, was abandoned because coordinating in time for the deadline for town meeting could not be met.

Sala told residents that the estimate of the \$130,000 betterment project is high, and includes a contingency. He also discussed previous successful efforts and assured residents that they will be assessed only the actual costs of the project.

Guerino - discussed procedure. The repayment options range from full payment upon completion to five to twenty years. Interest rate of 5% is charged for time payments. The rate is set by Massachusetts General Law and the town has no flexibility.

Laura Lane resident Brian Paulsen said he has concerns about the fact that, upon completion of the road improvement, there is no automatic provision for road acceptance.

Sala mentioned that the road would be brought to state standards and that it would be like a newly-paved road.

An unidentified resident expressed concern that she would like to postpone deciding.

Guerino said that a postponement tonight would delay town meeting approval for this project, and would therefore delay the road repair project another year.

An informal consensus was reached among the residents to move forward.

Paulsen mentioned that he would reach out to all remaining residents of Laura Lane and ensure that they are aware of the improvement and the implication of betterments. The majority of lineal frontage

had already been approved, but it was determined that some residents may not know their liability. He has a list and will contact the residents of the remaining homes.

It was discussed that the article addressing the Laura Lane road improvement will appear on the warrant at the October 17th Special Town Meeting. If approved, it will move forward.

Selectman Meier asked if the road would be repaired to the standard that would be acceptable for town 'taking'.

Sala's plan is for Fall, 2016, project but that time is of the essence. The deadline for ordering material, etc., would make it difficult to complete by fall. Prices are also not protected – county bid for asphalt may expire. Sala added that there would be a 2 inch subsurface, then 1.5" top layer.

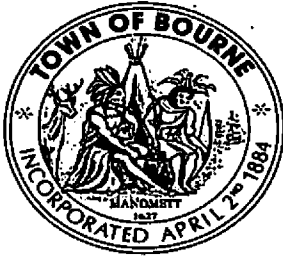
Motion to pass was considered by Selectmen. Meier read Article for the Special Town Meeting dealing with road repairs to be made at Laura Lane. Hearing information was re-read.

Selectmen voted unanimously to approve project.

Sala will contact paving company

Meier asked for motion to close the hearing. Motion made by Blanton, seconded by Slade. Approved unanimously.

Adjourned 7:29 p.m.



Board of Selectmen Meeting Notice AGENDA



Date

Tuesday
September 20, 2016

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.

700 p.m. Call to order in Open Session

Approximately 7:00 P.M. returning to Open Session

1. Moment of Silence for our Troops and our public safety personnel
2. Salute to our Flag
3. Public Comment on Non-Agenda Items
4. Minutes from Meeting(s) dates: 7.26.16 regular
5. Correspondence

6. Unsafe Structure Update – Roger Laporte
7. Laura Kelley – POCCA (Protect Our Cape Cod Aquifer)
8. BOS to act on disposition on request to release Bond relative to 2015 transport of turbine parts on Bourne Roads.

9. Licenses and Appointments

- a. Appointment to Bylaw Committee – Aaron Tobey Jr and Brandon Esip
- b. Appointment to Election Workers— Barbara J. Scott and Vickie L. Taylor
- c. Watershed Ride – Use of Town Roads

10. Selectmen's Business

- a. Discussion regarding Financial Calendar for FY18

11. Town Administrator's Report

12. Selectmen Reports

13. Adjourn

RECEIVED
2016 SEP 16 PM 12:38
TOWN CLERK BOURNE

Board of Selectmen
Minutes of Tuesday, September 20, 2016
Bourne Community Building **RECEIVED**
Bourne, MA 02532

2016 OCT 19 PM 3:30

TOWN CLERK BOURNE

TA Tom Guerino

Selectmen

Don Pickard, Chairman

Peter Meier, Vice-Chairman

George Slade, Clerk

Stephen Mealy - was excused

Michael Blanton

Note this meeting is being televised and recorded. If anyone in the audience is recording or videotaping, they need to acknowledge such at this time – Michael Rausch Bourne Enterprise.

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

Documents

Meeting Called to Order

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

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

Public Comment – Non-Agenda Items

Mr. Clegg & Ms. Zuern both spoke on the issue relevant to the easement on Trowbridge Road, and how they are opposed to the vote made by the Selectmen.

4) Minutes from Meeting(s) dates: 7-26-16 Regular

Voted Peter Meier moved and seconded by Michael Blanton to approve the minutes from July 26, 2016 with one correction. Vote 4-0.

5) Correspondence

George Slade brought the committee up to date on the correspondence.

- A. Letter from Sandra Goldstein resigning her position on the Historic Commission
- B. Letter from Donald Uitti with the understanding that blue carts won't be picked up at his two condo property located at 785 County Road, Pocasset.
- C. William Cowan submitted newspaper article on Single service plastic bags
- D. Paul O'Keefe has been appointed MMA Liaison between the Town of Bourne and the Academy

- E. Letter from Governor Baker and DEP notifying that the Town of Bourne has been awarded a Small-Scale Initiatives grant of \$1,500.00
- F. DEP has upheld the Harbormasters decision to deny a permit for Mr. Pires
- G. Selectmen's agenda for Wednesday, September 21, 2016 to attend joint session with State Legislators on the MBTA South Connector

Michael Blanton elaborated on item G, and questioned the discussion regarding the South Coast Connection to the MBTA expanding the year round commuter rail down to the south coast. There is going to be a conversation on what role the towns of Wareham and Bourne might play in that; is that going to be held in this building?

Mr. Guerino said that will be held here in the lobby. It will be hosted by Representative Strauss of Mattapoisett, the House Chair of the Joint Transportation Committee. It will be video recorded for playback at a later date. The Board should attend.

Peter Meier said Representative Strauss will also be in Wareham later the same night and Middleboro the next night about the same issue.

6) Unsafe structure update - Roger Laporte

Roger Laporte updated the Board of Selectmen on the joint inspections from the Fire Department, Board of Health, and myself, for a lot of buildings in town that were deemed unsafe. They are deemed unsafe because there is a safety issue either to the public or our own personnel. Several of the buildings have been taken down by the owners, and there are several demo permits on some other buildings.

Attorney David Utti, represents two of the building on Main Street, one at 71 Main Street and one at 129-137 Main Street. Attorney Utti gave the Selectmen background on the property at 129-137 Main Street. We were given a notice by Mr. Laporte's office that it has been deemed an unsafe structure. It was a grandfathered building that was damaged more than 50% threshold of the market value of the building, in which now the whole building has to be brought up to current edition of Massachusetts State Building Code. It is an expense that my clients cannot pay for. We have a lawsuit scheduled to proceed to trial against the roofer on January 9, 2017. As a result of the notice we got from Mr. Laporte, my client has no other choice than to appeal that determination. The only way to appeal it is to file a lawsuit against the town, basically initiate a compliant. We filed a complaint. My clients don't want to litigate this issue with the town if they don't have to. We don't think the building is unsafe. It has a new roof, it is structurally sound, it is unsightly but it is safe. My clients want to revive the building. We cannot rebuild this building yet and we will be going to trial in a short few months against the roofing company. We just need a few months to litigate this trial; that will tell us if we will have the funds to rehabilitate this building.

Don Pickard suggested Attorney Utti get the information to Mr. Guerino and Mr. Guerino will let Town Counsel know what is going on.

Michael Blanton questioned the date on Hurricane Sandy and the clients are just bringing this to court now?

Attorney Utti said we have been litigating this for a while. My client looked into rehabilitating the building then found out the building has to be brought up to code and flood requirements. After that my client looked into pursuing a lawsuit against the roofing company.

Mr. Blanton said members of the Bourne community; members of the Economic Development Community and members of the business community have been waiting and have to look at an eyesore. Your client doesn't have the funds to bring it up to code without the funds they will recover from the lawsuit.

Peter Meier said I initiated part of this, because I am a resident of Buzzards Bay. Other residents have been asking me what is going to happen to these unsafe buildings. We are trying to create a positive image for this community. We need tax revenue so we can keep our local government functioning.

Attorney Utti said they are trying to do what is right. They have to file the lawsuit to try to recoup funds because they don't have the money to bring the building up to code. My client has to preserve their right to appeal the decision.

George Slade questioned the name of the roofing company. Attorney Utti said it is Centimark Corporation, a large nationwide company.

Tom Guerino said his concern is that building has been a disaster since before 2005. The building was left to deteriorate and there was no investment in the building that was visible. The notion that there have been efforts to bring that building to a marketable Main Street Store is hard to fathom, since we have been watching it deteriorate.

Attorney Utti said it was a legally occupied building; they had commercial and residential tenants. My client was a women in her 90s trying her best to maintain the building. . We want to do what is right to the best of our ability.

Mr. Meier started to question the income of the 90-year old owner.

Don Pickard said the money aspect isn't our business as a Board. We go by what the professional staff and legal counsel tells us.

Michael Blanton said this isn't just one opinion about the client's care and maintenance over the years; it is from a number of residents in town. Glad to hear there is an attempt to try to secure funds, to try to revitalize that building. If there isn't a successful outcome in this case we're going to be very interested as a Board to find out how they want to go about trying to secure alternative funding to try to bring this property up to code, barring that this Board will have no other choice but to pursue another tactic.

Attorney Utti said we want this problem solved. We want to keep open communication between the Board/Town Counsel and my office to achieve what we want to achieve here.

Jim Mulvey said other than being unsightly; relying on the Building inspector and the BOH does the building pose a danger to the public, the public's health, or the fire personnel? Is there sufficient liability to cover such events should they happen?

Mr. Pickard said to the best of his knowledge there was a Board of Survey convened by the building Inspector that included 3 or 4 members, the Fire Chief, a BOH Agent, and several members of the public. This property has been deemed an unsafe structure by that Board of Survey and the Building Inspector.

Roger Laporte said the maintenance has been shotty, the buildings are ancient and without maintenance they deteriorate. What we determine as unsafe structures are those that pose a threat to life and safety to either the public or sending a fireman in there in case there is a fire. The Fire Chief has put an X on the building because it is a wooden frame structure with no protection.

Jim Mulvey said this is a current and present danger to the public from a number of issues, than dragging this out through the courts there would seem that Town Counsel would have a cause for some immediate action or remedy to this rather than to live with this for an indefinite period of time with the current dangers that have been so noted.

Michael Blanton questioned Mr. Laporte - Do you have any recommendation for this body concerning that building based upon your observations?

Roger Laporte agrees to put our two attorneys together and have them figure this out. If we legally can't do anything then we shouldn't.

Voted Peter Meier moved and seconded by George Slade to take 9 A & B out of order.
Vote 4-0.

9) Licenses/Appointments:

- a. Appointment to Bylaw Committee - Aaron Tobey Jr. and Brandon Esip**
- b. Appointment to Election Workers - Barbara J. Scott and Vickie L. Taylor**

Voted Peter Meier moved and seconded by Michael Blanton to appoint Aaron Tobey Jr. and Brandon Esip to the Bylaw Committee, term to expire June 30, 2017. Vote 4-0.

Voted Peter Meier moved and seconded by Michael Blanton to appoint Barbara J. Scott and Vickie L. Taylor as Election Worker/Checker, term to expire June 30, 2017.
Vote 4-0.

7) Laura Kelley - POCCA (Protect Our Cape Cod Aquifer)

Laura Kelley spoke about lessening the amounts of herbicides particular by Eversource spraying the power lines. Currently working with the town of Brewster, Orleans, Dennis, and Eastham. We asked them to move forward working with MDAR (Massachusetts Department of Agricultural Resources). They are in charge of overseeing the operations by Eversource. They are allowing the Yearly Operational Plan, which states the use of five different herbicides to maintain vegetation along power lines to protect our electrical source. We believe this could become a threat to our drinking water and other natural resources. We are asking the Selectmen to get involved and to know there other successful solutions available. We are working at the State level with MDAR to change the regulations. Mrs. Kelley introduced Attorney Bruce Taub from Orleans; he has been working with MDAR one on one.

Atty. Bruce Taub said historically there is a vegetation management plan that is a five-year plan and within the context of that plan there is a yearly operations plan. The yearly operational plan has to comply with the broader provisions of the vegetation management plan. Mr. Taub spoke about the plan and the request for an adjudicatory hearing from the four towns. In further response to that Eversource has at least temporary suspended spraying in the town that have brought the adjudicatory hearing. In a magistrate hearing today, held between Eversource counsel, MDAR Counsel, myself and the Magistrate, Eversource indicated it had not made a final decision as to whether it would post in the paper the three towns it hasn't sprayed in. For now without further publication those towns are spared. I am sharing this with you so next year when it comes around Bourne can join. Doing some research I spent time looking at easements. I discovered there are three different types of easements. One says you may spray, one says you may not spray, and one makes no reference to it. My argument is if it makes no reference to it the presumption is the easement doesn't grant the right it precludes the right. It might be possible for a town to look at rights of way for abutters. Go to the grantor index and see what the easement says, if the easement are precluding spraying to be able to have standing in a court to say any attempt to spray is a trespass. The attempt would be to shift the burden to Eversource, what do you use to check against these easements. No one is using current data, no one has data on the ataxic effects of the chemical combinations, and no one is studying the overall impact on the environment.

Peter Meier questioned what are you looking for from us tonight or is this just an update.

Bruce Taub said if there was a chance to pursue this trespass strategy, might the town want to do that at this late date, if not hopefully you will be engaged the next time it comes around.

Mr. Guerino questioned what was the disposition on the House and Senate bill discussed earlier this year? Also have you looked at what had happened in other parts of the state relative to selective cutting, Friends of the Earth, and those types of things? Has there been any progress on that research? Bruce Taub said, in the last 15 years there has only been one attempt at a prior adjudicatory hearing.

George Slade questioned should we get our Health Agent involved. Do you have a timetable if we were to engage this next year? Bruce Taub said we would be in the starting gate and ready to go when the VMP comes out. The window is so narrow we have to be ready at that date, but I can't tell you the exact date.

Michael Blanton questioned when the VMP is proposed how long do we have to respond? Bruce Taub stated you have 21 days to respond. Michael questioned do you know what time of year it will come out next year? Bruce Taub said it is likely to be out in the first quarter.

Don Pickard suggested it be sent to the Town Administrator and he will send it to Town Counsel or the Health Agent. Bruce Taub said MDAR is statutorily required to send notice to the Town Administrator, to the Chairperson of the Board of Selectmen, and to the Health Agent.

Michael Blanton said we do have concerns in Bourne relative to this issue so we should take the advice given.

Laura Kelley said anyone who wants to learn more can go to poccapecod.org

8) BOS to act on disposition on request to release Bond relative to 2015 transport of turbine parts on Bourne roads

Don Pickard said the Board will act on the disposition of the request to release the bond relative to the 2015 transport of turbine parts on Bourne roads. There was a one million dollar cash bond drafted by Bourne Town Counsel. This Bond is to be release by September 1, 2016 following completion of all work for which the License is granted including the approval by the DPW Superintendent and release by a vote of the Board of Selectmen.

Mr. Pickard read that Mr. Sala's has advised the Town Administrator that his inspection of Head of the Bay Road was as requested and there is no visible damage to the roadway or to the draining systems along Head of the Bay Road; so I will entertain a motion release the balance of the million dollar cash bond

Peter Meier questioned what the DPW Director did for the inspection. Tom Guerino said it included the trees, the underground drainage system, the roadway the road shoulder, as well as anything that may or may not have been on Main Street. There is no damage to the canopy of the trees on the scenic road. He is comfortable with the drainage system.

Michael Blanton said his main concern is whether the DPW Director had enough time to and effort that would be necessary to inspect the drainage and the underground issues relative to any damage that may have occurred.

Mr. Guerino said even though it might have been the final inspection he did over a week ago he has been checking that all through the winter. He was comfortable with telling the Board he recommends they release the balance of the bond.

Voted Peter Meier moved and seconded by Michael Blanton to release the cash bond.

Michael Blanton questioned if it is found after the fact that there are some significant roadway damages or canopy damages, or other damages incurred as a result in the movement of this project and we release the bond what is our recourse at that time.

Mr. Guerino said I don't think there is any recourse and that is why we extended the bond from 6 months to 1 year. The Board of Selectmen authorized the release of 50% of the bond after a six-month period of time, and that gave us the spring time and the summer to see if there have been any additional issues; there have been none that have been noticed.

Michael Blanton said he just wanted it cleared that if we discover damages beyond that we don't have any security it falls on the town to correct these issues or to pursue some sort of litigation.

Don Pickard questioned would it be the Board's preference not to release the Bond?

Mr. Guerino said the frost wasn't severe and did they go near the drainage areas. They ended up going up the highway on the vast majority; they went up 25 on a lot of the runs. There was a lot less transport than expected. George has done what we asked him to do and that is why the Board of Selectmen left it up to the Public Works Superintendent to make recommendation to the Board of Selectmen. Mr. Pickard said who is also sitting as the tree warden.

Vote 4-0.

9) Licenses/Appointments:

- a. Appointment to Bylaw Committee - Aaron Tobey Jr. and Brandon Esip**
- b. Appointment to Election Workers - Barbara J. Scott and Vickie L. Taylor**
- c. Watershed Ride - Use of Town roads**

9c.

Peter Meier said this is for the Coalition for Buzzards Bay on October 2nd from noon to 3:00 approximately 200 riders, conditions of approval from the DPW is to have all directional signage removed following the event and from the Police Department must follow rules of road and not to interfere with traffic. Volunteers may not place any items, cones, etc. in roadway and may not interfere with traffic in any manner. This is consistent with other charities we have in town.

Voted Peter Meier moved and seconded by Michael Blanton to approve with the conditions stated. Vote 4-0.

10) Selectmen's Business –

a. Discussion regarding Financial Calendar for FY18

Tom Guerino said with the discussions we have had with the Finance Committee we are trying to move the date up to give the Board of Selectmen a little more time to review the budget before transferring it over to the Finance Committee. The Departments have been bringing incremental increases to me by the 22nd to have their initial budget request in November as to December. Some of the Charter and Bylaw provisions still hold. Linda Marzelli and I have reviewed this.

Don Pickard said it is a good timeline for us to keep in mind.

Tom Guerino said this is subject to us not being snowed out. There is no need to adopt; it is just for information.

11) Town Administrator's Report

Mr. Guerino said we will be interviewing for the Facilities Manager position on Thursday. We have five that we are interviewing. My self, Mr. Sala, and Admiral Gurnon will sit on the committee Thursday afternoon.

Mr. Guerino also spoke about the construction on the park, the Holiday Lights and the rotaries. There will be lights at the rotary this year. We will have Santa at the Holiday Season. We are debating on the best location for that and will bring it before the Board.

Peter Meier spoke about Buzzards Bay Park. This is the first phase of the revitalization. Mr. Guerino said the intent is to hydro seed that park in early November.

Mr. Pickard brought up the Keeper of the Records Policy.

Mr. Guerino said on Friday he will be at Holy Cross attending the forum on the new provisions of the open meeting law.

Mr. Guerino went through the Warrant Articles.

We have both of the override debt exemption articles, one is the Peebles Elementary School.

ARTICLE 1: To see if the Town will vote to appropriate, borrow or transfer from available funds, an amount of money to be expended under the direction of the School Building Committee for the planning, constructing, originally equipping and furnishing of the **new Peebles Elementary School**, serving grades 3-5 and located at 70 Trowbridge Road, Bourne, MA, which school facility shall have an anticipated useful life as an educational facility for the instruction of school children of at least 50 years, and for which the Town may be eligible for a school construction grant from the Massachusetts School Building Authority ("MSBA"), provided that any appropriation hereunder shall be subject to and contingent

upon an affirmative vote of the Town to exempt the amounts required for the payment of interest and principal on said borrowing from the limitations on taxes imposed by M.G.L. 59, Section 21C (Proposition 2½). The Town acknowledges that the MSBA's grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any project costs the Town incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the Town. Any grant that the Town may receive from the MSBA for the Project shall not exceed the lesser of (1) forty-eight point sixty-three percent (48.63%) of eligible, approved project costs, as determined by the MSBA, or (2) the total maximum grant amount determined by the MSBA.

Sponsor: School Committee

ARTICLE 2: To see if the Town will vote to appropriate, borrow or transfer from available funds the sum of \$25,000.00 to supplement the **FY 2017 Regular Annual Expenses of the Sewer Department** as voted under Article 4 (Sewer Budget) of the 2016 May Annual Town Meeting, or take any action in relation thereto.

Sponsor: Board of Selectmen

ARTICLE 3: To see if the Town will vote to transfer from available funds a sum of money for the purpose of repairing and replacing damaged **landfill gas extraction** wells at ISWM, or take any action in relation thereto.

Sponsor: Board of Selectmen

ARTICLE 4: To see if the Town will vote to authorize the Board of Selectmen to enter into a **35 year agreement with the United States Army Corps of Engineers** for the purposes of accepting an easement to a piece of property on Joint Base Cape Cod under the control of the Army Corps of Engineers, or take any action in relation thereto.

Sponsor: Board of Selectmen

ARTICLE 5: To see if the Town will vote to appropriate, or transfer from available funds, or borrow a sum of money to **repair and resurface Laura Lane, Monument Beach** pursuant to petitions submitted by abutters under Section 3.1.28 of the Town of Bourne By-laws, said funds to be repaid to the Town through betterment assessments to abutters as provided in Section 3.1.28 of the Town of Bourne By-laws and under Massachusetts General Laws, or take any other action in relation thereto.

Sponsor - Board of Selectmen

ARTICLE 6: To see if the Town will vote to appropriate, borrow or transfer from available funds a sum of money for the cost of **planning, constructing, originally equipping and furnishing of a New Police Station Facility** and ancillary space on town-owned land, including the payments of all costs incidental and related thereto, provided, however, that any authorized borrowing hereunder shall be contingent on passage of a vote at a regular or special Town election to exempt amounts required to pay any authorized bonds or notes from the provisions of Proposition 2 1/2, so-called, or take any action in relation thereto.

Sponsor - Board of Selectmen

ARTICLE 7: To see if the Town will vote to appropriate a sum of money for the purpose of the payment of the following **unpaid bills** from a previous fiscal year that are legally unenforceable due to the insufficiency of appropriation or take any other in relation thereto.

Sponsor - Board of Selectmen

UNPAID BILLS		
Department	Vendor	Amount
Legal	Robert S. Troy	320.00
Finance Department -IT	CDW Government	1,503.88
Appeals Board	Falmouth Publishing	620.00
Fire Department	Medical Psychology Center	1,600.00
Fire Department	Employee Reimbursement-Stock	150.00
Fire Department	Falmouth Hospital	250.00
Street Lights	Siemens	1,433.91
Community Building	Alarm New England LLC	165.60
Total		6,043.39

ARTICLE 8: To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow a sum of money for the purpose of funding **capital improvements and capital projects**, or take any other action in relation thereto.

Sponsor - Capital Outlay Committee

CAPITAL OUTLAY REPORT FOR OCT 2016 STM					
	DEPART.	PROJECT/DESCRIPTION	AMOUNT	MGL BORROW STATUTE	FUNDING SOURCE
1	DPW	Packer Truck	\$260,000.00		ISWM Retained Earnings

ARTICLE 9: To see if the Town will vote to appropriate, borrow or transfer from available funds the sum of \$65,680.00 to **supplement the FY2017 Regular Annual Expenses** of the Town as voted under Article 3(Annual Budget) of the 2016 May Annual Town Meeting, or take any action in relation thereto.

Sponsor: Board of Selectmen

FY2017 BUDGET AMENDMENT		
Selectmen	Expenses	25,000.00
Town Administrator	Expenses	5,000.00
Town Clerk	Salaries	12,180.00
Town Planner	Salaries	36,168.00
Town Planner	Expenses	5,000.00

Council on Aging	Salaries	(36,168.00)
Library Department	Expenses	18,500.00
Total Budget Increase(Decrease)		65,680.00

ARTICLE 10: To see if the Town will vote to appropriate, borrow or transfer from available funds a sum of money to **supplement the FY 2017 Regular Annual Expenses of the ISWM Department** as voted under Article 7 (ISWM Budget) of the 2016 Annual Town Meeting, or take any other action in relation thereto.

Sponsor: Board of Selectmen

ARTICLE 11: To see if the Town will vote to amend the Town of Bourne Bylaws, **CHAPTER 3 GENERAL REGULATIONS**, by adding a new article, Article 3.16 Single Use Plastic Bag Prohibition,

or take any other action in relation thereto.

Sponsor: Bourne Recycling Committee

Section 3.16.1

Single Use Plastic Bag Prohibition

Purpose and Intent

The production and use of single-use plastic bags have significant impacts on the marine and land environment of all coastal communities, including, but not limited to: contributing to the potential death of marine and terrestrial animals through ingestion and entanglement; contributing to pollution of the land and costal environment; clogging our storm drainage systems; creating a burden to our solid waste collection and recycling operations; and requiring the use of millions of barrels of non-renewable, polluting, fossil fuel nationally for their manufacture. Therefore, the Town of Bourne seeks to phase out the use of single-use plastic bags by all retail establishments by Jan. 1, 2018.

A plastic bag ban ordinance will provide an environmental benefit and significantly reduce – not increase pollution. This effect is further amplified when a plastic bag ban is paired with a price requirement of paper bags, with the main goal being overall reduction of all single-use bags. The purpose of this legislation is to phase out the usage of single-use checkout bags by all retail and restaurant establishments in the Town of Bourne.

Definitions

"Establishment" means any business selling goods, articles, food or personal services to the public, including restaurants.

"Single-use plastic bags" means bags made of plastic, with integral handles, and thickness less than 3 mils, that are intended to be used for the transport of products purchased at an Establishment as defined herein.

"Reusable bag" means a bag that is specifically designed for multiple use and is made of cloth, fabric or other durable materials.

Use Regulations

Single-use plastic bags shall not be distributed or sold at any Establishment within the Town of Bourne. Existing stock of single-use plastic bags shall be phased out by Jan. 1, 2018. Any remaining stock shall be disposed of properly by the Establishment.

Customers are encouraged to bring their own reusable shopping bags to stores. Establishments may provide reusable bags at no charge, or charge a reasonable fee for each paper or other bag, as they so desire. Establishments are strongly encouraged to make reusable bags available for sale to customers at a reasonable price.

Thin-film plastic bags used by Establishments to contain dry cleaning, newspapers, produce, meat, bulk foods, wet items and other similar merchandise, typically without handles, are exempt from the provisions of the bylaw.

Administration and Enforcement

This bylaw may be enforced by any Town police officer, enforcement officers or agents of the Bourne Board of Health.

This bylaw may be enforced through any lawful means in law or in equity, including, but not limited to non-criminal disposition pursuant to M.G.L. c. 40, §21D and appropriate chapter of the Town's General Bylaws. If non-criminal disposition is elected, then any Establishment which violates any provisions of the bylaw shall be subject to the following penalties:

First Offense: written warning

Second Offense: \$50 fine

Third and subsequent Offense: \$100 fine

Subsequent offenses shall be determined as offenses occurring within two years of the date of the first noticed offense. Each day or portion thereof shall constitute a separate offense. If more than one, each condition violated shall constitute a separate offense; or to take any other action relative thereto.

There are an additional one or two articles that Town Counsel is reviewing. Once I have notice from Counsel whether they have to go in; one has to do with a release of a right of way on MacArthur Blvd that the town took back and the other deals with an issue relative to conservation and the Board of Selectmen. There may be two additional articles. You will vote the warrant on the 27th.

Don Pickard said if anyone has any specific concerns with any of these items check with the Town Administrator.

Tom Guerino said all of these have been brought forward by myself or other department heads already approved by the Board of Selectmen. They all may go on the warrant.

George Slade spoke about the other position that was lost last week.

Mr. Guerino said the Director is aware of the changes that have been made. She and I have been talking about the possible augmentation of one part time person up a few hours a week to offset that. I sent an email to the Selectmen on this change in my report, asked for any concerns the Board might have, and received none. No one is overstaffed; there is zero administrative support capacity in three major departments in town.

12) Selectmen's Reports

Michael Blanton spoke about the presentations on the new Police facility and the new Peebles School, and the discussion tomorrow evening about the MBTA.

Peter Meier spoke about Trunk a Treat to be held on the last Wednesday in October. It is held at the Community Building.

George Slade spoke about the Minutes from the Executive sessions. We are reviewing all of them. Mr. Slade said he attended a private road improvement hearing last Wednesday. Plan to attend the focus group doing a feasibility study for the sighting for a Y in the upper Cape.

Don Pickard said we have a busy week coming up. Thursday, September 22nd, 10:00 AM the 33rd annual trooper George L Hanna memorial awards for bravery will take place at the State House. The Executive Office of Public Safety is hosting this. Members of our police department will be recognized. On Friday 5 or 6 officers will be graduating the Plymouth Academy, they will be sworn in Monday morning at 10:30 at the Town Hall

Peter Meier questioned the October/November Calendar for Selectmen's Business

Tom Guerino said October calendar is October 4, 11, 18, and 25 will be the workshop of the Board and the Sewer Commissioners meeting. November we will meet the 1st 2nd and 3rd Tuesdays.

Peter Meier suggested meeting at the Peebles School.

Don Pickard said the only date we can meet at the Peebles School is on November 1st. Have Mr. Guerino put on the agenda for the first meeting in November to have a vote of the Board to determine if we are going to have an offsite meeting at the Peebles School Michael Blanton said this would be an opportunity to have a public forum, to see the facility. Mr. Guerino said he will put it on the agenda. Don Pickard said just set up the meeting with the Superintendent.

Tom Guerino said the grand opening of the Immigration Resource Center for the Cape is going to be next Wednesday 5:30 to 7:30 at the Brazilian Grill in Hyannis.

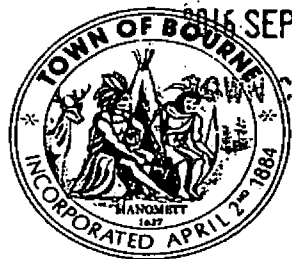
The next Bourne Board of Selectmen meeting will be on Tuesday, September 27th at 7:00 P.M.

13) Adjourn

Voted Peter Meier moved and seconded by Michael Blanton to adjourn. Meeting adjourned at 8:49 pm. Vote 5-0.

Respectfully submitted – Carole Ellis, secretary.

RECEIVED



2016 SEP 14 AM 8:34

CLERK BOURNE

Board of Selectmen Meeting Notice AGENDA



Date

Wednesday
September 21, 2016

Time

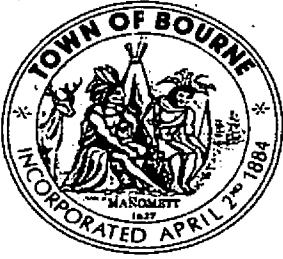
6:00 P.M.

Location

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

AGENDA

Board of Selectmen to attend joint session with State Legislators on the MBTA South Connector



Board of Selectmen Meeting Notice AGENDA



Date

Tuesday
September 27, 2016

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.

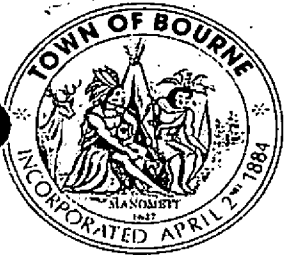
700 p.m. Call to order in Open Session

1. Moment of Silence for our Troops and our public safety personnel
2. Salute to our Flag
3. Public Comment on Non-Agenda Items
4. Approval and Signing of Special Town Meeting Warrant
5. Workshop
 - A. Rules of procedure
 - B. Financial policies
 - C. LCP
 - D. Letter regarding Southeastern Commuter Rail Access
6. Selectmen's Business
7. Town Administrator's Report
8. Selectmen Reports
9. Adjourn

RECEIVED

2016 SEP 23 AM 10:40

TOWN CLERK BOURNE



Board of Selectmen Meeting Notice AGENDA



Date

Tuesday
September 27, 2016

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. Call to order in Open Session

1. Moment of Silence for our Troops and our public safety personnel
2. Salute to our Flag
3. Public Comment on Non-Agenda Items
4. Approval and Signing of Special Town Meeting Warrant
5. Workshop
 - A. Rules of procedure
 - B. Financial policies
 - C. LCP
 - D. Letter regarding Southeastern Commuter Rail Access
6. Selectmen's Business
7. Town Administrator's Report
8. Selectmen Reports
9. Adjourn

*Many filed this one also
as the attached did NOT have
a " : between 7:00 & 7:01*

BHS

RECEIVED

2016 SEP 23 AM 10:47

TOWN CLERK BOURNE

**Board of Selectmen
Minutes of Tuesday, September 27, 2016
Bourne Community Building
Bourne, MA 02532**

RECEIVED

2016 OCT 19 PM 3:31

TA Tom Guerino

TOWN CLERK BOURNE

Selectmen

Don Pickard, Chairman
Peter Meier, Vice-Chairman
George Slade, Clerk
Stephen Mealy
Michael Blanton

Documents

Meeting Called to Order

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

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

Public Comment – Non-Agenda Items

None requested.

4) Approval and Signature of Special Town Meeting Warrant

Don Pickard questioned are we being asked to approve the warrant or each article?
Tom Guerino said you are just being asked to approve the warrant; you can sign off on the articles later. Don Pickard said there are 10 articles. Mr. Guerino said the Finance Committee has listened to the articles, they have voted on the two override, potential articles in the affirmative. Tonight you can vote to post the warrant.

Voted Peter Meier moved and seconded by Michael Blanton to sign the warrant.
Vote 5-0.

5) Workshop

- A. Rules of procedure**
- B. Financial Policies**
- C. LCP**
- D. Letter regarding Southeastern Commuter Rail Access**

Michael Blanton requested to take item D out of order.

5.D.

Michael Blanton spoke about the letters. One is from the Town of Wareham. The Board of Selectmen in Wareham took a position in favor of supporting the Mass DOT to consider bringing rail down to the south coast via the Middleboro option, and to extend shuttle

service from Middleboro station to Wareham and Buzzards Bay. Consider voting on that today in an effort to get this done before the deadline. We could consider using this letter, or construct the Town Administrator to do something different. As long as something gets done that shows this Board is in support of extending rail down to the south coast through Middleboro to Wareham and Buzzards Bay. Don Pickard wondered if Rep. Hunt should be listed. Should we copy SRPEDD, add the Cape Cod Commission and Randy Hunt. Have the Town Administrator draft something by tomorrow and the Board members can stop in and sign it or should the Administrator sign it indicating that a duly posted meeting of the Bourne Board of Selectmen vote was taken so the Board can be signing as the Administrator.

Voted Peter Meier moved and seconded by Michael Blanton to approve the letter with the edits suggested by the Chairman.

Michael Blanton said members of the public, individually, can also write letters of support and email them to Mass DOT by Friday.

Vote 5-0

5A.

Don Pickard said the workshop is a way of asking members if they have any questions about process, procedures, or things of that nature that we need to know. We have had issues come up over the past few months relevant to public roads, MBTA issue, etc.

Mr. Pickard wanted to say any member can go to any function but if they make any comment to the public and/or the press and it hasn't been voted on by the Board please make it known that it is the opinion of that Board member and has not been voted on by the Board. We have to be careful when we go out to other venues and speak about items we haven't voted on as a Board.

Mr. Pickard said everything we do as a Board in going into Town Hall, or making certain requests should go to the Town Administrator for him to disseminate to the departments Tom Guerino said although the departments like to hear from the Selectmen, it is hard to hear from the departments after the fact, questioning if they should be working on something one of the Board members requested. It is helpful when a Board Member wants a dept. head to do a task that is come to the Board for a vote, it is important the Board is acting as a unit.

Peter Meier spoke about item number X. We have had challenges over the past year with some issues on our Public Comment. Should we be looking to see if it needs to be streamlined. We should have some control over what is public comment.

Don Pickard said since we can't deliberate Public Comment should be limited to public announcements that benefit the town of Bourne that do not need to be deliberated by the Selectmen. If someone wants to discuss something with the Board it should be brought to the Town Administrator so he can add it to the agenda so the Board can deliberate on that

item. Mr. Guerino said someone could make a derogatory comment about a member of the Board, the Town Administrator or staff that is completely false, and the Board would not be able to respond.

Don Pickard said the agendas state it may include, not it will include. Stephen Mealy said it also states non-agenda items and discussions to be no longer than 2-3 minutes.

Michael Blanton said there probably should be some sort of controls or limitation on time frame or subjects covered to a degree. But to impose too many rules and regulations over that public comment period starts to cross over a line that is uncomfortable because we start curbing free speech and the ability of members of the public to come before their elected representatives on a regular basis and exercise their thought, ideas, concerns and challenges. We should be very careful so we don't erode the democracy that we seek to represent. Want to make sure we don't limit, to a degree, the people's ability to access their elected representatives and their elected form of government. I get concerned when we start entertaining how much free speech we are going to allow the citizenry to have before us.

George said it is difficult to anticipate when someone is going to take the microphone for a long period of time, it has a one sided unilateral agenda in mind. It is a judgment decision for the Chairman if someone is veering off course to far or out of order.

Michael Blanton said there is a difference between out of order comments and the comments someone might bring that serve the purpose of holding us accountable. In some way their right to say it to us should be protected.

George Slade said if we can politely tell the person, if they are going on a little too long, to encourage them to come back and make it an agenda item.

Stephen Mealy said there are times when you want to comment back to comments being made. There should be an avenue to allow residents to come in and tell us what's on their mind. We should remind people it is limited to 2-3 minutes.

Don Pickard said it appears the Board would rather not adjust any type of public comment at this time. Stephen Mealy said unless the Board wanted to put a time limit on Public Comment, not to exceed 2-3 minutes.

Tom Guerino said the Board needs to consider a paragraph or two on online activity. It is fine to be on FaceBook and Twitter. If you are talking on those be careful not to tell resident that we are not going to do something or we can buy something, or we agree on something, those things have to come back to the Board or my office. We have to be careful what we say on an online forum or social media.

Stephen Mealy agrees that we should address social media in our policies. We should look at what other towns have done. Peter Meier and Stephen Mealy will look into what other towns have done.

Michael Blanton said the policies regarding conversations should be the same whether on social media, website blogs, cellphone calls, or face to face talk. This isn't just limited to social media; if the content is the same it is just as problematic.

Tom Guerino said a conversation in a place face to face is different than the same type of conversation on social media because it can become viral very quickly. A comment can become misconstrued.

George Slade spoke about the executive sessions and unencumbering minutes. If I were to make this an agenda item for an open meeting we can just go through the date of the meeting and the topic. Peter Meier said these were executive session for a reason and questioned should it be a confidential list before we read it in a public session. Don Pickard said would it be beneficial for Mr. Slade to meet with Mr. Guerino on all the topics, then bring forward the ones that can be unencumbered.

5B. Financial Policies

Tom Guerino said since these are a year old they will need to be reviewed. I would like to get through a full Annual Town Meeting season to see how they work.

5C. LCP (Local Comprehensive Plan)

Peter Meier spoke about the approved minutes from October 25, 2002. The planning Board didn't want to be involved with the LCP, so Selectman Turrell made a motion seconded by Selectman Zuern to rescind the Planning Board as designated LCP Committee. Then they voted to set up a Local Compensation Planning Committee. Based on this action a separate committee should be set up again. Don Pickard said but it contradicts the Charter. The Charter states the Planning Board handles the LCP. Does the Charter supersede this? Tom Guerino will pass it by Town Counsel. George Slade questioned could it be the Planning Board had too much to do at that time?

Peter Meier said it took us almost 5 years to get this done. We need the Planning Board or a separate committee to go through this document and know what we have to do based on this document.

Michael Blanton said people are questioning if there is a master plan. One of the plans is this LCP document. It has been nine years since the creation of this document; it should be revisited. Whoever is the entity to do that, I would support that.

Don Pickard said we will get Town Counsel to look at it. If Town Counsel says the Charter supersedes that then the Charter supersedes that, and we have to change the Charter or have the Planning Board do it.

6) Selectmen's Business

Don Pickard said last week when we had a meeting the majority of the Board wanted to have a meeting at the Peebles School in October before the Special Election. It would seem to me that Mr. Meier wanted the TV crew to film and tour the building but that has been done before. Does the Board have any objection to bypassing having a meeting at the School?

Stephen Mealy said for them to set up locally is difficult. I understand the emphasis. Bourne TV has two versions of the walk through. We as a committee don't attract 100s of people to come and do a walk through. I understand why and appreciate the thought.

George Slade said it would be nice for the public to see the building, but the flaws in that building might not come across on a screen. To have an idea of what that school is like you do have to see it in person.

Michael Blanton said we recognize the concept in trying to get the public to see the facility before making a decision on one of the warrant article questions. After speaking to the cable crew and understanding their difficulty, a tour during our meeting would be difficult for us to conduct our business, and it may not provide the results we want it to provide. I would of liked us have a Town Meeting there where people would have to turn out to vote.

Peter Meier said the intention was to show why, or why not, this building needs to replace.

Stephen Mealy said he sat with Jim Potter, Chairman of the Building Needs Committee, and taped a show that will be shown this Friday at 3:30 a.m., 10:30 a.m., and 10:00 p.m. and on Saturday at 9:00 a.m., 2:00 p.m. and 6:00 p.m. It is Jim and I speaking on why the school needs to be replaced. That is going to be shown on TV 14.

Mr. Mealy asked Mr. Guerino to tell Mr. Mulvey the Stormwater Regulation will be turned over to the Planning Board by the end of this month. Mr. Mealy questioned Mr. Guerino if we have made any progress on the street light that we talked about last December?

Peter Meier questioned if we are sure we will have a Town Meeting in February? There was an issue on the docket that was removed, that I would like to see discussed as part of the February Town Meeting. If we do choose to go through with my request in May and go to Town Meeting and it's approved, you won't see it implemented until the beach season is over.

Stephen Mealy said there was a request by one member of the Board to purchase equipment to allow wheel chairs to access the beach. Mr. Meier said it is for more than just people in wheel chairs. It is for people who have hip replacements, knee replacements, who don't have a balance to stay up. It will give them a safety surface. Mr. Mealy said if we are going to talk about the beaches and spend money on beaches I want to talk about the lifeguards.

Peter Meier said if we are going to have a February Town Meeting then in January we can put it before the Board for a vote and we can have a discussion.

Stephen Mealy said there is an awful lot of demand for tax dollars to be spent on a lot of things. We need to look at all of them. There is a procedure to do this.

Tom Guerino said let's move this to February.

7) Town Administrator's Report

Tom Guerino said we got an email from Police Chief, we had another resignation from the police department. It is two years for us to procure another police officer. We are down several officers. We brought in four the other day; they graduated from the academy on Friday.

Mr. Guerino said he attended a meeting at Holy Cross relative to the new Open Public Records Law. There are new provision and timetables and expectations of public officials and staff relative to a request under the Public Records Law. I am going to ask that Town Counsel meet with the elected boards and the appointed officials and staff to give us a full breakdown of the requirements. There are sanctions for not complying in a timely manner. It is important that all committees be up to speed on the requirement and what is expected of us.

February Town Meeting. Eversource Electric is looking to put a 4-megawatt solar ray on a property they own in Sagamore. The requirement would be that there would be a zoning change to allow the overlay district to encompass this area and Sagamore on their existing right-of-way, there is no land purchase. In our meeting it was suggested by Eversource there was several hundred thousand dollars in personal property tax that could be derived from this based on their 4-megawatt plant in Springfield. I checked in with the Assessors to see what they think it would bring the town. She contacted the consulting group we use for this type of work on personal property. It is not near \$500,000 because Springfield has a diversified tax rate relative to commercial, industrial and others. It is estimated the Town would derived somewhere in the \$80,000-\$100,000 per year in personal property tax by this array if it were constructed. The legislation provides them a short timeline to get these up and running. They have to be up and running by December 31, 2017. To have this come up at an Annual Town Meeting would knock the possibility of this being able to go forward.

The question to the Selectmen is whether it would make sense for the cost of a Special Town Meeting to have Eversource go through the process of the Planning Board and all the things they need to do and have a February Special Town Meeting for this and other purposes, for the potential for deriving \$80,000-\$100,000 in new tax revenue. I'm meeting with them on Friday. They are going to ask me what the Selectmen think. I need some indication as to where we go with it.

Peter Meier said February Town meeting has worked out well. It would be a good thing to have one in February. George Slade said I am for this, but before we are committed to have

a Town Meeting in February, you need to communicate with Eversource, because it will cost the town money. Tom Guerino said he needs to get back to them if this is something the Board will schedule, if they move forward. Stephen Mealy said to ask Eversource for mitigation. Tom Guerino said he will tell them all indication are they should move forward.

Tom Guerino said regarding the Facilities Manager, we have one more interview for Wednesday at 3:30 p.m. Retired Admiral Gurnon, George Sala, and myself will look through those applicants and decide if we need a second interview with any of them.

In a discussion with Bob Troy, part of the executive session for the 11th was perhaps to meet over some litigation with the Board of Appeals. The Chairman of the Board of Appeals is not going to be available on the 11th. Wondering if the Board of Selectmen could be available Wednesday October 5th? The Board members said they are available. Stephen Mealy stated he could not be there.

Don Pickard said according to our budget calendar November 1st through December 31st we set the tax rate following the possible Special Town Meeting in the fall. The tax rate is set when the director of assessing comes in annually and makes a recommendation on the tax rate. They generally also recommend that we stay with one tax rate. My question is could we get some written explanation prior to that for the Board. Someone asked me why we don't have a commercial tax rate. They say it's not worth it because we don't have that much commercial base, but then any commercial base that goes up would lower in increments the taxes for the residential tax payer.

Tom Guerino said he will ask her to do that. If you were to go to a different tax rate for commercial the commercial rate goes up a lot and the residential comes down a little. The differential is much more to the commercial. I will provide you with last year's documents so they can see the impact of both the residential and commercial.

Michael Blanton said that could be perceived as having a chilling effect on business in town, new businesses and existing businesses.

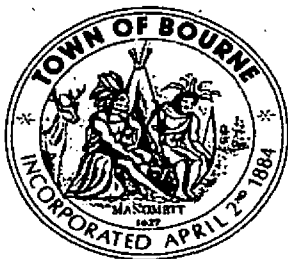
8) Selectmen's Reports

The next Bourne Selectmen meeting will be on Tuesday, October 4th at 7:00 P.M.

9) Adjourn

Voted Peter Meier moved and seconded by Stephen Mealy to adjourn. Meeting adjourned at 8:20 pm. Vote 5-0.

Respectfully submitted – Carole Ellis, secretary.



Board of Selectmen Meeting Notice AGENDA

Executive Session 6:00 PM



Date
Tuesday
October 4, 2016

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.

1. 6:00 p.m. Call to order
2. **Executive Session:** To conduct strategy session with respect to litigation. The Chairman declares that such open discussion will have a detrimental effect to the litigating position of the public body. The Board will reconvene in open session at the conclusion of the Executive Session.
3. Roll call Vote to convene in **Executive Session** for the purpose stated.
 - a. Christopulos Realty & Investments, Inc. v Town of Bourne and Roger Laporte in his capacity as Inspector of Buildings for the Town of Bourne
 - b. Pinnacle Site Contractors, LLC v Robert Gray et al as they constitute The Town of Bourne Conservation Commission
 - c. In the Matter of Don Perry and Pinnacle Site Contractors, LLC – DEP Office of Appeals and Dispute Resolution
 - d. Coreen V. Moore, in her capacity as Town Planner for the Town of Bourne et al v. Nouria Energy, Inc. c/o Ayoub Engineering, Inc. et al

4. Roll Call to adjourn Executive Session.

7:00 p.m. Call to order in Open Session

5. Moment of Silence for our Troops and our public safety personnel
6. Salute to our Flag
7. Public Comment on Non-Agenda Items
8. Minutes from Meeting(s) dates: 09.20.2016, 09.27.16 Regular
9. Correspondence
10. Shellfish Grant Moratorium – Tim Mullen
11. Licenses and Appointments
 - a. 7:15 p.m. Cumberland Farms – 4 MacArthur Boulevard removal of 2-20,000 gallon underground tanks and the installation of 3-20,000 underground tanks at 6 MacArthur Boulevard.
 - b. 7:30 p.m. Christopolus Realty Trust – Unsafe Structure – 129-137 Main Street, Buzzards Bay
 - c. 7:45 p.m. Flor M. Barrera – Unsafe Structure – 15 Mashnee Road, Bourne
 - d. 8:00 p.m. Transfer in liquor license from Bourne Liquors, Inc. to Patriot's Spirits, Inc. same location
 - e. 7th Annual Hot Rods for Hero's Event – Request by Fraternal Order of Eagles Aerie 3741 to close/block off Cohasset Avenue from St. Margaret's Street to Wallace Avenue from 7:30 a.m. to 2:00 p.m. Proceeds from car show to benefit the Walking Warriors.
 - f. Marty's Chevrolet, Inc. – New Class 1 Dealer's License – 420 MacArthur Boulevard
 - g. Bourne Landfill Business Model Working Group appointment – Kelly Mastria
12. Selectmen's Business
13. Town Administrator's Report
14. Selectmen Reports
15. Adjourn

RECEIVED
2016 SEP 30 PM 12:54
TOWN CLERK BOURNE

Board of Selectmen
Minutes of Tuesday, October 4, 2016
Bourne Community Building RECEIVED
Bourne, MA 02532

2016 OCT 27 PM 12:44

TA Tom Guerino

TOWN CLERK BOURNE

Selectmen

Don Pickard, Chairman
Peter Meier, Vice-Chairman
George Slade, Clerk
Stephen Mealy
Michael Blanton

Note this meeting is being televised and recorded. If anyone in the audience is recording or videotaping, they need to acknowledge such at this time – Michael Rausch Bourne Enterprise.

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

Documents

1. **6:00 p.m. Call to order in open session**
2. **Executive Session:** To conduct strategy session with respect to litigation. The Chairman declares that such open discussion will have a detrimental effect to the litigating and negotiating position of the public body. The Board will reconvene in open session at the conclusion of the Executive Session.

Roll call Vote to convene in Executive Session for the purpose stated.

- a. Christopulos Realty & Investments, Inc. vs. Town of Bourne and Roger Laporte in his capacity as Inspector of Building for the Town of Bourne
- b. Pinnacle Site Contractors, LLC V Robert Gray et al as they constitute the Town of Bourne Conservation Commission
- c. In the Matter of Don Perry and Pinnacle Site Contractors, LLC - DEP Office Appeals and Dispute Resolution
- d. Coreen V. Moore in her capacity as Town Planner for the Town of Bourne et al vs. Nouria Energy, Inc. c/o Ayoub Engineering, Inc. et al

Voted Peter Meier moved and seconded by Michael Blanton by roll call vote to go into Executive Session.

Roll Call Vote: Mr. Blanton - Yes; Mr. Meier - Yes; Mr. Slade - Yes; Mr. Mealy - Yes; Mr. Pickard - Yes
Vote 5-0.

Roll call Vote to reconvene in open session.

Voted Peter Meier moved and seconded by Michael Blanton by roll call vote to adjourn executive session and reconvene in open session.

Roll Call Vote: Mr. Mealy - Yes; Mr. Blanton - Yes; Mr. Slade - Yes; Mr. Meier - Yes; Mr. Pickard - Yes
Vote 5-0.

Meeting Called to Order

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

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

Public Comment – Non-Agenda Items

Amy Sharpe on behalf of the Bourne Recycling Committee

Mrs. Sharpe spoke about the plastic bag ban bylaw that the Bourne Recycling Committee is proposing for Town Meeting. What the bylaw does, what it doesn't do, and why it is important. The plastic bag bylaw is designed to take effect in 2018. It attempts to limit the distribution of plastic bags you get at the checkout counter. The reason is they are considered single use plastic bags, they are recyclable but only 5% are recycled the rest end up in the trees, ground, or ocean. We want to join the rest of the towns who support the ban. We worked hard on the rollout of single stream recycling, and plastic bags are the single biggest contaminant of single stream recycling. They damage the machinery; they limit the effectiveness of single stream. The ban pertains to that one kind of plastic bag. We have been working with ISWM on this Bylaw.

8) Minutes from Meeting(s) dates: 9-20-16; 9-27-16 Regular

Voted Peter Meier moved and seconded by Michael Blanton to approve the minutes from September 20, 2016 as presented. Vote 5-0.

Voted Peter Meier moved and seconded by Michael Blanton to approve the minutes from September 27, 2016 as presented. Vote 5-0.

9) Correspondence

George Slade brought the committee up to date on the correspondence.

- A. Public notice from Marine Renewable Energy Collaborative of New England, Inc. for installation of two pilings connected by a platform for the purpose of lowering a tidal turbine into the canal for testing of performance and environmental impact.
- B. Letter of interest from Patricia Parker to serve on the Bourne Cultural Council
- C. Letter of interest from Beth Bohacs to serve on the Special Works Opportunity Program

- D. Town of Bourne vs. John McLaughlin land court case regarding 2 Honora Court has been continued until Thursday, October 6, 2016
- E. Veteran's Services submitted their request for funding for FY2018

Peter Meier questioned the Town Administrator if we have been paid in full?

Tom Guerino said he is not aware if we have been paid yet. He will check on that.

10) Shellfish Grant Moratorium - Tim Mullen

Tim Mullen said they have had a busy spring and summer approving new applications. Currently we now have an approved 1 acre site in Buttermilk Bay, a one acre site on Mashnee Dike, a 2 acre site on the West side of Tobey Island, a one acre site in Little Bay and another 1 acre site on the West side of Tobey island. They have not yet gotten all their permitting through Marine Fisheries. Mr. Mullen said given the statute that states once we have accepted an application we have to act on it within 60 days. He highly recommend before we get inundated with more applications, we stop accepting them for now. We can accept them at a later date by coming back and reversing this.

Don Pickard said you are asking the Board to put a moratorium on the receipt of any applications for shellfish aquaculture grants that we issue until you have a better idea where other grants might go and without overcrowding our recreational shellfish.

Stephen Mealy questioned Mr. Mullen what if we were to put a time certain, which at that time we would then review, maybe for a period of 12 months.

Tim Mullen suggested waiting until at least close to this time next year. By then we will know what was approved, and what is working and where.

Michael Blanton questioned if it would be a prohibition on new grants and expansion of existing grants with the exception if there are application in process or ready we would still honor those expansions.

Don Pickard said anything that is in the pipeline will be acted on by the Board as appropriate by the statute.

Peter Meier made a motion that the Board of Selectmen may establish a moratorium on the issue of licenses of any time as deems to be in the best interest of the Town. This moratorium will be revisited on 12/31/2017.

Voted Stephen Mealy moved and seconded by Michael Blanton that the Board of Selectmen not accept any application for shellfish grants whether they be expansion of existing grants or new grants. I further move this become effective immediately and have no effect on any applications already submitted or are in some stage of the approved process whether it be local state or federal and this moratorium will be under review on or before November 1, 2017. Vote 5-0.

11) Licenses/Appointments:

- a. 7:15 p.m. Cumberland Farms - 4 MacArthur Blvd removal of 2-20,000 gallon underground tanks and the installation of 3-20,000 underground tanks at 6 MacArthur Blvd.
- b. 7:30 p.m. Christopulos Realty Trust - Unsafe Structure - 129-137 Main Street, Buzzards Bay
- c. 7:45 p.m. Fior M. Barreda - Unsafe Structure - 15 Mashnee Road, Bourne
- d. 8:00 p.m. Transfer of liquor license from Bourne Liquors, Inc. to Patriot's Sprits, Inc., same location
- e. 7th Annual Hot Rods for Hero's Event - Requested by Fraternal Order of Eagles Aerie 3741 to close/block off Cohasset Avenue from St. Margaret's Street to Wallace Avenue from 7:30 a.m. to 2:00 p.m. Proceeds from car show to benefit the Walking Warriors
- f. Marty's Chevrolet, Inc. - New Class 1 Dealer's License - 420 MacArthur Blvd
- g. Bourne Landfill Business Model Working Group appointment - Kelly Mastria

11e.

Peter Meier went over the 7th Annual Hot Rods for Heroes Car Show, Proceeds to benefit the Walking Warriors. Request to block/close Cohasset Avenue. It's from 7:30 a.m. to 2:00 p.m. George Sala would like all signs removed from the roadway after the event. Lt. Silvestro said must have access to location for emergency vehicle barriers must be easily moveable.

Voted Peter Meier moved and seconded by Michael Blanton to approve with those two conditions. Vote 5-0.

11g.

Peter Meier went over the appointment of Kelly Mastria as a voted member of the ISWM's Business Model Working Group.

Voted Peter Meier moved and seconded by Michael Blanton to appoint Kelly Mastria to the ISWM's business model working group.

Don Pickard said for the folks at home the ISWM Business Model Working Group is made up of a member of the Board of Selectmen, myself; Mr. Andrews is on for the Board of Health; Mr. Schofield from Energy Advisory; Mr. Scotti as an At Large Member; and Mr. Redman as a member of the Finance Committee, as well as Capital Outlay. The Board of Health has determined that through a vote that Mrs. Mastria will be taking Mr. Andrews spot, although he is certainly welcome to attend the meeting based on his extreme knowledge of the landfill operations.

Vote 5-0.

11a.

Don Pickard stated it is now 7:15 and we are going to have a hearing on several items.

Mr. Pickard briefly went over the hearing for Cumberland Farms, 4 MacArthur Blvd for removal of 2-20,000 gallon underground tanks and the installation of 3-20,000 underground tanks at 6 MacArthur Blvd. Mr. Pickard said he would like to open the public hearing with a motion.

Voted Peter Meier moved and seconded by Michael Blanton to open the public hearing Vote 5-0.

Don Pickard read the public hearing notice:

Notice Town of Bourne, Underground Gasoline/Diesel Storage License.

Application has been received from Cumberland Farms, Inc. 100 Crossing Blvd., Framingham, MA 01702 to amend their existing gasoline/diesel storage license by removing 2-20,000 gallon underground tanks for the storage and sale of gasoline and diesel fuel on land owned by Cumberland Farms, Inc. And located at 4 MacArthur Boulevard, Bourne. Cumberland Farms is also requesting to install 2-20,000 gallon underground tanks for the storage and sale of gasoline and 1-20,000 dual-compartment tank (1-10,000 gallon for gasoline/1-10,000 gallon for diesel) at 6 MacArthur Boulevard, Bourne, owned by Mashnee Village, Inc. The total storage will increase from 40,000 gallons to a total of 60,000 gallons. The Board of Selectmen will hold a public hearing on this application at the Bourne Veterans Memorial Community Center, 239 Main Street, Buzzards Bay, Massachusetts on Tuesday, October 4, 2016 at 7:15 PM. Signed by myself, Donald Pickard, Mr. Meier, Mr. Slade, Mr. Mealy, and Mr. Blanton.

Don Pickard said if this does not go the way you had hoped you have the right to appeal under Chapter 48A Section 17. We will file a decision whichever way it is within days to the Town Clerk and you have 25 days to file an appeal after that.

Doug Troyer and Rick Boyle Regional Manager,
Doug Troyer gave the green cards and notice sheets to Tom Guerino

Doug Troyer went over the project that Cumberland Farms is seeking to propose. Cumberland Farms has filed with the Planning Board a site plan and the Special Permit to raise and rebuild the existing gasoline operations as well as the commercial operations being conducted on 6 MacArthur Blvd to construct an approx. 8100 sq. ft. convenience store with gasoline operation.

Currently on that property there are two 20,000-gallon underground storage tanks, which were installed back in 2010. We are looking to move the operations to the 6 MacArthur Blvd. area and install three 20,000-gallon tanks; it will consist of 50,000 gallons of gasoline and 10,000 gallons of diesel. Mr. Troyer gave a brief overview of what the underground storage tanks will be made of.

Cumberland Farms is relocating where it is currently, which abuts the American Lobster Mart's property. We are locating it further onto 6 MacArthur Blvd's property.

Mr. Troyer went over the site plan. The existing underground storage tanks are located on the far right hand side of the plan just abutting the American Lobster Mart. On the site plan they are going to be located on the left hand side of the canopy. Cumberland Farms has a state of the art leak detection, in which it will be part of this system. There will be significant system testing, we will be removing the two underground storage tanks, there will be testing when we are done with that. Cumberland Farms is respectfully requesting an underground storage tank approval for the increase to 60,000 gallons.

Chief Silvestro just wanted to make sure at 4 MacArthur Blvd the 20,000 gallon underground storage tanks are removed. For the actual store plans, we are working on the final plans now.

George Slade questioned if there will be any earth brought in. Mr. Troyer said this site is sloped in the back, we are bring in a tremendous amount of earth for the back of the site but not in the location we are putting the underground storage tanks. We are raising the level in the back to meet up with the level in the front.

Michael Blanton questioned concerning the down grading toward the rear is there any kind of weather concern in that area. Mr. Troyer said there is no wetland areas in connection with this project. Mr. Blanton questioned if gasoline and diesel are the only type of fuel that will be carried in quantities on the property, or do you have any plans for expanding any other type of fuel. Mr. Troyer said no and we are looking to remove the 40 and increase it to 60. The main reason to increase up to 60 is the location and the size of the store to try to reduce the amount of deliveries onto the site. We are only looking to do gas, 87, 89, 93, and diesel. There will be 4 diesel handles, but at those locations there will be regular gas handle as well. Michael Blanton questioned if you are going to be looking into any kind of alternative energy or any type of electrical generation charging ports? Mr. Troyer said not at this time. It is not on the current project at this point.

Marian Parsons, direct abutter to the Cumberland Farms, her son, Richard Parsons, owns the American Lobster Mart. She said she has an objection to the size of these tanks. Doesn't think Cape Cod, especially on the rotary, should have that amount of gasoline on that property, the tanks are too big. Mrs. Parsons read her sons objection:

I, Richard Parsons, owner of property and business located at 2 MacArthur Blvd., direct abutter to Cumberland Farms, hereby object to this hearing and Amendment for 60,000 U.S.T gas tank storage. I, along with other property abutters and residents recently became aware of this amendment Application and we have not been notified of any exact detail. After thoroughly reviewing numerous previous case files pertaining to Cumberland Farms gas tank problems / lawsuits at several sites, this Application does not conform to the surrounding area and would have a profound negative impact on the community. I therefore rightfully request that this matter be tabled and re-set, following Planning Board Hearing directive on 10/13/16 regarding proposed size and location specs. of oversized gas tanks on non-conforming site. Thank you for your anticipated cooperation, as we all must follow Proper Procedure and govern ourselves accordingly. Sincerely, Richard Parsons.

Mrs. Parsons said she objects to the size of these tanks. Mr. Troyer showed and explained to Mrs. Parsons the site plan and where the tanks are going to be located on the site. Mrs. Parsons questioned who will test the tanks, is it a local person or someone through Cumberland Farms? Mr. Troyer said it is a third party engineering firm that will test the tanks. Mrs. Parsons questioned do you have a plan for emergency, talking about fire hazards, and explosives. Chief Silvestro explained the way the systems are designed, and the safety features. Mrs. Parsons questioned the old tanks, and those have to be taken up and the soil that is under the old tanks, will that soil be taken out and new soil be brought in. Chief Silvestro explained what happens to the soil and the testing that is done on the soil under the old tanks once the old tanks are removed.

Mrs. Parsons questioned if the EPA will get involved? Mr. Troyer said if there is a soil release through the soil samples that we locate, if there is an issue that comes up we are required to notify all the state and federal agencies that would receive notification. Mr. Troyer explained who gets notified.

Voted Stephen Mealy moved and seconded by Michael Blanton to close the public hearing.

Roll Call Vote: Mr. Blanton - Yes; Mr. Meier - Yes; Mr. Slade - Yes; Mr. Mealy - Yes; Chair - Yes. Vote 5-0.

Voted Stephen Mealy moved and seconded by Peter Meier to approve the gasoline storage license of increasing from 40,000 gallons to 60,000 gallons pending Planning Board approval of the site plan. Additionally note that all existing fuel storage tanks and associated piping and plumbing is to be removed and disposed of legally

Stephen Mealy explained there is no reason to go forward with the storage tanks if the Planning Board does not approve them. I wanted to include that to make sure those areas that are under the prerogative of the Planning Board are addressed to the satisfaction of the Planning Board and their requirements and regulations. I would note the applicant has moved the tanks from the existing location to an extreme southerly position on the existing lot and the reasoning for the increase from 40,000 to 60,000 gallons was explained to reduce the amount of deliveries in the area. Considering all the congestion on the rotary area that would be a beneficial improvement over the existing condition we have now.

Michael Blanton stated with regard to the reduction of traffic that does stand to be a significant benefit. Larger capacity tanks will decrease the number of deliveries.

Peter Meier questioned when do you hope to break ground and open? Mr. Troyer said hopefully this year, depending on the weather. It will be about a four-month project once we get going.

George Slade said the deliveries will become fewer, but are just increasing from 40,000 to 50,000 as far as regular gasoline. Are also taking in diesel, so if there is an uptake in business could require the same amount of deliveries or perhaps more.

Roll Call Vote: Mr. Blanton - Yes; Mr. Meier - Yes; Chair - Yes; Mr. Slade - Yes; Mr. Mealy - Yes. Vote 5-0.

11 b.

Voted Peter Meier moved and seconded by Michael Blanton to open the public hearing with regard to Christopulos Realty Investment, Inc.

Roll Call Vote: Mr. Blanton - Yes; Mr. Meier - Yes; Mr. Slade - Yes; Mr. Mealy - Yes; Chair - Yes. Vote 5-0.

Don Pickard said if the hearing doesn't go the way the property owner/representatives feels is in their interest, we will have a written decision at the office of the Town Clerk within several days. You have 25 days after that decision is filed at the Town Clerk's office to appeal to superior court.

Don Pickard said the town is going to present the case through the Town Counsel Bob Troy. Will note, there was a Board of Survey convened by the Building Inspector, Mr. Laporte, and members of that Board of Survey were planning pursuant to section 121.0 the unsafe building code. The people were Richard Conron, Garry Labrie, and Norman Sylvester working with the Building Inspector, Mr. Laporte. They were reviewing 129-137 Main Street as an unsafe structure on September 12th pursuant to the same statute section 121.0 of the unsafe structures of the Building Code. The Board of Survey has determined that 129-137 is in fact an unsafe structure.

Mr. Pickard said he will give Mr. Troy 15 minutes. The opposing counsel will get 15 minutes.

Mr. Pickard read the hearing:

In accordance with Massachusetts Gen. laws chapter 139, Section 1, 3 and 3A, the Board of Selectmen will convene a public hearing on October 4, 2016 at 7:30 PM at the Bourne Veterans Memorial Community Center, 239 Main St., Buzzards Bay, MA 02532 for your failure to comply with an order issued by the Board of Survey on August 1, 2016 and letter from the Inspector of Buildings on September 12, 2016 for the demolition of a structure(s) that constitutes a public nuisance and must be abated by the demolition and removal of said structure.

If the structure(s) is not demolished and removed prior to said hearing date as previously ordered the town will proceed with the demolition and removal process and a lien shall be placed on the property for the expense incurred together with interest at the rate of 6% per annum including the cost of recording and discharging the lien. A copy of the Massachusetts Gen. Laws cited above are enclosed.

Mr. Troy said so the Board feels it has sufficient evidentiary records, I am going to call 3 witnesses along with the exhibits the Board can consider. I have the exhibits; I am going to give a copy to the Board so they will understand the documents that the witnesses are

going to talk about. I am going to call the Building Inspector, the Fire Chief, and the Deputy Fire Chief.

The Town Administrator swore in. Roger Laporte, Chief Silvestro, and Deputy Chief David Pelonzi.

Mr. Troy first witness was Roger Laporte.

Roger Laporte, Inspector of Buildings and the zoning enforcer for the Town of Bourne.

Mr. Troy asked Mr. Laporte about the document that is listed as exhibit A.

Mr. Laporte said exhibit A are copies of two building permits that were issued to Christopulos Realty Investment. One was January 16, 2013. That was for the demo of the interior of the building. The other one was December 19, 2012. That was to replace the roof. Mr. Troy said with respect to exhibit B, a letter dated May 28, 2014, is that letter from you as the Building Inspector, to Christopulos Realty; can you identify the purpose of this letter. Mr. Laporte said this is a letter we sent to Christopulos Realty Investment about the new bylaw that came in, the Downtown Blight and Vacant Building bylaw. Mr. Laporte handed out copies of how that transpired, and said, the town partnered with the county to perform an inventory using Regional Building Inspector Sibel Asantugrul August 2011 Inventory Main Street Commercial properties rating each structure according to criteria provided in the CBDG Program. They went through town and identified the buildings or blight. On the second to the last page you will see it is 129-137 Main Street. Based on the report we got we sent this letter to Christopulos Realty informing them that their building was under this blight.

Mr. Troy questioned Mr. Laporte in the letter of May 28, 2014 to Christopulos you wrote it is in utter disrepair and portions of the building are falling off. You also wrote in that notice the building warrants immediate action. You advised Christopulos Realty Trust they had 7 days to remedy the violations. Mr. Laporte concurred. Mr. Troy asked Mr. Laporte to look at exhibit C and identify those dated July 28, 2016. Mr. Laporte said these pages are the appointments of the Board of Survey. Mr. Laporte explained as buildings get older they deteriorate, at some point we have to take action. Mr. Laporte explained what triggered this is another building that Christopulos owns started to collapse. That is what started this looking at all the buildings because they are all about the same age. They are approaching 70 years old and the maintenance of these building has been very shotie. We, Building Dept., Fire Dept., Board of Health, and if needed the Electrical Inspector, Plumbing Inspector, and Gas Inspector, did joint inspections of these buildings. Some of the buildings were in such disrepair under the Building Code they were deemed unsafe structures. Section 121 of the State Building Code says the Building Inspector finding an unsafe structure appoints a Board of Survey. They make their own independent finding. Those pages are, myself appointing the Board of Survey pursuant to Section 121 of the Building Code. The Building Code says I have to appoint a Land Surveyor, the head of the Fire Department, and a disinterested person. We try to take someone from another village for the disinterested person so no one can say there is a conflict. Mr. Troy questioned is exhibit D the report of the Board of Survey, signed by the three members dated August 1, 2016; is that the conclusions of the Board of Survey? Mr. Laporte said the Board of Survey under

stature has to report to the Building Inspector in writing of their findings. They stated attending an onsite inspection with you were the Fire Chief Norman Sylvester, Richard Conron and Gary Labrie. Mr. Laporte read the findings. Mr. Troy questioned exhibit E. Mr. Laporte said exhibit E is a letter from myself, which is a demolition order that I sent to Christopulos Realty Investment because of everything that happened. Because of the Board of Survey, my next step is to order the building demolished. Mr. Troy read the last paragraph of that letter. This building must be immediately demolished. Failure to do so will result in my turning this matter over to the Selectmen with the recommendations that the Town demolish the building and put a lien on the property for the cost. Mr. Laporte concurred that is what the last paragraph stated and stated that is what he did. Mr. Troy said in exhibit F there is a notice given to Christopulos Realty about this hearing tonight notifying them there was going to be a hearing. Mr. Laporte concurred. Mr. Troy said as the Building Inspector and the Director of Inspectional Services for the town did you note the contents of exhibit G, which is a notification from the Dept. of Housing and Community Development identifying this area as a Blight area? Mr. Laporte said yes that was the first document that I passed out and gave the attorney a copy. Mr. Troy questioned as the Director of Inspectional Services do you have an opinion as to whether the building is unsafe and should be demolished immediately. Mr. Laporte said the building is unsafe and explained there is no containment for fire. In the case of a fire you not only jeopardize that building you jeopardize the firemen that are sent into the building, anyone that may be in the building, and the buildings that are next to that building. This building has no fire containment, which means it has been gutted, so it is bare studs, its wood, and it is completely dry. In this building there is nothing to contain it. It is a completely wood frame building unprotected. It is extremely unsafe.

David Pelonzi, Deputy Fire Chief, Bourne Fire Department

Mr. Troy questioned Deputy Pelonzi if he has had some historical interaction with the property designated 129-137 Main Street, and questioned if exhibit I is something he prepared. Mr. Pelonzi concurred. He said it is a referral form and an incident report from January 2011 regarding the property. In the referral form he noted multiple hazards, structural issues, including exposed structural members of the wall, missing ceiling tiles, interior doors used as exit doors, water damage to ceilings and doors, street number not current, property not secured, missing exit signage, missing emergency lighting, missing panel hardware on egress doors, exposed wiring, missing junction box covers, missing outlet covers, cut wires exposed, open circuit breaker box, over-loaded light weight extension cords, plumbing issues, gas issues, partially vacant building not properly secured, and evidence of past fire and I referred that to the fire investigator. Mr. Troy stated in the final paragraph of exhibit I you note that a certified letter was sent to the property owner indicating the violations that have been discovered? Mr. Pelonzi said that was part of the fire incident report. Mr. Troy said that was on January 22, 2011, and in exhibit J on the same date you sent a letter to Christopulos Realty indicating the results of your inspection? Mr. Pelonzi concurred and said the original incident was on the 22nd of January and the referral sent to the town agencies and this certified letter was sent to the building owner at that time. Mr. Troy questioned if Mr. Pelonzi recalls if the owner took any action after the letter of January 28, 2011? Mr. Pelonzi said he has no indication anything was done. Mr. Troy questioned the letter dated August 28, 2015; did you notify Christopulos Realty that

you were concerned about the condition of the building? Mr. Pelonzi said this was a certified letter sent to the property owners requesting to meet at the property to do a joint inspection with the inspector of buildings, the fire department and the building owner to review the building. Mr. Troy asked if the building owner contacted Mr. Pelonzi, he responded the building owner contacted him by email; we were not able to set up an inspection of the interior of the building.

Chief Norman Sylvester, Bourne Fire Department

Mr. Troy asked Mr. Sylvester if he was a member of the Board of Survey. Mr. Sylvester answered yes. Mr. Troy questioned if he had the occasion to observe the property? Mr. Sylvester answered yes. Mr. Troy asked how often. Mr. Sylvester said every day. I can look out my office window and look right into the entire second floor. Mr. Troy said on September 12, 2015 were you aware Deputy Chief Pelonzi made a determination on this and other buildings and put an X on the building? Mr. Sylvester said yes it was on his orders. Mr. Troy said can you tell the Board the reason why you placed an X on that building and what the X means. Mr. Sylvester said the red X symbol means the exterior or interior hazards are to such a degree that consideration should be given while we are conducting any type of operations inside these buildings. This wasn't the only building in town that we did this to, we did multiple buildings so that we knew which buildings were at the time structurally unsafe or deficient. Mr. Troy said as the Fire Chief and a member of the Board of Survey do you have an opinion as to whether or not this building is safe or unsafe and whether or not it should be demolished immediately. Mr. Sylvester said it is unsafe. I have no notifications, no fire alarms, structurally I don't know what is holding it up; that is why I went to Mr. Laporte to assist me in coming up with the Board of Survey to assist us. Mr. Troy questioned do you have an opinion as to whether this building constitutes a danger to other properties or people in the area. Mr. Sylvester said I have to look at the buildings that are next to it that are occupied. I have to look across the street and the apartment buildings behind it. As the Fire Chief I have to try to maintain the safety of everybody around it.

David Uitti, a partner with Marcus, Errico, Emmer & Brooks, represent the owner of the property Christopoulos Realty Investment, Inc. Mr. Uitti wanted to ask Mr. Laporte a few questions. Mr. Uitti said when we were here a couple weeks ago before the Board of Selectmen, one of the things you told the Board of Selectmen at that time was that the building was structurally sound and was in no danger of falling down anytime soon, do you remember saying that. Mr. Laporte said he remembers approaching the subject but not exactly the way you are saying it. Mr. Uitti questioned have you formed an opinion as to whether or not the building is structurally sound? Mr. Laporte said structurally sound is a huge concept, will the building collapse today, and no one knows that. There are portions of the building that are on the verge of collapse. The building is as sound as it can be for a 70 year old building that has had very little maintenance and several issues because of flooding. Mr. Uitti questioned have you formed an opinion that any other part of the building is structurally unsound. Mr. Laporte stated the whole building is structurally unsound, that is why we have an X on it. If you are standing on the second floor you can see down into the first floor. Mr. Uitti said so other than the small section of the roof in front of the building and the flooring within the building, is any other part of the building in your

opinion structurally unsound? Mr. Laporte said as the Board of Survey stated also the stucco on the back was cracking. The entire building is at such, in my opinion, that it served its usefulness and there is no salvage value to it. Mr. Uitti said what I am asking is other than those two elements are you telling us the building is in danger of collapsing, and if so what is the basis of that opinion. I recall you saying before this Board, the building was structurally sound and it's not in any danger of falling down tomorrow. Have you changed your opinion, if so what are the facts you have now? Mr. Laporte said I don't believe the building will fall down tonight, tomorrow, or next week. The floor collapsed, because of wind and thunder. It didn't collapse the entire building but it made that portion of the building unsafe. The building shifted because of thunder and wind, because it is old. There is nothing to stabilize this building. To say that it is structurally sound is quite a reach; to say it is structurally unsound that is the grey area. The building is far from code; the building is dilapidated. Anything that would save it from shifting is gone, the sheetrock is gone. It is just bare studs, it is just a box. It will have a tendency to shift and vibrate more in wind. Will it completely collapse, I hope not. Mr. Uitti questioned does this building not have reinforced steel and concrete walls behind the studs? Mr. Laporte stated not in the interior. Mr. Uitti questioned did you notice whether or not the building had those items when you reached your opinion that you just gave to the Board? Did you note that beneath the wood frame there is reinforced steel beams and concrete walls? Mr. Laporte said in a wood frame structure there are some steel beams, but the majority of the building is wood. There are masonry foundations, there is stucco, there are some elements of steel in there, but still in my opinion it is unsound. Mr. Uitti questioned if the building has shifted at all? Mr. Laporte said I would imagine it has, when you have an action where one component of the building is pulling away from the other, how do you say which part shifted. Mr. Uitti said so because a piece of the front roof is pulled away from the building it is your opinion that the structure of the building has shifted. Mr. Laporte said it isn't just because of that. It is because of the entire building itself. The building is in such disrepair; the owners themselves gutted the entire building, all there are is bare studs. That would tell you what condition the building was in. Mr. Uitti said so is that telling you the building has shifted. Mr. Laporte said he doesn't know if the building has shifted. Mr. Uitti said looking at exhibit B that the Town Counsel just provided me a copy of; nowhere in exhibit B do you say the building is unsafe. This is the May 28, 2014 letter under the Blight Bylaw. Mr. Laporte said the Blight Bylaw has nothing to do with unsafe. Mr. Uitti said I am just asking you in that letter that you sent to my client in May 28, 2014 nowhere did you indicate that the building is unsafe. Mr. Laporte said he disagrees. It states in the letter In a recent survey that was done for the Town, this building was declared a "slum and blight area". Besides being in disrepair, vacant and a hazard to pedestrians, it poses a serious threat to public safety in case of fire. Mr. Uitti said with respect to the hazards of pedestrians is that due to the shingle issue, where the shingles were falling off the building? Mr. Laporte said that and the part of the roof that is pulling away, the stucco in the back that is cracked, the windows that are rotted. Mr. Uitti said when we spoke about the hazard to pedestrians; wasn't the issue that shingles were falling off the building. You raised that with my client, and my client complied and pulled off all the shingles that you had an issue with. Mr. Laporte said I gave the shingles as an example; I didn't mark every nail that was rusty or every shingle that was loose. Mr. Uitti said after you sent this letter on May 28, 2014 to my client my client got in touch with you in response to the letter. One of the topics you discussed with

my client were there are issue with the shingles on the building that you thought were unsafe for pedestrians. Mr. Laporte said that was one of the issues. Mr. Uitti said at that time did my client comply with the request to remove those shingles from the building to make it safer for pedestrians. Mr. Laporte said yes they removed the shingles. Mr. Uitti said at that time did you tell my client to do anything else to the building that they failed to do? Mr. Laporte said I don't remember the exact conversation but I don't believe I did. Mr. Uitti said so everything you asked my client to do on May 28, 2014 as far as you recall, under oath today, my client did. Mr. Laporte concurred. Mr. Uitti said as of May 28, 2014 the building had a new roof, it was locked up, and the windows were locked up. Mr. Laporte concurred. Mr. Uitti said today the building has a newer roof that was put on in 2012, the doors are locked, and the windows are locked. Mr. Laporte said he didn't check to see if the windows were locked. Have you been informed that anyone has gone into the building and using the building for nefarious purposes? Mr. Laporte said he has not. Mr. Uitti said you mentioned several time the building is not up to code. Prior to hurricane Sandy and the Centimark failure to repair the roof properly in 2012, this building had a legal certificate of occupancy? Mr. Laporte said no, the building was in existence prior to the time when certificates of occupancy were issued. Mr. Uitti said prior to the Centimark roofing incident that occurred in December 2012 the building could be occupied legally both residential and commercial purposes. Mr. Laporte concurred. Mr. Uitti said and you had no issue with that? Mr. Laporte said he had issues but they were not such in nature to stop the occupancy. Mr. Uitti said when you went to the building in late 2012 after the Centimark company took off the roof and you observed what happened to the building after the storm the entire inside got flooded. Mr. Laporte said that is true. Mr. Uitti said that is the reason the building had to be gutted, then the new roof was put on. Mr. Laporte said that is true. Mr. Uitti said the reason today that the building is not up to code is because of a result of what Centimark did. It now has to be brought up to the current edition of the building code, it could no longer be a grandfathered building. Prior to the Centimark incident the building didn't have to be up to the current edition of the building code. Mr. Laporte said the current edition of the code also includes existing buildings and repairs to existing buildings. Even as you are saying grandfathered building that is covered under the building code. There is a whole booklet on existing buildings and repairs to existing buildings. Mr. Uitti said with that understanding prior to the Centimark work on the building the entire building did not have to be brought up to the entire current edition of the building code, only that portion of the code that dealt with existing buildings that preexisted the advent of the building code. Mr. Laporte concurred. Mr. Uitti questioned is it fair to say the main reason you think the building unsafe is because the increase risk of fire? Mr. Laporte concurred. Mr. Uitti said we've established the building is secure and there is no means for people to access this building? Mr. Laporte said we call empty building that are not used an attractive nuisance. Mr. Uitti said there is no electricity or gas being delivered to this building; those sources of combustion for the building have been shut off for some time. Mr. Laporte said that is true. Mr. Uitti said is it true that in the town of Buzzards Bay there are buildings that are being built that are in phases of construction that are down to their studs. And they don't have fire suppression systems. Mr. Laporte concurred. Mr. Uitti explained the reason you think that building is a fire hazard is because the building is down to the studs, there is no drywall or fire suppression system in the building and that is much like a new building that is being build and is down to just studs. Mr. Laporte said we have a building that is 70 years

old so the construction materials that are in this building are dry, where as a new building material has some degree of moisture still in it. Mr. Uitti said the building was a grandfathered building prior to the Centimark incident, it wasn't required to have a sprinkler or fire suppression system. It doesn't have a fire suppression system in it now and it didn't require a fire suppression system when it was in use. Mr. Laporte said that is true for the use at that time. Mr. Uitti said the only difference is the building has been gutted down to the studs and there is no one living in it and that is the fire risk. Mr. Laporte said with no containment or anything on the building to isolate the fire to give the fire department an opportunity to get in and put the fire out, the combustion on that building would be almost instantaneous. Mr. Uitti said the reason you think it is an increased risk of fire is because of the current state it is in, otherwise if would have had a fire suppression system when it was in use. It is because it is gutted down to the studs, and it doesn't have sheetrock to retard fire. Mr. Laporte said that is true. Mr. Uitti said the building has been in this condition since 2012. Mr. Laporte said the building has been deteriorating for some time, it has been in this state since around 2012. Mr. Uitti said it has been gutted since 2012 so the combustions concern has existed since 2012; all the way through almost the end of 2016. Mr. Laporte said correct. Mr. Uitti said why didn't you issue a concern and put a red X on the building or have that process started back in 2013, what changed. Mr. Laporte said what made us to take action was the collapse of a building owned by Christopulos Realty, built approximately the same time, same construction material. We did all of Main Street. Mr. Uitti said because a different building had a collapse in the floor that triggered your decision to deem this building an unsafe structure because of the fire hazard. Mr. Laporte said it got us together, the Fire Department, myself, and the Board of Health, did a thorough examination of all the buildings. Mr. Uitti questioned have you or anyone else retained a structural engineer to see if the building is structurally sound? Mr. Laporte stated the Town has not. Mr. Uitti has any other structural expert looked at the building and determined if it is structural sound? Mr. Laporte stated yes, there have been several. There were a couple of builders that looked at the building, there was an architect. Mr. Uitti questioned has the Town solicited any opinions from anyone to determine whether the building is structurally sound? Mr. Laporte stated the Building Inspector. Mr. Uitti questioned Mr. Laporte the process he went through to determine if the building is structurally sound. Mr. Laporte said he inspected it based on code requirements. Mr. Uitti questioned what specific code requirements did you find that were not met that made the building structurally unsound. Mr. Laporte said there is nothing on that building that meets the provision of the Building Code. Mr. Uitti said you stated that before the Centimark incident the building didn't have to comply with the Building Code. Mr. Laporte said the buildings that are in existence that are in use we don't go out and shut them down unless there is a threat to public safety. Mr. Uitti questioned what provisions of the Building Code that apply to preexisting structures, that you found, deemed the building to be structurally unsound? You said you did an analysis of the building and none of it complies with the Building Code, but prior the Centimark incident the only provision of the code that building had to comply with was the pretexting structure provision. Is there anything in that preexisting structure provision of the code that you feel the building doesn't comply with that would make the building structurally unsound. Mr. Laporte said the building right now in its state is a hazard. Mr. Uitti said I am trying to understand, you said the building is a hazard; I am trying to pin down the structural soundness of the building. Is there anything in the building that

doesn't comply with the preexisting structure section of code that would make it structurally unsound? Mr. Laporte said the Building Code is a document that covers every aspect of the building, there is no way I can go through every item of the code on this building and tell you which items the building doesn't meet because it doesn't meet any provision of the building code. Mr. Uitti said I am trying to understand your opinion. You said the building violates the Code and is not structurally sound.

Mr. Troy objected. This is well outside of the statutory authority that this Board has at this time. You are acting pursuant to a statute. Any provisions of the Building Code that may be violated or not, that is not germane. The cross examination is very telling in a sense that it effectively says the town should have been doing this since 2012. Mr. Uitti said I have the right and having been given no notice of Mr. Troy's agenda for this evening. Don Pickard said it is the Board of Selectmen's agenda this isn't Mr. Troy's agenda. Mr. Troy is acting as the Town's legal representative to bring forth this as we anticipated. I'd like to wrap this up.

Mr. Uitti said the building itself as far as being structurally sound, we can pull the video from the last meeting when Mr. Laporte was here he said the building was structurally sound and in no danger in falling down any time soon. The main issue with this building that is being presented to this Board is an issue with fire safety. The fact that the building has been gutted down to its studs and doesn't have drywall certainly presents a greater risk than it did before with respect to fire safety, but I would submit to the Board of Selectmen that that risk is mitigated by many things. There is no source of combustion coming into that building, there no electric or gas being delivered to the building. The record shows the building is locked and secure. There has been no incident over the past several years of any one going in to access the building. The record shows tonight that when there has been a request by the town to my client to do something with the building, my client complied. There hasn't been any problem with my client not listening to what the Town asked him to do. There is no issue after the fact that those letters were issued that my client failed to comply, failed to get in touch with the Fire Department, or failed to do anything affirmative to get in touch with the people that keep the men and women of this town safe. I want the record to be very clear of that. This boils down to an increase risk of concerning fire. There are a lot of mitigating factors in the record before this Board that shows that the risk is mitigated by the fact that of what I just said. Where things stand procedurally and legally with issue is that my client has a valid lawsuit against the roofing company. My client is scheduled to go to trial against Centimark on January 9th and anticipated to be a couple week trial. The purpose of that trial is to recover the funds to make the building fully code compliant with the current edition of the building code. As is this Board's right you have issued the notice under the building code to deem the building structurally unsafe. As is our right we have appealed that in Superior Court. It is not in my client's interest or desire to have any ill-will with this town or to litigate any issues with this town. We will have to if the town deems this building unsafe and forces us to make a decision on tearing it down, or if the town says we will tear it down and put a lean on the property, we will contest that in the action we file to Superior Court. We will have a full hearing with experts on both sides, present evident to Superior Court in what we believe the building is not unsafe, other than the increase risk that is being mitigated by the other factors. All my client is asking for is a 3 month period so it can litigate this case against

Centimark. If we lose the case and we don't recover the funds to deal with the building we will definitely cooperate with the Town. Given the history that nothing has happened to this building for years. The building has been secure, the building did not have to have fire suppression system before, the incident with Centimark, and the building is structurally sound, based on what Mr. Laporte said. The Town should take those things into consideration and work with us. If there are things that we can do between now and January 9th to make the building safer from a fire safety standpoint talk to us. We will be happy to work that out. You leave us with no choice but to litigate this issue; and fully litigate it by having experts come in and talk about this in our appeal. It is not a threat; we want to work with the town.

Robert Troy said the Board has given more than ample opportunity to hear what the defense to the findings of the Board of Survey, independent people under a statutory obligation to make a fair assessment. From what I have heard this is something that has been gnawing at the center of this town for a long time. Because of the threat of collapse of a building on the block owned by the same entity. The Town has now taken action. It is action that is needed to be done because there are firemen who could be hurt; there are pedestrians and citizens who could be hurt. Your job is to protect public safety. It is not our problem to worry about the investment opportunities, for people who have real estate and leave it vacant. The findings that are part of the record that I gave you, as a courtesy, that are part of public record that anyone could get. There is a responsibility on the part of the landlord to cooperate. If you have a vacant, dilapidated building that a state agency said is a slum and should be torn down, that is a signal you have to do something. Nothing has been done, outside of incremental responses. It is time the Town take action on this building. If there is to an appeal, let there be an appeal. We have to do what you think is appropriate.

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

Roll Call Vote: Mr. Blanton - Yes; Mr. Meier - Yes, Mr. Slade - Yes; Mr. Mealy - Yes, Chair - Yes

Voted Peter Meier moved and seconded by Michael Blanton to instruct the Town to proceed with demolition or removal process and a lean shall be placed on the property for expenses occurred together with interest at the rate of 6% per annum including the costs of recording and discharging the lien, for the property located at 129-137 Main street, map 23.2 parcel 83.

Roll Call Vote: Mr. Blanton - Yes; Mr. Meier - Yes, Mr. Slade - Yes; Mr. Mealy - Yes, Chair - Yes

11 d.

This is to transfer the Liquor License from Bourne Liquor's Inc. to Patriot Spirits Inc., same location.

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

Don Pickard Read the public hearing notice.

Notice is hereby given in accordance with the Massachusetts General Laws Chapter 138, Section 15 that application has been received from Bourne Liquors, Inc., d/b/a Liquor 'N More, Leon R. Kinkow, Manager, 170 Clay Pond Road, Monument Beach, Massachusetts to transfer their year-round retail package goods store license for the sale of all kind of alcohol beverages to Patriot Spirits, Inc., d/b/a Liquor 'N More, Leon R. Kinkow, Mgr., 170 Clay Pond Rd., Monument Beach, MA. They will be a pledge of license to the Cooperative Bank of Cape Cod and pledge of inventory. Description of premises: 4850 sq. ft. unit, 6 rooms, 1 sales area, 2 restrooms, 1 storage area, 10' x 16' walk-in cooler, 1 office, 2 entrances and 2 exits. A public hearing will be held in the Bourne Veterans Memorial Community Center, 239 Main St., Buzzards Bay, MA 02532 on Tuesday, October 4, 2016 at 8:00 p.m. Signed by the Board of Selectmen. Donald Pickard, Peter Meier, George Slade, Stephen Mealy, and Michael Blanton.

Roll Call Vote: Mr. Blanton - Yes; Mr. Meier - Yes; Mr. Slade - Yes, Mr. Mealy - Yes; Chair - Yes

Dan Chamberlain, associate with Ruben, Rudman, Chamberlain and Marsh, representing Liquor 'N More. Mr. Chamberlain spoke about transferring the license into Patriots Spirits, Inc. Liquor 'N More is comprised of five stores. Looking to transfer the license form Bourne Liquors Inc. to Patriot Spirits Inc. The owner ship is the same. The manager is not changing. The purpose for putting all the stores under the same entity is it makes it easier to insure the business to provide employee benefits, employee health insurance and to raise capital.

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

Roll Call Vote: Mr. Blanton - Yes; Mr. Meier - Yes; Mr. Slade - Yes, Mr. Mealy - Yes; Chair - Yes

Voted Peter Meier moved and seconded by Michael Blanton to approve the transfer from Bourne Liquors Inc. to Patriot Spirits Inc. d/b/a Liquor 'N More with the two outstanding recommendations or issues. From the Board of Health need to file for licensure - Nontransferable. Town Clerks says needs to file a new DBA, change of owner.

George Slade said there is a non-compliant sign there, was it put up by the liquor store owners or any of the other tenants in that building, would like that addressed.

Don Pickard said that is a Planning Board or Zoning Board issue.

Roll Call Vote: Mr. Blanton - Yes; Mr. Meier - Yes; Mr. Slade - Yes; Mr. Mealy - Yes; Chair - Yes

11F

Don Pickard went over the Class one Dealer License being requested by Marty's Chevrolet, Christine Karnolt, manager. They are currently on the Planning Board review. They are in the process of getting their certificates in. They have a projected opening date of sometime in November; they wanted to get the license, pending the planning board review.

Christina Karnolt, Manager of Marty's Buick GMC, spoke about the property they are looking at that is under lease, on MacArthur Blvd. The General Contractor has been meeting with different representatives of the town. They are under a time constraint because General Motors would like to get into the market soon. The building has been vacant for some time and they are looking to bring it up to code.

Peter Meier said that has been a vacant property for some time. The chance that we can provide a successful business to the region; the town will prosper from it.

Christina introduced Erica Pecore, Executive Manager and Joe Dorsett, environmental specialist.

Tom Guerino said if the Board of Selectmen deems it appropriate to move forward with this it will be pending Planning Board approval.

Voted Peter Meier moved and seconded by George Slade to approve this application for a class one, dealer license total cars for sale on premise is 175 and employee parking under 20, and contingent on any other issues with another town department.

Vote: 5-0

11C.

Don Pickard said we have another hearing.

Don Pickard questioned does any member of the Board have any problem conducting a hearing without the effected party being present.

Tom Guerino said we have all the tracking of all the notices and where they were delivered, certified mail. Roger Laporte said we sent letters certified return receipt and they have been delivered.

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

Roll Call Vote: Mr. Blanton - Yes; Mr. Meier - Yes; Mr. Slade - Yes; Mr. Mealy - Yes; Chair - Yes

Don Pickard read the public hearing notice.

In accordance with the Massachusetts General Laws Chapter 139, Section 1, 3, and 3A, the Board of Selectmen will convene a public hearing on October 4, 2016 at 7:45 p.m. at the Bourne Veterans Memorial Community Center, 239 Main Street, Buzzards Bay, MA 02532 for your failure to comply with an order issued by the Board of Survey on August 1, 2016 and letter from the Inspector of Buildings on July 28, 2016, for the demolition of a structure that constitutes a public nuisance and must be abated by demolition and removal of said structure. If the structure is not demolished and removed prior to said hearing date as previously ordered, the town will proceed with the demolition and removal process and a lien shall be placed on the property for the expenses incurred together with interest at the rate of 6% per annum including the cost of recording and discharging the lien.

Roger Laporte said we have made a general list of unoccupied buildings, building that are unsafe in the town. We didn't pick on any one type of person or building, it was a town wide thing. Some of the buildings have been demolished and some of the building's owners have taken responsibility. When I made the report to you a couple weeks ago, our intent was to get the owners of the property to assume responsibility. On May 19th a letter was sent to Flor M Barreda, subject Building Unsafe Structure. It was sent certified mail with evidence of delivery. We had no response. On May 28, 2016 another letter was sent to Flor Barreda ordering demo of the building. Sent certified mail, with evidence of delivery. No response. July 28th I appointed a Board of Survey, as per the Building Code section 121 on Safe Structures. The Board of Survey inspected the building. On August 1, 2016 the Board of Survey sent the building inspector the report. I forwarded it to Flor Barreda and got no response.

This is a single-family structure with a free-standing garage. I inspected it and it was in complete disrepair, could not get into the house. The garage door had been torn off. There was evidence of flammable material. There is actual vines growing through the siding and some which has grown into the house. I sent a letter and got no response. Roger Laporte read the Board of Survey Letter. The Survey Board is Gary Labrie, Chief Norman Sylvester, Dennis Mascetta, and Roger Laporte. I forwarded the Board of Survey letter to the owner and got no response. I submitted the whole package to the Town Administrator so you can have a hearing.

Chief Sylvester said when I went into the building I could feel the floor move underneath my feet. There were multiple spots that were concern. Once I left, I immediately had the crew come out and put an X on that building because it was structurally unsound.

Mr. Conron said this house has been vacant for at least 10 years. About 6 months ago the house was put on the market. It appears they had to break into the house to show it. The front door was left ajar. It is now secured with a piece of rope that is wrapped around the front door knob and is nailed to the side of the building. The house is on the back portion of a corner lot and is in close proximity to a neighbor's house, who is a widow. If the house caught on fire it would be a danger to the neighbors. It is a hazard to the neighborhood.

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

Roll Call Vote: Mr. Blanton - Yes; Mr. Meier - Yes; Mr. Slade - Yes; Mr. Mealy - Yes; Chair - Yes

Chris Farrell said just a point of order, because of its age it would have to be reviewed the Historic Commission before the town could dismantle it.

Roger Laporte said in the town of Bourne any structure that is 75 years or older there is a demo delay bylaw. It has to go before the Historic Commission. There is a provision in the Bylaw that if the Building Inspector declares it an unsafe building it can be demolished.

Michael Blanton said he feels uncomfortable taking on this matter without the owners present.

George Slade said these were all documents sent return receipt requested and they came back affirmative, it was a box number these were sent to and not a home address and wanted to be sure there was a level of confidence. Roger Laporte said we take the address from the tax records. Whatever that address is that the taxes are being sent to is the address on record of the owner that we have in town.

Jim Mulvey said once the hearing has been closed doesn't that mean only the Board Members deliberate. Don Pickard said the closing of the hearing the Board stops taking testimony from the applicant. Then the Board deliberates. The Board is allowed to ask questions of the professional staff. The Board asked an opinion from the professional staff. Michael Blanton said once the hearing is closed, we can solicit opinion from the professional staff that does not constitute as testimony.

Voted Stephen Mealy moved and seconded by Peter Meier to support going forward with the demolition of the property as requested by the Board of Survey, with the request that one additional notification of the demolition order be done by service in hand.
Roll Call Vote: Mr. Blanton - Yes; Mr. Meier - Yes; Mr. Slade - Yes; Mr. Mealy - Yes, Chair - Yes

12) Selectmen's Business

Michael Blanton said he attended a forum on Lyme disease. It may be prudent for us to entertain a discussion about town actions that we might take to support further investigation in this matter.

Mr. Slade spoke about attending a round table discussion with the Falmouth wants a Y group. I think they are leaning toward a facility in the North Falmouth, Hatchville area. This would help the people in the Pocasset, Cataumet, Monument Beach, and Bourne Village area.

Stephen Mealy attended the Cape Cod Canal Regional Transportation Study Group Meeting at the Mass Maritime. Mr. Mealy went over the highlights of that meeting. There will be another meeting in November. There is a website from Mass DOT that covers all this information.

13) Town Administrator's Report

Ton Guerino said he is in the final stages of looking at a Facilities Manager.

14) Selectmen's Reports

There is no meeting next week. There will be no meeting on the 18th because the Town Meeting is on the 17th. The next meeting will be on the 25th.

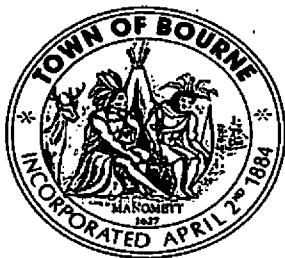
Peter Meier brought up the Barlow's Landing issue.

The next Bourne Selectmen meeting will be on Tuesday, October 25th at 7:00 P.M.

15) Adjourn

Voted Peter moved and seconded by Michael Blanton to adjourn. Meeting adjourned at 9:30 pm. Vote 5-0.

Respectfully submitted – Carole Ellis, secretary.



Board of Selectmen Meeting Notice AMENDED AGENDA



Executive Session 6:00 PM

Date

Wednesday
October 5, 2016

Time

5:45 P.M.

Location

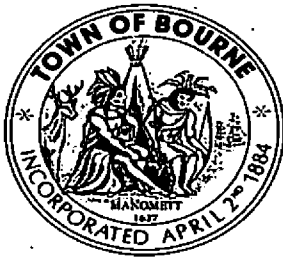
Bourne Town Hall
24 Perry Avenue
Buzzards Bay

RECEIVED
2016 OCT -5 AM 8:34
TOWN CLERK BOURNE

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. 5:45 p.m. Call to order
2. Discussion and vote on the Special Town Meeting Articles.
3. **6:00 P.M. Executive Session:** To conduct strategy session with respect to litigation. The Chairman declares that such open discussion will have a detrimental effect to the litigating position of the public body. The Selectmen will not reconvene in public session.
4. Roll call Vote to convene in **Executive Session** for the purpose stated.
 - a. Lighthouse Lane - The Lighthouse Realty Trust
5. Roll Call to adjourn Executive Session.



Board of Selectmen Meeting Notice AGENDA



Executive Session 6:00 PM

Joint Meeting with Board of Appeals

Date
Wednesday
October 5, 2016

Time
5:45 P.M.

Location
Bourne Town Hall
24 Perry Avenue
Buzzards Bay

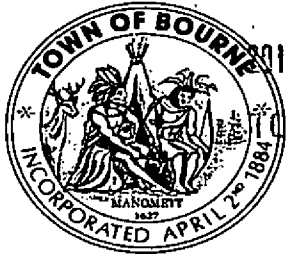
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2016 OCT -3 PM 4:22
TOWN CLERK BOURNE

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. 5:45 p.m. Call to order
2. Letter from Lee Berger resigning his appointment as a regular member of the Zoning Board of Appeals and seeking an appointment as an Associate Member.
3. Letter from Amy Kullar requesting appointment as a regular member of the Zoning Board of Appeals due to the resignation of Lee Berger.
4. **6:00 P.M. Executive Session:** To conduct strategy session with respect to litigation. The Chairman declares that such open discussion will have a detrimental effect to the litigating position of the public body. The Selectmen will not reconvene in public session.
5. Roll call Vote to convene in **Executive Session** for the purpose stated.
 - a. Lighthouse Lane - The Lighthouse Realty Trust
6. Roll Call to adjourn Executive Session.

RECEIVED



2016 OCT 13
TOWN CLERK BOURNE
**Board of Selectmen
Meeting Notice**



AGENDA

AMENDED

Date

Monday
October 17, 2016

Time

6:45 p.m.

Location

Bourne High School
Auditorium Stage
75 Waterhouse Road
Bourne

1. Call Meeting to Order
2. The Board of Selectmen will meet to participate, discuss and vote on the Special Meeting on stage of the High School Auditorium each session until conclusion.
3. Vote and sign certificate of vote for the December 6, 2016 special election warrant
4. Adjourn

Minutes Board of Selectmen 10/17/16 – Special Town Meeting

RECEIVED
2016 NOV 28 PM 12:09

TOWN CLERK BOURNE

Chairman Pickard, Mr. Blanton, Mr. Meier and Mr. Slade were present. Mr. Mealy was excused.

The Chairman convened the meeting at 6:47 P.M. for the purposes of attending and acting at the Special Town Meeting.

At the conclusion of the voting of the Articles Mr. Meier made a MOTION to call for a special Election to be held on December 6, 2016 for a Proposition 2 ½ debt exclusion override for the construction of a new elementary school. The Motion was seconded by Mr. Blanton and unanimously agreed to by the members present.

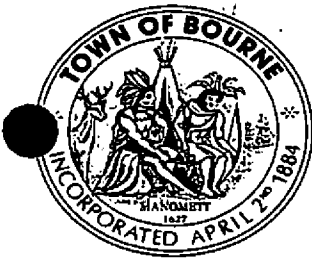
Mr. Slade made a MOTION to call for a special election to be held on December 6, 2016 for a Proposition 2 ½ Debt exclusion override for the construction of a new Police Facility. Mr. Blanton seconded the MOTION and it was unanimously agreed to by the members present.

Mr. Blanton made a MOTION to Adjourn the Selectmen's meeting. Mr. Slade seconded the MOTION and it was unanimously agreed to by the members present.

Meeting adjourned at 9:31 P.M.

Respectfully,

Thomas M. Guerino



Board of Selectmen Meeting Notice AGENDA



AMENDED

Date
Tuesday
October 25, 2016

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.

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

6:15 p.m. Call to order in Open Session

1. Year End Financial Review – This will be in joint session with the Town Administrator - Board of Selectmen – Finance Director - Finance Committee and School Committee
2. Moment of Silence for our Troops and our public safety personnel
3. Salute to our Flag
4. Public Comment on Non-Agenda Items
5. Minutes from Meeting(s) 8.16.16, 9.13.16, 10.4.16 regular
6. Correspondence
7. Licenses and Appointments
 - a. 7:15 p.m. Pole Hearing – Mobilitie, LLC
 - b. Friends of Bourne COA are requesting a waiver of fees for the use of the Veteran's Center for our Annual Holiday Fair on Saturday, November 5, 2016 from 9:00 A.M. until 2:00 P.M.
 - c. Appointment to the Bourne Cultural Council – Patti Parker
 - d. Appointment to the Special Works Opportunity Program – Beth Bohacs
 - e. 7:30 p.m. Shellfish Aquaculture grant application – Daniel Maurice & James Rossignol
 - f. One Day Liquor License – MMA – Wine and Malt
 - g. Accept resignation of Lee M. Berger as a regular member of the Board of Appeals and appoint Lee M. Berger and an associate member of the Board of Appeals
 - h. Appoint associate member Amy Kullar as a regular member of the Board of Appeals expiring June 30, 2017 replacing Lee M. Berger
8. Joe Sacco – Monument Beach snack bar proposal
9. Pocasset Civic Association – Barlow's Landing Road, Beach and Launch
10. Selectmen's Business
 - a. Sign Presidential Election Warrant
 - b. Special town meeting wrap-up
 - c. Keeper of the Records Policy – Document Management
 - d. Sign demolition orders for 129 – 137 Main Street, Buzzards Bay and 15 Mashnee Road, Bourne
11. Town Administrator's Report
 - a. Budget for FY 18
 - b. Talent Bank form
12. Selectmen Reports
13. Adjourn

RECEIVED
2016 OCT 24 AM 10:43
TOWN CLERK BOURNE

**Board of Selectmen
Minutes of Tuesday, October 25, 2016
Bourne Community Building
Bourne, MA 02532**

RECEIVED

2017 JAN 25 PM 3:46

TOWN CLERK BOURNE

TA Tom Guerino

Selectmen

Don Pickard, Chairman
Peter Meier, Vice-Chairman
George Slade, Clerk
Stephen Mealy
Michael Blanton

Finance Committee

Mary Jane Mastrangelo
John Redman
Renee Gratis
Brian Lemee
Bill Towne
Kathleen LeGacy

School Committee

Heather A. M. DiPaolo
Mitch McClain
Judy Froman Arrived at 6:30

Note this meeting is being televised and recorded. If anyone in the audience is recording or videotaping, they need to acknowledge such at this time – Michael Rausch Bourne Enterprise.

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

Documents

6:00 p.m. Call to order in open session

- 1. Year End Financial Review - This will be in joint session with the Town Administrator - Board of Selectmen - Finance Director - Finance Committee - School Committee**

Meeting Called to Order

Joint meeting with the School Committee and the Finance Committee.

Chm. Pickard called the meeting to order at 6:17 pm.

John Redman called the Finance Committee to order.

Town Administrator stated this is an annual recap of the prior year.

Linda Marzelli, Finance Director, went over the Budget, Revenues from the Town, New Growth - History and the Estimated New Growth, Budget Vs. Actual, State Aid Cherry Sheets, Budget Vs. Actual Local Receipts, History of Local Receipts, Miscellaneous Revenues Appropriations and Expenditures, Budget Activity, State Aid Cherry Sheet Charges, Summary of Revenue Turn-backs, Free Cash Balance to Policy, Stabilization Fund, Trust Fund Summary, Special Revenue Funds, Enterprise Funds.

TOWN OF BOURNE

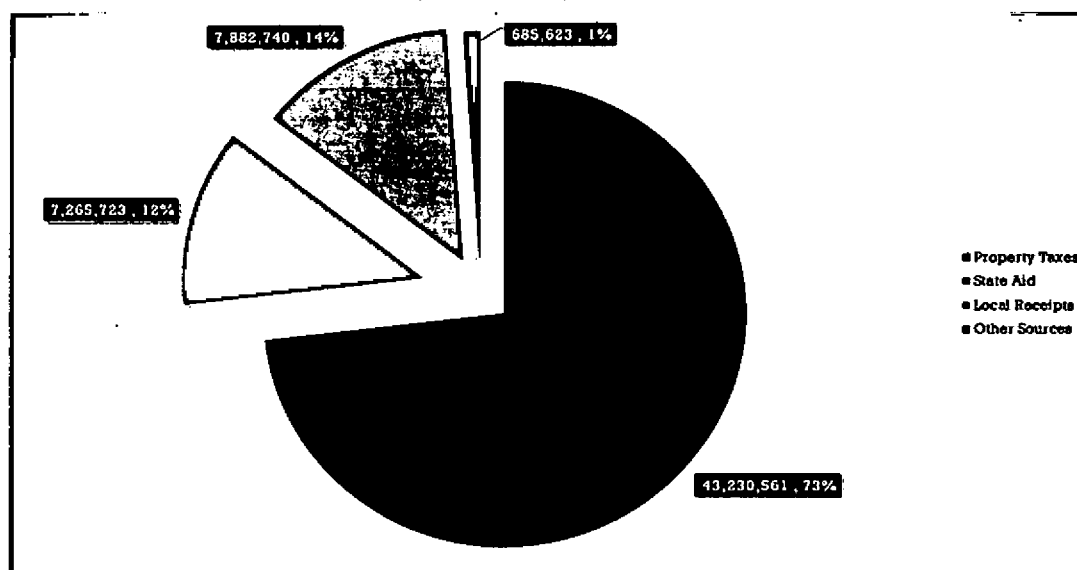
Year End Financial Review FY2016

1

REVENUES

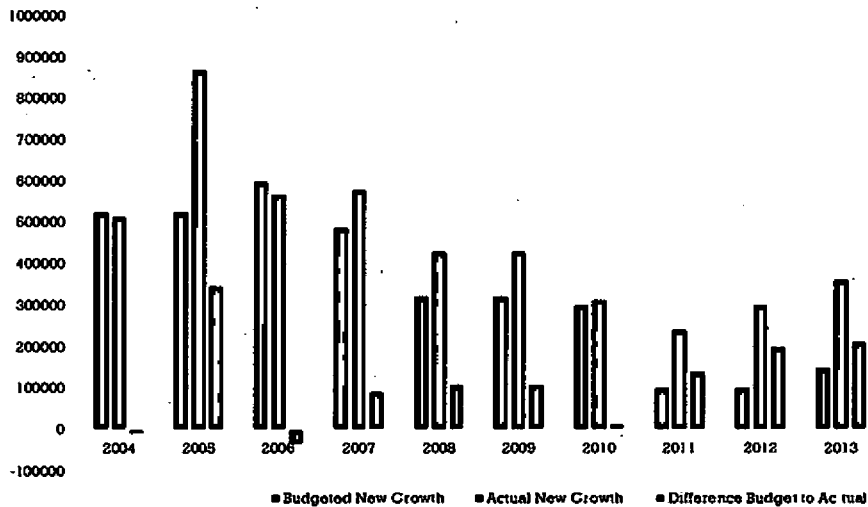
- Revenues are collected from Property Taxes, State Aid, Local Receipts and other sources
- Property Taxes are calculated on the Tax Rate Recap
- State Aid is obtained from the latest version of the Cherry sheet
- Local Receipts are estimated based on both past collections and future anticipated revenues.

TOTAL REVENUES BY SOURCES



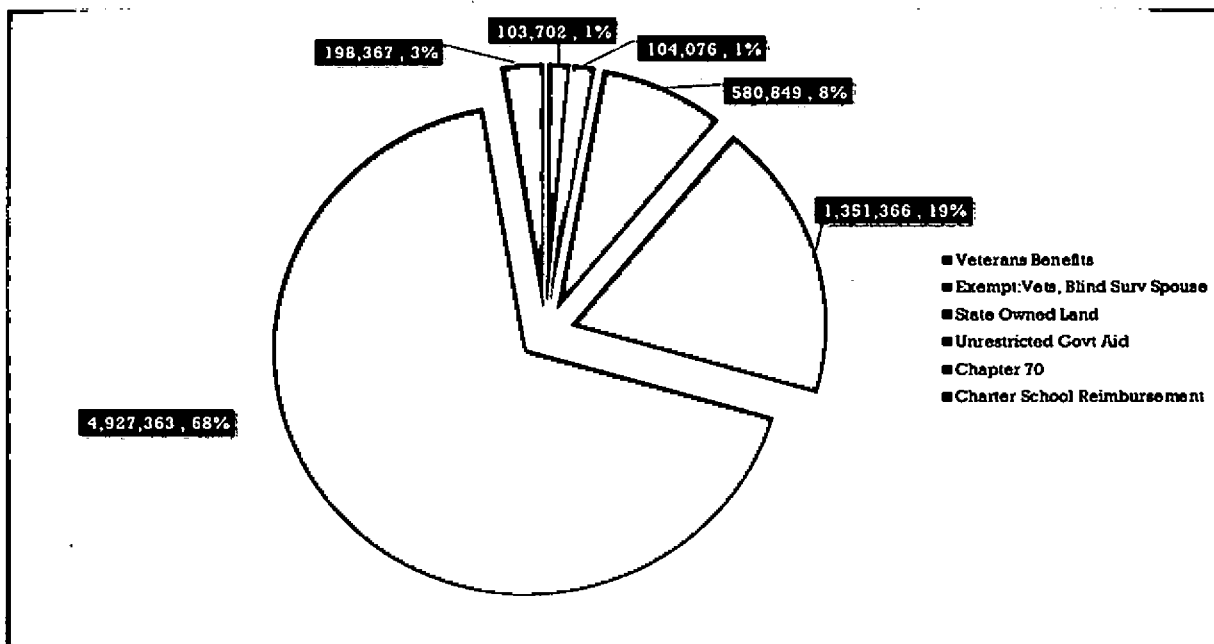
HISTORY OF NEW GROWTH BUDGET TO ACTUAL

Fiscal Year	Budget New Growth	Actual New Growth	Difference Budget vs Actual
2004	\$ 525,000.00	\$ 514,797.00	\$ (10,203.00)
2005	\$ 525,000.00	\$ 671,021.00	\$ 346,021.00
2006	\$ 600,000.00	\$ 567,123.00	\$ (32,877.00)
2007	\$ 487,500.00	\$ 578,608.00	\$ 91,108.00
2008	\$ 321,000.00	\$ 429,623.00	\$ 108,623.00
2009	\$ 321,000.00	\$ 430,051.00	\$ 109,051.00
2010	\$ 300,000.00	\$ 312,541.00	\$ 12,541.00
2011	\$ 100,000.00	\$ 241,638.00	\$ 141,638.00
2012	\$ 100,000.00	\$ 299,625.00	\$ 199,625.00
2013	\$ 150,000.00	\$ 381,352.00	\$ 231,352.00
2014	\$ 200,000.00	\$ 222,805.00	\$ 22,805.00
2015	\$ 100,000.00	\$ 576,154.00	\$ 476,154.00
2016	\$ 300,000.00	\$ 651,484.00	\$ 351,484.00

NEW GROWTH BUDGET TO ACTUAL

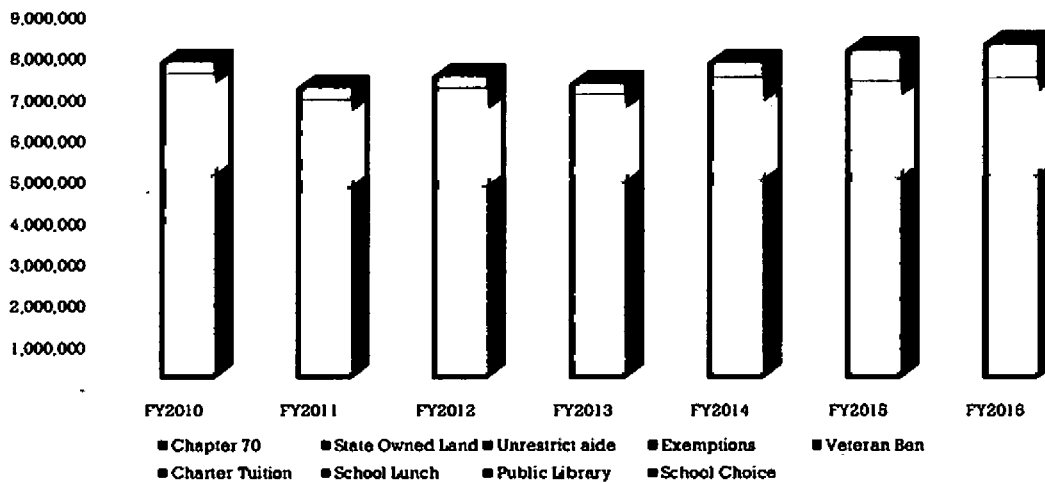
BUDGET VS. ACTUAL – STATE REVENUE CHERRY SHEETS FY2016

FROM THE COMMONWEALTH	Budget	Actual	Difference	%
Veteran's Benefits	103,168.00	103,702.00	534.00	100.52%
Exemptions: Veterans, Blind, Surviving Spouse	106,199.00	104,076.00	(2,123.00)	98.00%
State Owned Land	580,849.00	580,849.00	-	100.00%
Unrestricted Govt Aid	1,351,366.00	1,351,366.00	-	100.00%
Chapter 70	4,927,363.00	4,927,363.00	-	100.00%
Charter School Reimbursement	<u>247,926.00</u>	<u>198,367.00</u>	<u>(49,559.00)</u>	80.01%
Total from the Commonwealth	<u>\$ 7,316,871.00</u>	<u>\$ 7,265,723.00</u>	<u>\$ (51,148.00)</u>	99.30%
Public Library	21,912.00	21,912.00		
School Choice Receiving Tuition	723,869.00	800,820.00	76,951.00	10.63%
Total with Offset Revenues	<u>\$ 8,062,652.00</u>	<u>\$ 8,188,455.00</u>	<u>\$ 25,803.00</u>	

FY2016 STATE REVENUE CHERRY SHEETS

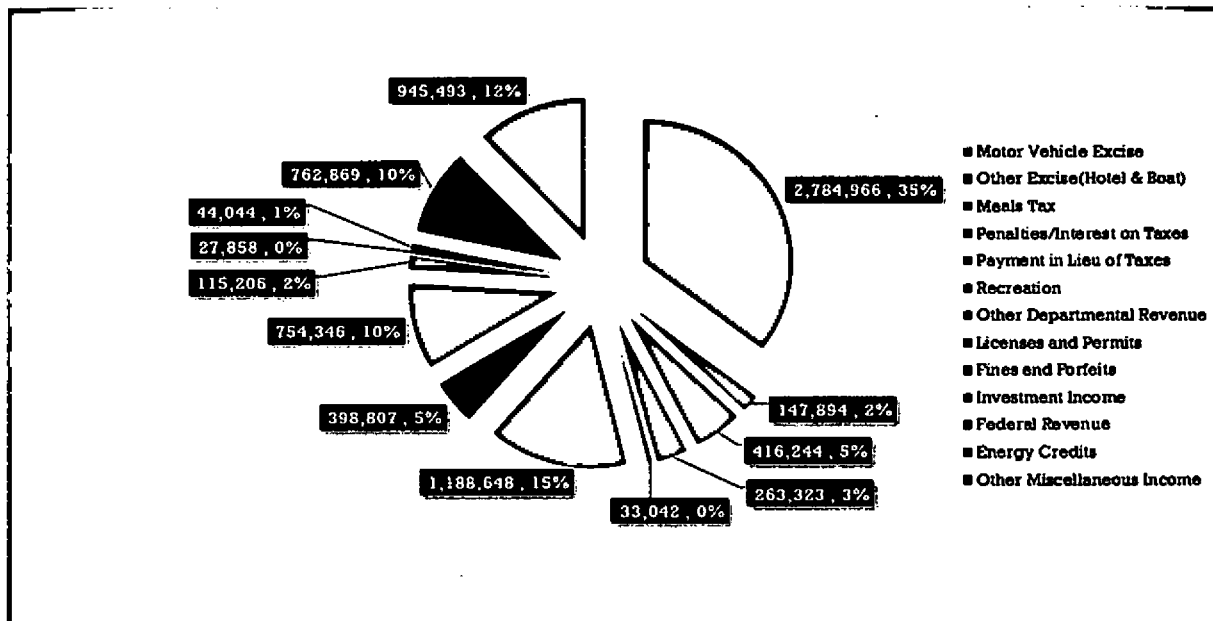
STATE AID CHERRY SHEET REVENUES

	Chapter 70	State Owned Land	Unrestricted Gov't Aid	Exemptions	Veteran Ben	Charter Tuition	School Lunch	Public Library	School Choice	Total
FY2010	4,948,115	828,817	1,291,562	93,743	28,996	188,905	18,869	15,948	282,993	7,662,845
FY2011	4,659,048	493,324	1,239,900	98,664	38,894	213,420	11,370	16,764	280,448	7,029,831
FY2012	4,684,058	510,968	1,239,900	86,185	78,858	430,021	11,788	16,521	247,284	7,305,521
FY2013	4,771,738	511,133	1,239,900	21,160	73,367	255,325	11,448	16,634	231,841	7,132,244
FY2014	4,825,238	521,715	1,269,209	109,023	93,101	482,350	11,817	16,371	339,248	7,643,872
FY2015	4,877,340	580,849	1,304,407	106,189	91,457	228,329	10,783	21,818	723,869	7,945,048
FY2016	4,927,363	580,849	1,351,368	104,076	103,702	198,387	-	21,912	800,820	8,088,155

STATE AID CHERRY SHEET REVENUES

BUDGET VS. ACTUAL – LOCAL RECEIPTS FY2016

FROM LOCAL RECEIPTS	Budget	Actual	Difference	%
Motor Vehicle Excise	2,400,000.00	2,784,966.42	384,966.42	116.04%
Other Excise (Hotel & Boat)	130,000.00	147,893.89	17,893.89	113.76%
Meals Tax	300,000.00	416,244.09	116,244.09	138.75%
Penalties/Interest on Taxes	225,000.00	263,322.42	38,322.42	117.03%
Payment In Lieu of Taxes	20,000.00	33,042.25	13,042.25	165.21%
Recreation	1,165,000.00	1,188,648.29	23,648.29	102.03%
Other Departmental Revenue	300,000.00	398,806.65	98,806.65	132.94%
Licenses and Permits	585,000.00	754,345.42	169,345.42	128.95%
Fines and Forfeits	130,000.00	115,208.28	(14,793.72)	88.62%
Investment Income	30,000.00	27,857.87	(2,142.13)	92.86%
Federal Revenue	20,000.00	44,044.36	24,044.36	220.22%
Energy Credits	600,000.00	762,868.82	162,868.82	127.14%
Other Miscellaneous Income	71,592.00	945,493.43	873,901.43	1,320.87%
Total Local Receipts	\$ 5,976,592.00	\$ 7,882,740.19	\$ 1,906,148.19	131.89%

LOCAL RECEIPTS FY2016

HISTORY OF LOCAL RECEIPTS FY2012-FY2016

Local Receipts	FY2012	FY2013	FY2014	FY2015	FY2016
Motor Vehicle Excise	2,137,758	2,247,790	2,475,978	2,865,298	2,784,968
Other Excise (Hotel & Boat)	139,015	133,120	142,950	130,933	147,894
Meals Tax				303,341	416,244
Penalties/Interest on Taxes	338,658	315,301	282,178	239,279	283,323
Payment in Lieu of Taxes	26,968	25,488	23,382	19,636	33,042
Recreation	1,172,338	1,185,866	1,186,280	1,160,259	1,188,648
Other Departmental Revenue	349,340	251,449	342,438	348,486	398,807
Licenses and Permits	570,818	578,708	665,582	612,379	754,348
Fines and Forfeits	129,255	135,355	158,614	134,821	115,208
Investment Income	42,871	43,392	31,449	27,758	27,858
Federal Revenue	81,440	38,543	16,487	18,798	44,044
Energy Credits					762,869
Other Miscellaneous Income	51,925	587,633	573,937	271,647	945,493
Total	5,038,382	5,538,645	5,899,253	5,933,833	7,882,740

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MISCELLANEOUS REVENUES FY2016

Source	Total
Transportation Reimbursements	38,353.00
Parking Lots	19,317.00
Auction of Foreclosed Properties	285,631.28
Wind Turbine	50,000.00
FEMA Storm January 2015	130,569.08
Rental	5,000.00
Easement	8,500.00
Sale of Coady School	400,000.00
Refund Prior Year Expenses	3,599.51
Miscellaneous Other	4,523.56
Total Miscellaneous Revenues	\$945,493.43

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APPROPRIATION & EXPENDITURES

- The FY2016 annual town meeting cut or totally eliminated several departmental budgets
- Three special town meetings were held during the year amending the FY2016 annual budget
- The final budget for FY2016 after all amendments resulted in an increase of only 1.7% over FY2015's final budget.
- In FY2016 the turn backs totaled \$764,400 (\$1,192,707 in FY2015).

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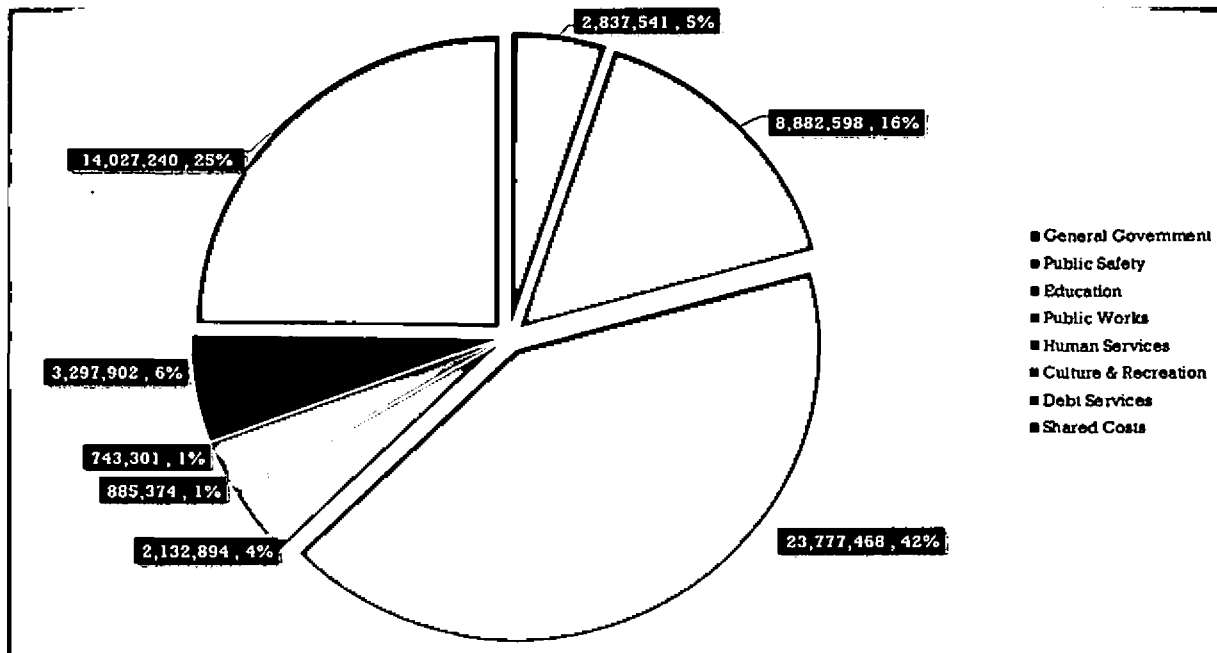
BUDGET ACTIVITY FY2016

TOWN MEETING ACTIVITY		BUDGET VOTES	
Annual Town Meeting	May 4, 2015	Original Budget \$	57,874,883.00
Special Town Meeting	October 19, 2015	Reduction \$	(854,225.00)
Special Town Meeting	February 8, 2016	Increase \$	282,232.00
	February 8, 2016	Reduction \$	(177,230.00)
Special Town Meeting	May 2, 2016	Increase \$	<u>275,000.00</u>
Total Budget Amendments		Net Reduction \$	<u>(474,223.00)</u>
FINAL BUDGET FY2016		Total \$	<u>57,200,660.00</u>

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APPROPRIATION & EXPENDITURES FY2016

	Encumbered Balance 7/1/2015	Appropriation	Expenditures	Transfers & Budget Amendments	Closed to Fund Balance	Encumbered Balance 8/30/2016
General Government	20,394.51	2,983,551.00	2,837,541.17	-32,213.89	127,141.68	7,048.79
Public Safety	1,041.30	9,194,706.00	8,882,598.12	-38,200.00	273,013.97	1,935.21
Education	55,839.84	24,174,376.00	23,777,468.37	-290,812.48	471.56	181,883.45
Public Works	1,039.00	2,028,543.00	2,132,893.82	177,390.00	71,772.32	2,306.06
Human Services	327.00	981,917.00	885,373.97	-7,400.00	88,479.57	990.48
Culture & Recreation	108.61	807,856.00	743,300.53	-41,482.00	23,182.08	
Debt Services		3,286,902.00	3,297,901.96	22,166.23	11,166.25	
Shared Costs		14,217,032.00	14,027,239.65	-13,636.34	189,172.84	8,983.17
General Fund Total	\$78,750.26	\$57,674,883.00	\$56,584,317.41	\$-223,988.48	\$764,400.25	\$180,927.14

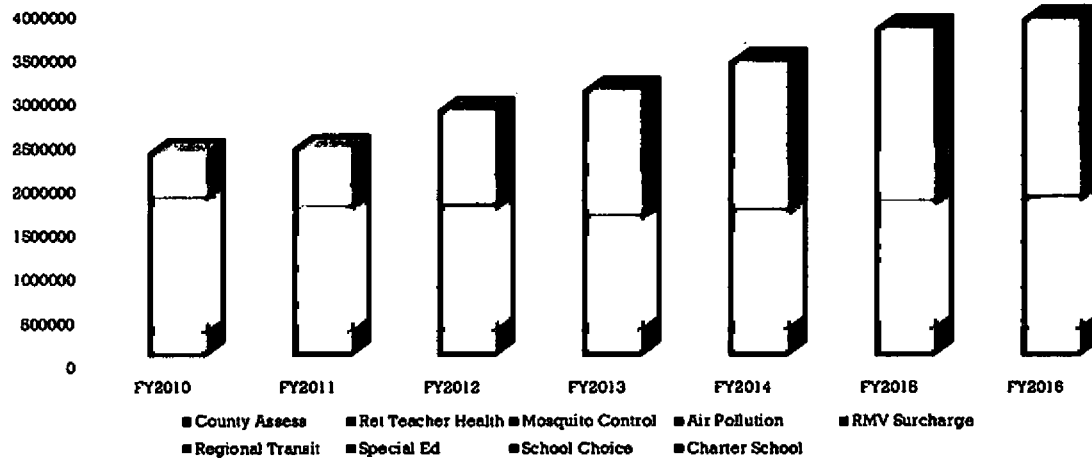
FY2016 EXPENDITURE BY FUNCTION

STATE AID CHERRY SHEET CHARGES

	County Assessments	Ret Teacher Health	Mosquito Control	Air Pollution	RMV Surcharge	Regional Transit	Special Ed	School Choice	Charter School	Total
FY2010	303,412	1,327,523	90,125	17,893	32,100	31,643	24,892	146,090	353,441	2,326,918
FY2011	310,998	1,229,965	91,486	7,357	25,980	43,486	24,767	200,640	441,923	2,376,602
FY2012	320,868	1,227,892	95,459	7,516	25,880	44,573	30,838	280,471	775,048	2,808,143
FY2013	328,888	1,101,805	99,228	7,781	25,180	44,573	13,822	492,200	921,875	3,035,152
FY2014	337,257	1,143,222	103,862	7,860	31,540	45,687	22,039	512,185	1,157,456	3,381,108
FY2015	345,888	1,232,244	107,833	7,822	31,541	46,829	16,839	643,215	1,313,038	3,743,847
FY2016	342,773	1,283,282	110,321	7,754	31,540	48,000	18,711	564,917	1,440,239	3,847,537

(18)

STATE AID CHERRY SHEET CHARGES



(19)

REVENUE OVER/UNDER BUDGET & EXPENDITURE TURN BACK HISTORY

Fiscal Year	State Revenue Over/Under Budget	Local Receipts Over/Under Budget	Expenditure Turnbacks
2010	(9,526)	525,361	612,968
2011	(25,592)	453,640	1,406,482
2012	8,146	882,013	1,635,873
2013	(217,165)	1,353,923	831,020
2014	38,893	1,076,627	608,379
2015	(14,540)	741,468	1,192,707
2016	(51,148)	1,906,148	764,400

OTHER IMPORTANT FACTORS

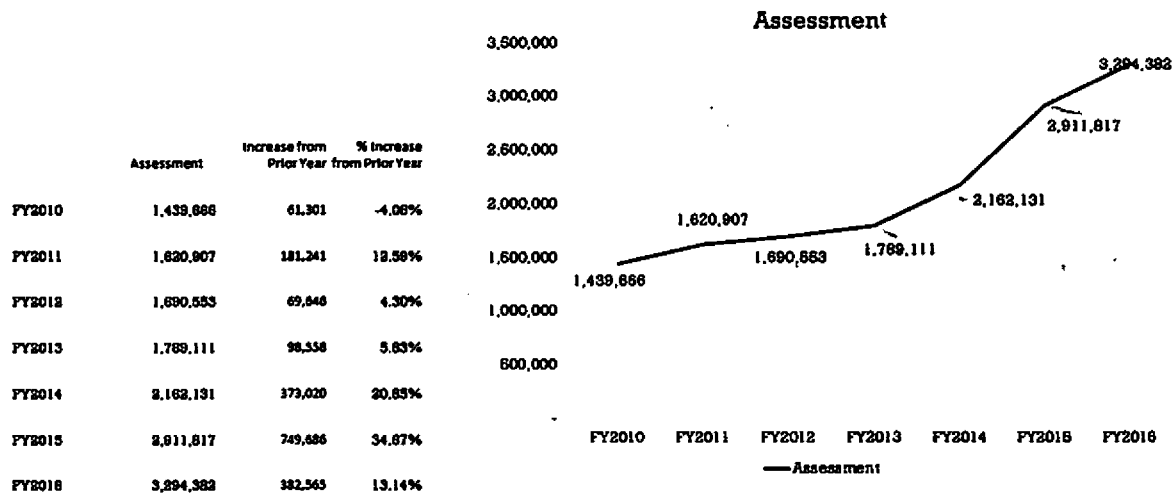
- Snow & Ice has been budgeted at the same level over the past few years at \$92,900. Over the past seven years the average expense for snow & ice has been \$382,318. The town increased the FY2017 budget to \$323,000.00 to help smooth out the deficits of snow & ice
- The UCRT Vocational School assessment has increased \$1,854,716 from FY2010 to FY2016, an increase of 229%. The assessment for FY2017 of \$3,306,806 increased less than half a percent from FY2016.

HISTORY OF SNOW & ICE BUDGET

	Budget	Amended	Expended
FY2010	92,900.00	203,686.57	206,586.57
FY2011	92,900.00	294,759.34	387,659.34
FY2012	92,900.00	14,583.09	103,662.61
FY2013	92,900.00	318,275.32	411,175.32
FY2014	92,900.00		491,460.37
FY2015	92,900.00	531,118.29	624,018.29
FY2016	92,900.00	275,000.00	381,660.12
FY2017	338,000.00		

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UPPER CAPE TECH VOCATIONAL SCHOOL ASSESSMENT



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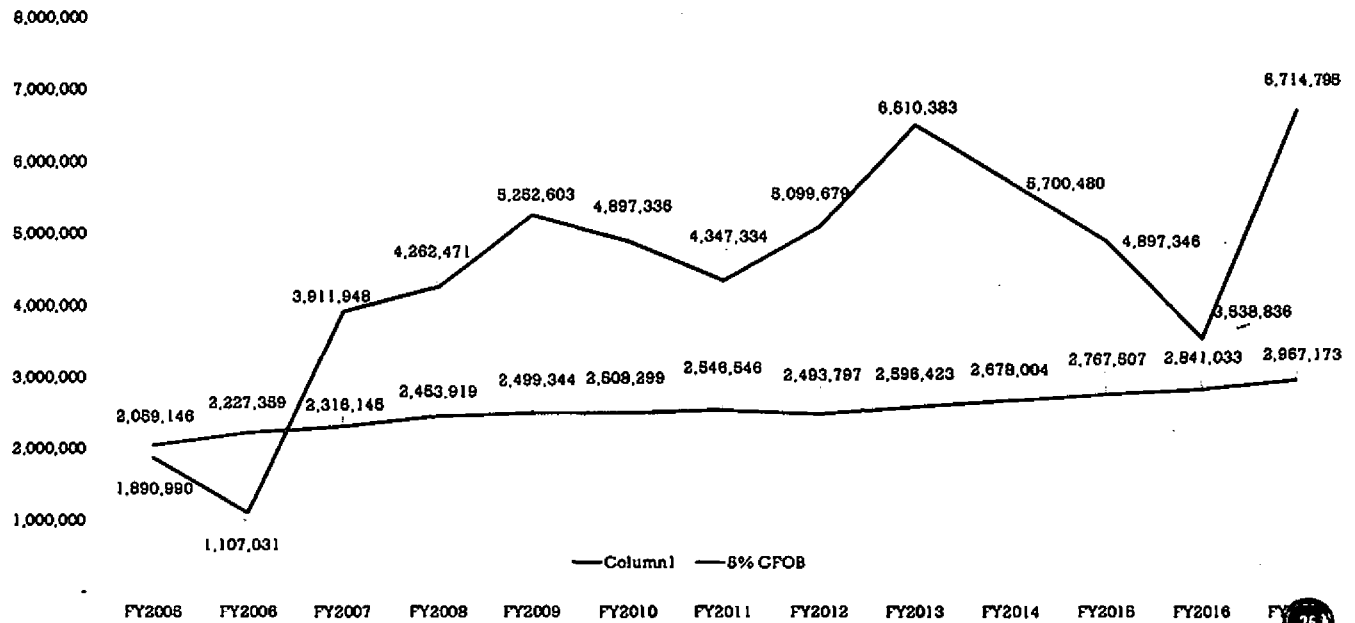
FINANCIAL POLICIES

- The Town revised its Financial Policies effective September 2015. There were several changes made including some of the following highlights
- Free Cash: The Town should strive to appropriate no more than 50% of the Free Cash Balance that is in excess of the 5% policy as an operating revenue with a majority vote of Town Meeting.
- Stabilization Fund: To maintain a long term Stabilization fund for unforeseen emergency expenses and capital projects in accordance with MGL Ch 40 S 5B. To maintain a Stabilization Fund balance of at least 6% of the GFOB. The town may appropriate funds from the Stabilization fund for any lawful purpose with a 2/3 vote of Town Meeting.
- OPEB Trust Fund: To maintain an OPEB Trust fund to accumulate funds for Other Post Employment Benefits. The long term goal for the Trust Fund is to fully fund the OPEB Liability.

HISTORY OF FREE CASH FY2004-FY2016

Fiscal Year	Certified Free Cash	As of	Total Voted During Following Fiscal Year	Used for Fiscal Years Budget	Used for Current Fiscal Years Budget	Used for Capital	Transfer to Stabilization	Used for Articles
2004	\$ 1,613,903.00	7/1/2003	\$ 1,439,111.00	\$ 582,736.00	\$ 201,900.00	\$ 674,475.00		
2005	\$ 1,890,990.00	7/1/2004	\$ 1,890,990.00	\$ 700,929.00		\$ 248,853.00		\$ 941,208.00
2006	\$ 1,107,031.00	7/1/2005	\$ (668,167.36)	\$	\$ (700,929.00)			\$ 32,781.64
2007	\$ 3,911,948.00	7/1/2006	\$ 1,459,658.57	\$ 553,850.00	\$ 30,749.72	\$ 205,270.00	\$ 587,684.85	\$ 82,102.00
2008	\$ 4,262,471.00	7/1/2007	\$ 1,662,337.40	\$ 650,478.00		\$ 181,980.53	\$ 700,000.00	\$ 129,878.67
2009	\$ 5,252,603.00	7/1/2008	\$ 2,034,697.39	\$ 859,245.00	\$ 22,500.00	\$ 244,000.00	\$ 687,482.00	\$ 21,490.39
2010	\$ 4,897,338.00	7/1/2009	\$ 1,854,907.32	\$ 1,780,737.00				\$ 74,170.32
2011	\$ 4,347,334.00	7/1/2010	\$ 1,340,687.00	\$ 800,000.00	\$ 429,375.00	\$ 8,000.00	\$ 88,312.00	\$ 15,000.00
2012	\$ 5,099,679.00	7/1/2011	\$ 1,908,921.73	\$ 1,400,000.00	\$ 144,395.00	\$ 189,526.73		\$ 195,000.00
2013	\$ 6,510,383.00	7/1/2012	\$ 3,216,255.99	\$ 1,400,000.00	\$ 484,500.00	\$ 594,391.37		\$ 757,364.62
2014	\$ 5,700,480.00	7/1/2013	\$ 2,422,080.00	\$ 2,004,000.00	\$ 107,800.00			\$ 310,260.00
2015	\$ 4,897,346.00	7/1/2014	\$ 3,429,046.00	\$ 1,792,345.00	\$ 865,000.00	\$ 397,800.00		\$ 373,901.00
2016	\$ 3,538,836.00	7/1/2015	\$ 848,676.25	\$ 892,405.00	\$ (648,682.00)	\$ 249,758.37		\$ 353,194.88
2017	\$ 6,714,795.00	7/1/2016	\$ 71,978.39		\$ 65,680.00			\$ 6,298.39

FREE CASH TO FINANCIAL POLICY RESERVES



STABILIZATION FUND HISTORY

Fiscal Year	General Stabilization fund Beginning of FY Year	Used for Budgets during fiscal year	Voted to Stabilization fund during fiscal year	Interest earned in fiscal year
2004	\$ 1,906,905	\$ (400,000)	\$ 50,000	\$ 28,295
2005	\$ 1,583,200	\$ (200,000)	\$ 183,603	\$ 36,024
2006	\$ 1,602,827	\$ (400,000)	\$ 400,000	\$ 62,736
2007	\$ 1,665,563	\$ (769,898)	\$ 282,213	\$ 70,348
2008	\$ 1,248,226		\$ 1,287,684	\$ 76,628
2009	\$ 2,612,538		\$ 887,462	\$ 51,848
2010	\$ 3,551,847	\$ (88,312)		\$ 39,670
2011	\$ 3,503,206		\$ 88,312	\$ 13,320
2012	\$ 3,604,838	\$ (152,013)		\$ 22,652
2013	\$ 3,475,477	\$ (950,000)		\$ 21,524
2014	\$ 2,547,002		\$ 950,000	\$ 20,283
2015	\$ 3,517,285			\$ 13,616
2016	\$ 3,530,881			\$ 14,661
2017	\$ 3,545,542			

TOWN OF BOURNE
TRUST FUND SUMMARY
Fiscal Year 2016

Trust Fund Account	July 1 Balance	Interest Earned	Deposits/ Transfers	Amounts Expended	June 30 Balance	Non- Expendable	Expendable
Self Insurance Claims Trust	2,330,696.01	85,136.88	7,938,224.28	7,342,216.03	3,011,841.14		3,011,841.14
Employees Insurance Withholding	776,959.08	28,378.92	2,641,887.06	2,448,617.28	998,787.78		998,787.78
OPEB Trust Fund	683,279.44	7,268.68	200,000.00		790,538.12		790,538.12
Stabilization Fund	3,530,881.39	14,680.82			3,545,542.21		3,545,542.21
Stabilization Fund-Capital Projects	209,861.88	91.44	209,707.85	90,000.00	329,481.16		329,481.16
Future Solid Stabilization	601,008.45	501.92			601,608.37		601,608.37

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TOWN OF BOURNE
SPECIAL REVENUE SUMMARY - TOWN GRANTS & FUNDS
FISCAL YEAR 2016

Special Revenue - Town	Balance 7/1/2015	Revenue	Transfer In	Transfer Out	Salaries Expended	Expenses Expended	Balance 6/30/2016
Municipal Waterways Fund Receipts Reserved	\$496,301.50	\$4,559.20	\$408,947.98	\$475,445.00	\$-	\$-	\$434,363.68
Ambulance Maintenance Fund Receipts Reserved	\$1,612,084.69	\$1,391,008.19		\$- \$1,330,000.00	\$-	\$55,828.31	\$1,617,282.57

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ENTERPRISE FUNDS

- ISWM ended FY2016 with a Retained Earnings balance of \$8,118,482 an increase of \$163,749 over FY2015 Retained Earnings of \$7,954,733. ISWM's Retained Earnings is up from the prior two years balances of 5,446,742 on 7/1/2013 and \$5,326,025 on 7/1/2014
- The Sewer department's Retained Earnings increased \$24,499 from FY2015 to FY2016 from \$609,569 to \$634,068. The Retained Earnings has remained relatively stable within the 600,000 range each of the last four years.
- During FY2016 the Sewer department increased the sewer user fee for the first time in over 5 years from \$734 a year to \$749, an increase of 15 per user. The rate is also being increased by \$3 per user in FY2017.

ISWM ENTERPRISE FUND REVENUES BUDGET VS ACTUAL FY2016

	Fiscal 2016 Budget	Fiscal 2016 Actual	Budget Savings (Deficiency)	%
User Charges	10,196,985.00	12,214,754.06	2,017,769.06	119.79%
Other Departmental revenue	300,000.00	402,715.06	102,715.06	134.24%
Investment Income	25,000.00	32,304.01	7,304.01	129.22%
Retained Earnings				
Total Revenues	<u>\$ 10,521,985.00</u>	<u>\$ 12,649,773.13</u>	<u>\$ 2,127,788.13</u>	<u>120.22%</u>

ISWM ENTERPRISE FUND APPROPRIATIONS & EXPENDITURES

	<u>Encumbered Balance 7/1/2016</u>	<u>Appropriation/ Borrowing</u>	<u>Expenditures</u>	<u>Transfers In (Transfer Out)</u>	<u>Closed to Fund Balance</u>	<u>Encumbered Balance 8/30/2016</u>
Operating Budget:						
Salaries		2,012,554.00	1,797,525.01	(9,707.85)	205,321.14	-
Expenses	12,194.51	3,885,340.00	3,398,401.32		301,868.25	197,266.94
Debt Service		1,837,727.00	1,854,647.32		(16,920.32)	(0.00)
Reserve Fund		200,000.00		(200,000.00)	-	0.00
Host Community Fee		<u>600,000.00</u>	<u>809,707.85</u>	<u>209,707.85</u>	<u>0</u>	<u>(0.00)</u>
Sub-Total	\$ 12,194.51	\$ 8,535,621.00	7,880,281.60	\$ 0	\$ 490,267.07	\$ 197,266.94
Indirect Costs Total		<u>\$ 1,986,364.00</u>		<u>\$ 1,986,364.00</u>	\$	
Total Expenses	<u>\$12,194.51</u>	<u>\$ 10,521,985.00</u>	<u>\$ 7,880,281.50</u>	<u>\$ 1,986,364.00</u>	<u>\$ 490,267.07</u>	<u>\$ 197,266.94</u>

SEWER ENTERPRISE FUND REVENUES BUDGET VS ACTUAL

	<u>Fiscal 2016 Budget</u>	<u>Fiscal 2016 Actual</u>	<u>Over/Under Budget</u>	<u>%</u>
User Charges:				
Sewer User Fees		937,433.91		
Sewer User Charges Added to Taxes		<u>53,449.65</u>		
Total User Charges	935,160.00	990,883.56	55,723.56	105.98%
Sewer Betterment Receipts:				
Apportioned Sewer Betterment:		70.12		
Committed Interest:		<u>3.51</u>		
Total Betterment Receipts	0	73.63	73.63	
Other Departmental Revenue:	35,000.00	20,497.11	(14,502.89)	58.56%
Investment Income:	1,500.00	2,259.79	759.79	150.65%
Retained Earnings	<u>50,000.00</u>	<u>50,000.00</u>	-	100.00%
Total Sewer Revenues	<u>1,021,660.00</u>	<u>1,063,714.09</u>	<u>42,054.09</u>	<u>104.12%</u>

SEWER ENTERPRISE FUND APPROPRIATION & EXPENDITURES

	<u>Encumbered Balance 7/1/2015</u>	<u>Appropriation</u>	<u>Expenditures</u>	<u>Transfers In (Transfer Out)</u>	<u>Closed to Fund Balance</u>	<u>Encumbered Balance 8/30/2016</u>
Operating Budget:						
Salaries		\$ 181,484.00	\$ 177,302.35		\$ 4,181.65	\$
Expenses	\$17,069.83	137,735.00	75,053.22		8,461.09	\$ 71,290.52
Wareham - Operation Expense		330,000.00	329,108.44	-	891.56	\$
Wareham - Capital Assessment		188,478.00	188,477.53		0.47	\$ 0.00
Debt Service		2,000.00	3,070.02		(1,070.02)	\$
Reserve Fund		50,000.00	-		50,000.00	\$
Sub-Total	17,069.83	\$ 889,677.00	\$ 773,011.58	\$	\$ 82,444.75	\$ 71,290.52
Indirect Costs Total		\$ 131,983.00		\$ 131,983.00		
Total Expenses	\$17,069.83	\$ 1,021,660.00	\$ 773,011.58	\$ 131,983.00	\$ 82,444.75	\$ 71,290.52

(34)

The Board of Selectmen will recess for 5 minutes.

The Finance Committee Adjourned
The School Committee Adjourned

Voted Peter Meier moved and seconded by Michael Blanton to reconvene

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

Public Comment - Non-Agenda Items

Dick Conron spoke about the restoration of the Civil War Monument and rededication ceremony on November 11th at 11:00.

Judy Furman, Sagamore Beach, spoke about the open comment time during the Selectmen Meetings and Social Media and Town Governance.

5) Minutes from Meeting(s) dates: 8-16-16; 9-13-16; 10-4-16 Regular

Voted Peter Meier moved and seconded by Michael Blanton to approve the minutes from August 16, 2016 as presented. Vote 5-0.

Voted Peter Meier moved and seconded by Michael Blanton to approve the regular session minutes from September 13, 2016 as presented. Vote 5-0.

Voted Peter Meier moved and seconded by Michael Blanton to approve the minutes from October 4, 2016 as presented. Vote 5-0.

6) Correspondence

George Slade brought the committee up to date on the correspondence.

- A. Letter from Mass DOT to Bourne Board of Selectmen and Wareham Board of Selectmen for the their unanimous vote to support the new Middleborough Options for the South Coast Rail project
- B. Conservation Commission Public Hearing abutter notification for work being done at 14 Write Lane, Buzzards Bay
- C. William Nolan appealed Harbormasters denial of mooring permit 12-B, Wings Neck, Pocasset to DEP.
- D. DEP submitted Conditional Approval for a Landfill Closure Completion - Phase 1 [A, B, & C], Phase 2, Phase 3 [Stage 1, 2, and 3] and Phase 2A/3A Landfill Areas
- E. Division for Marine Fisheries - Toxic Plankton Bloom Closure - Closed to Shellfishing all water, flats and all tributaries of Buzzards Bay
- F. Coppola and Coppola submitted check to the Town of Bourne for 2 and 3 Honor Court, Buzzards Bay
- G. Notice from xfinity that on October 31, 2016 Pivot Channel 113 will cease operation and no longer be available.

Tom Guerino stated about Item D we get these from DEP on work that has been done at the Landfill.

Don Pickard said we received a check for two parcels of property that were foreclosed on.

Michael Blanton stated on item A the responses are cryptic and vague with regard to any support that they may or may not be studying to bring rail down to our area.

7) Licenses/Appointments:

- a. **7:15 p.m. Pole Hearing - Mobilitie, LLC**
- b. **Friends of Bourne COA are requesting a waiver of fees for the use of the Veterans Center for our annual Holiday Fair on Saturday, November 5, 2016 from 9:00 a.m. until 2:00 p.m.**
- c. **Appointment to the Bourne Cultural Council - Pattie Parker**
- d. **Appointment to the Special Works Opportunity Program - Beth Bohacs**
- e. **7:30 p.m. Shellfish Aquaculture grant application - Daniel Maurice & James Rossignol**
- f. **One Day Liquor License - MMA - Wine and Malt**
- g. **Accept resignation for Lee M. Berger as a regular member of the Board of Appeals and appoint Lee M. Berger as an associate member of the Board of Appeals**

h. Appoint Associate member Amy Kullar as a regular member of the Board of Appeals expiring June 30, 2017 replacing Lee M. Berger

7.a.

Don Pickard called the hearing to order and read the Public Hearing Notice

A public hearing will be held at the Bourne Veterans' Memorial Community Center at 7:15 o'clock p.m. on October 25, 2016 upon the petition dated September 29, 2016 of Mobilitie, LLC to the Municipal offices of the Town of Bourne, to install a new wood utility pole in the right-of-way located south east of the intersection of Mid-Cape Connector and Sandwich Road (Lat/Long: 41.771902-70.545145) along which designated route of line.

James George, Permitting Manager for Mobilitie, LLC. The intent of the project, working on behalf of Sprint PCS to deploy small cells to densify their network. We can be in a right-of-way space. Our intent is to plant a pole into the right of way space, compensate the landowner, and deploy small cell equipment on the pole.

The mistake is the space that we were looking at is not a public way it is a private way. Looking to locate to another space. Would like to be in the general area of Market Basket. We want to be in that area to add a small pocket of bandwidth. Will use a utility pole. Would like to withdraw this application without prodigious.

Voted Peter Meier moved and seconded by Michael Blanton to close the public hearing.
Vote 5-0

Voted Peter Meier moved and seconded by Michael Blanton to allow the withdrawal of the application without prodigious. Vote 5-0.

7.e.

Don Pickard called the hearing to order and read the Public Hearing Notice that was posted in the Bourne Enterprise on October 3, 2016.

Notice is hereby given in accordance with the provisions of Chapter 130, Section 60 of MGL as amended and Rules and Regulations and Application Requirements promulgated by the Board of Selectmen, that James J. Rossignol, 26 Pocahontas Road, Pocasset, MA 02559 and Daniel Maurice, 2 Evergreen Hill Road, Monument Beach, MA 02553 filed a joint application on September 14, 2016 to expand an existing 1 acre Shellfish Grant by approximately one acre. The proposed location is on the southwest Side of Toby Island. The application, including a plan showing the specifics location of the proposed grant, can be viewed at Town Hall at the Town Administrator's office or the Department of Natural Resource. A public hearing will be held on October 25, 2016 at 7:30 PM in the Bourne Veterans' Memorial Community Center, 239 Main Street, Buzzards Bay, MA 02532. Signed by the Board of Selectmen Donald Pickard, Peter Meier, George Slade, Stephen Mealy, and Michael Blanton.

Dan Maurice, Bourne, spoke about the small scale aqua farm that he and Jim Rossignol have started, Island Bay Aquaculture. The mission is dedicated to producing environmentally sustainable premium quality shellfish for the local market. Mr. Maurice spoke about the

early challenges, the options they had, the seed type, the growth chart, the results of the two different groups of different size seeds, and the over winter plan. Would like to expand the existing area. They have a 1-acre area on the backside of Tobey Island. Spoke about the other proposed locations they would like to use. Just inside Ram Island. This area we would like to use as a nursery. One small location out side of that, we would like for a work platform. We are looking at expanding to all three locations. The total is 1.92 acres.

Tim Mullen stated he has no problem with the location by Tobey Island but does have reservations about the location on Mud Cove for safety reasons. Mr. Maurice said we would be picking up the floating bags by boat. They are not planning on walking in that area. Tim Mullen stated he would have issues at low time, at Mud Cove, if it was his equipment. Mr. Maurice said he still thinks there is ample area and water for a nursery. Mr. Mullen said you can't walk around in that area. Floating pouches that they accessed by boat only would be OK; he wouldn't want his product floating/sitting in the mud at low tide.

Michael Blanton questioned Tim Mullen about the potential liability. Tim Mullen said it is just a question of safety. If the applicants were to function in this area, that is the issue with safety, they need to be safe. Mr. Maurice said they would attend to it by boat. He feels they can operate in that area in a safe manner.

Stephen Mealy questioned why the two spots by Mud Cover were not connected and instead there is another third area on the other side of Ram Island.

Mr. Mealy suggested allowing the Board Members another week to look at the proposal because it is different than what they thought. They thought it was alternate areas not combined areas to make up the 2 acres.

Mr. Maurice said he is hoping to have a decision this evening to make the appropriate plans for next year. Stephen Mealy has concerns about extending it into this area. To give us an opportunity to understand what you are asking as opposed to what we thought you were asking.

Don Pickard said the document we received from Mr. Mullen stated the applicants seek to expand their existing grant by approximately 1 acre. They have proposed three locations but would prefer to expand south off the existing grant. We thought the two other locations were alternate locations to the one-acre site. Maurice said his letter does state he was looking for three additional primary locations to equal 1.92 acres.

Michael Blanton stated according to the authority we are granted the Public Notice also states they were looking to expand an existing 1 acre Shellfish Grant by approximately one acre. The proposed location is on the southwest side of Tobey Island.

Don Pickard said we could approve the just under 1 acre grant to the south of your existing this week. We would re-advertise for the other areas. Then we could repost and reevaluate your request. We couldn't do it legally because of the error in the notification. Mr. Maurice said that is acceptable. Tom Guerino said the next meeting for that would be the 15th of November.

Voted Peter Meier moved and seconded by Michael Blanton to close the public hearing
Vote 5-0.

Voted Peter Meier moved and seconded by Michael Blanton to approve the application from Mr. Maurice and Mr. Rossignol dated September 14th to include an expansion of their existing aquaculture grant for an approximate 1-acre site south of their existing grant known as Aqua 2.

Voted Stephen Mealy moved and seconded by Peter Meier the Board acknowledges the applicant within the same applicant may come back again to discuss an additional acre enlargement of his grant, which was originally submitted on September 14, 2016.

7.b.

Annual request from Counsel on Aging requesting a waiver of fees for the use of the Veteran's Center for their annual Holiday Fair on Saturday November 5, 2016 from 9:00 a.m. to 2:00 p.m.

Voted Peter Meier moved and seconded by Michael Blanton to approve the request.
Vote: 5-0.

7.c. Bourne Cultural Council

Voted Peter Meier moved and seconded by Michael Blanton to appoint Patty Parker to Bourne Cultural Council term to expire on June 30, 2019. Vote: 5-0.

7.d. Special Works Opportunity Program

Voted Peter Meier moved and seconded by Michael Blanton to approve Elizabeth Bohacs to the Special Workshop Opportunity Program term to expire June 30 2017.
Vote: 5-0.

7.f. MMA one day Liquor License

Peter Meier went over the one-day liquor license for wine and malt for the Pande Dining Hall-Fantail and adjacent patio and grounds on November 12, 2016. Military fund raiser event, expected guests 300, between the hours of 5:00 p.m. - 10:30 p.m. .

Voted Peter Meier moved and seconded by Michael Blanton to approve the one-day Liquor License for MMA. Vote 5-0.

7.g Letter of resignation from Lee M. Berger

Don Pickard went over the letter of resignation from Lee M. Berger from his regular members position on the Board of Appeals, he is requesting to be retained as an associate member.

Voted Peter Meier moved and seconded by Michael Blanton to accept Lee Berger's letter of resignation and to further appoint Lee Berger as an associate member, term to expire June 30, 2017. Vote: 5-0

7.h. Appoint Amy Kullar as a regular member of the Board of Appeals

Don Pickard went over the request of Amy Kullar who is an associate member of the Board of Appeals to become a regular member because of the vacancy of Mr. Berger.

Voted Peter Meier moved and seconded by Michael Blanton to appoint Amy Kullar to as a regular member of the Board of Appeals term to expire June 30, 2017 Vote 5-0.

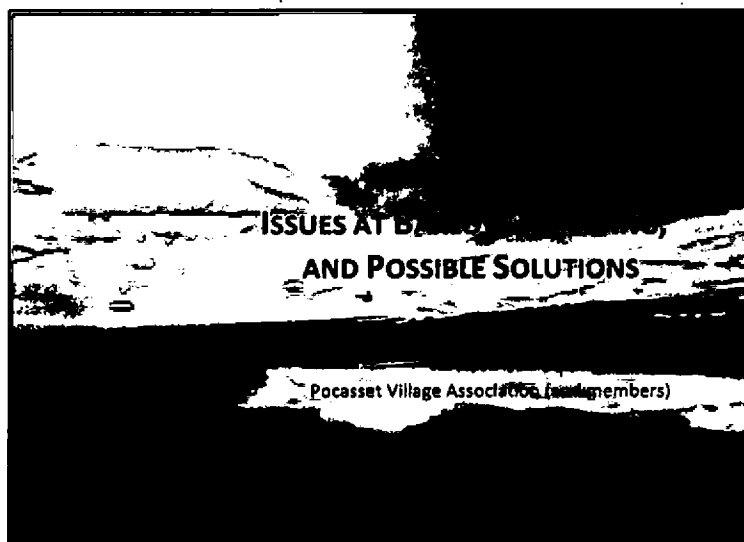
8) Joe Sacco - Monument Beach Snack Bar proposal

Tom Guerino spoke briefly about the proposal. Mr. Sacco has withdrawn for now. I am going to set up a meeting with the staff and Mr. Sacco.

9) Pocasset Civic Association - Barlow's Landing Road, Beach and Launch

Peter Meier spoke briefly about the Barlow's Landing Beach Boat Launch. John Johnson, President of the Pocasset Village Association and Robert Dryer went over the Power Point Presentation on the Issues of Barlow's Landing and the surrounding streets.

10/25/2016



Overview: Issues at Barlow's Landing

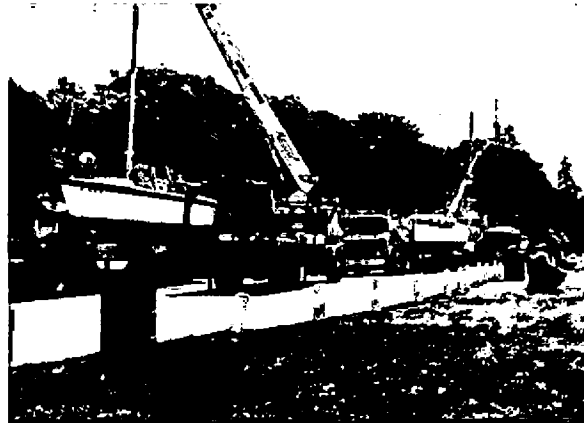
- Boat Launching and recovery:
 - Landing becomes a commercial boatyard:
Commercial haulers block up launch area and most parking (esp. for rigging sailboats)
 - Boats discharge wastewater on directly on pavement
 - Other waste (shrink wrap, strapping, etc.)
- Trailer parking:
 - haphazard parking, after designated trailer space fill
 - Overflow parking on side streets
 - multiple vehicles with no Bourne sticker

10/25/2016

Overview: Issues on Barlow's Landing.
Road and adjacent Streets

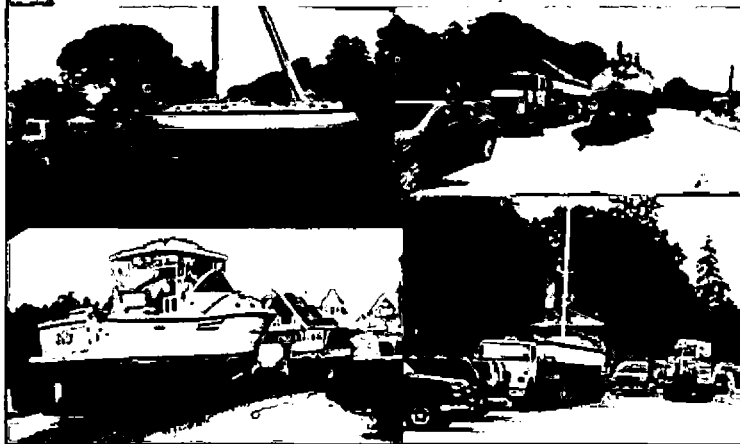
- Boats are too Big!
- Many boats (on trailers) exceed allowable width and height regulations

Boat Launching and recovery:



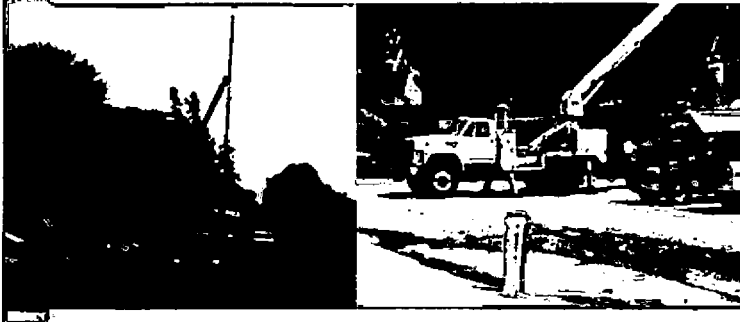
10/25/2016

Some out of town operators rig 2 or more sailboats, using a 3rd vehicle with crane.



Health, Safety, & Environment Issues

– Cranes overhead, with NO Safety precautions, e.g.:



10/25/2016

Health, Safety, & Environment Issues

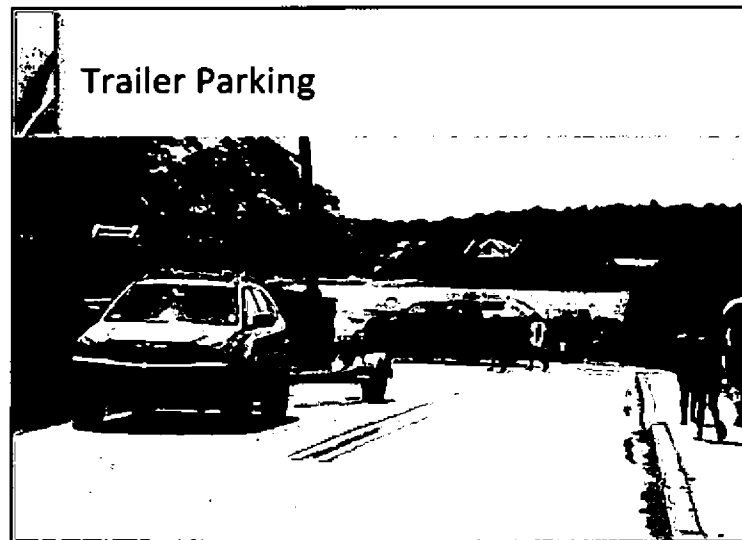
- Boats discharge wastewater on directly on pavement:
 - Antifreeze from water systems (spring and early summer)
 - Bilge water, sometimes with oil & grease (fall, late season)
 - Fluids are deliberately allowed to drain onto streets as boats are towed from Barlow's Landing.
- Other waste (shrink wrap, strapping, etc.)

Boat Waste Issues



4

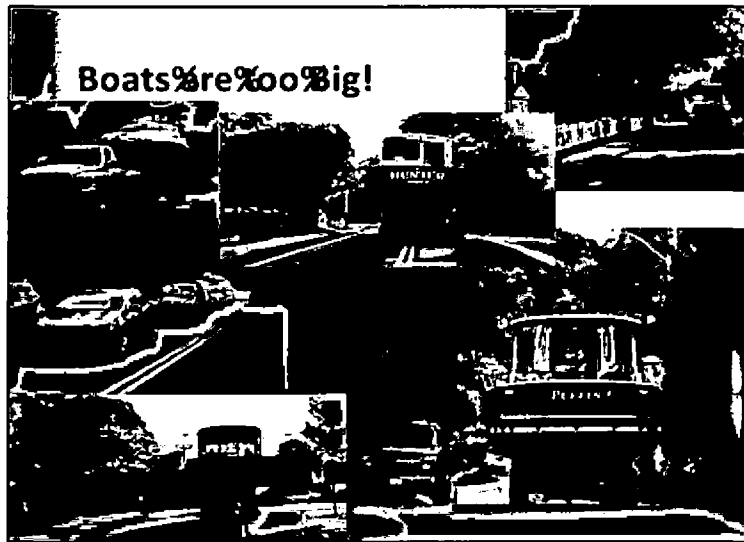
10/25/2016



**Issues on Barlow's Landing Rd and
Adjacent Streets**

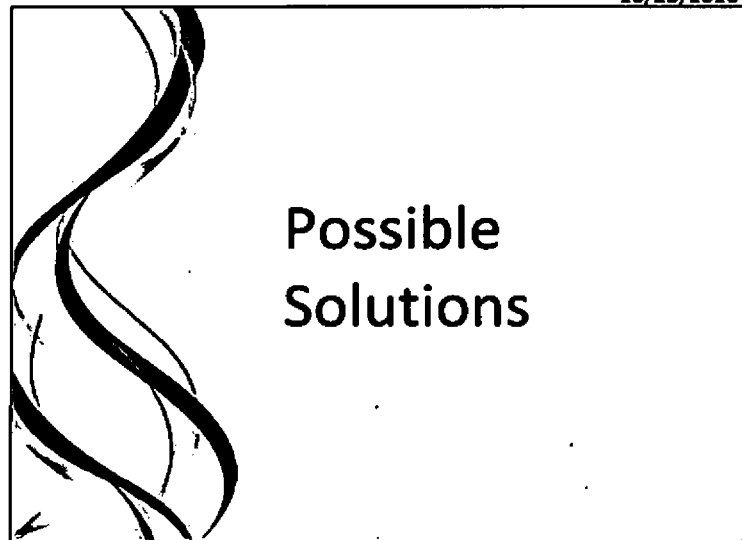
- **Boats are too Big!**
Many boats (on trailers) exceed DOT and Mass-allowed width (8.5 ft) and height (14 ft), without the required vehicle and utility escorts
 - **Safety Issue:** Force oncoming vehicles onto sidewalks, lawns of private residences
 - **Safety Issue:** Haulers raise utility wires, ad hoc
 - (one resident suffered \$3,000 electrical damage from power surge after damage to Eversource service line)

10/25/2016



6

10/25/2016



Possible Solutions for issues with large boats

- No Big Boats – period
Require haulers to use commercial ramps, with adequate HS&E safeguards
- Wide loads (>allowed 8.5 ft) need:
 - escort, and
 - possibly Eversource-approved electrical contractor to displace overhead power and telecommunication wires.
(Police could be advised to watch out for wide/high boats turning from MacArthur BLVD into Barlow's Landing. Instead of having to patrol near the launch ramp.)
- Establish/enforce a weight limit on Barlow's Landing Rd. and side streets.
- No rigging in the launch area
- Other viable options:
 - Use better Town ramps at Monument Beach and Taylor's Point
- Provide access Monument Beach by opening swing gate at the at-grade crossing.

7

10/25/2016

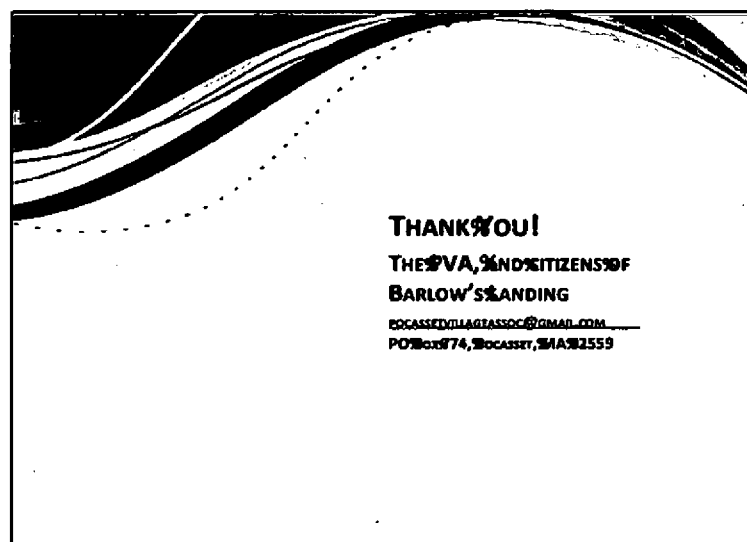
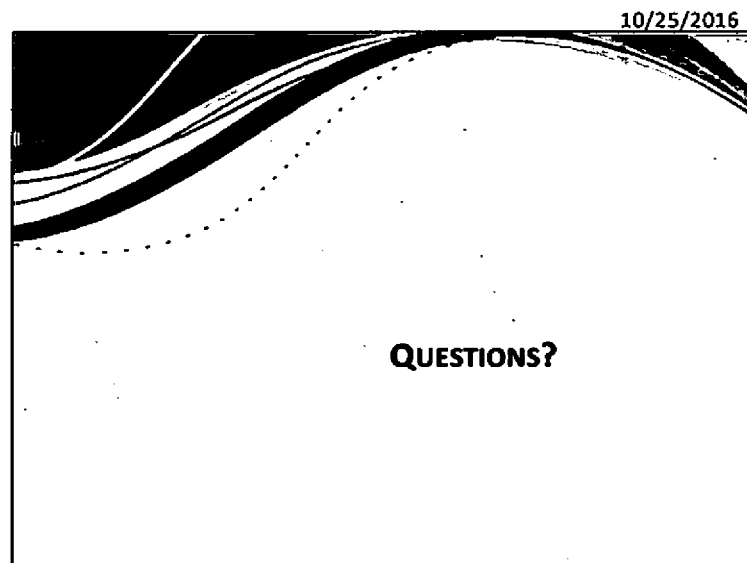
Solutions for parking issues during peak summer periods:

- **Enforce sticker requirements**
- **raise fines (fine < daily parking at Silver Beach)**
- **Limit trailer parking to designated area**
- **Add Pier Parking: perhaps paint 2-3 trailer parking spaces (or 4-6 car spaces) along one side of pier, allowing open access for emergency vehicles to ramp and float**

Comments from Affected Citizens

- **Mike Ryan (Barlow's Landing Rd.)**
- **Tom Sawyer (Salt Marsh La.)**
- **Bob Dwyer (Kenwood Rd.)**
- **John Carroll (Barlow's Landing Rd.)**
- **Tom Rooney (Cove La.)**
- **Beth Ellis**

• (other comments submitted in writing, attached)



9

Kim Kane, Member of the Pocasset Village Association and lives on Barlow' Landing, spoke about the massive boats going down Barlow's Landing street and the men on top of the boats pushing up the power lines with a piece of wood so the boats can go under the power lines. The boats took up most of the street. Most of these people aren't from the Cape they are from Mattapoisett and Cotuit just to name two of the places.

Mike Ryan spoke about the problems of the boats coming down Barlow's Landing. The boats and the haulers are too large for this road. There are a lot of pedestrians walking down in that area. Rigging the boats should not be done in a public recreation area. These huge boats are a hazard.

Beth Ellis, Sagamore, spoke about the boats going down and launching at Barlow's Landing Beach. It was crowded with boat sizes and boat trailers. It isn't a family beach. The parking lot is too small and too dangerous with all those boats and haulers.

John Johnson spoke about the rigging that goes on at Barlow's Landing Beach in the parking lot. Would like the Selectmen to appoint a committee about 7 people to work on this issue. We can let the people know what we are going to do to keep that place safe. There are cars and trailers parked everywhere and a policeman has to come to make the cars and trailers move. There are issues that need to be worked out.

Tim Mullen spoke about the issue, it has been an issue for years and they haven't come up with a solution that everyone agrees on. It is the only deep water access ramp on the south side of town. It is mostly Monday through Friday for a 3 to 4 week period. In his opinion it isn't a ton of volume.

Chief Dennis Woodside said himself, Tim, and George spoke about this issue, but weren't aware of the problem. It is clearly a small lot and at times it is like a working boat lot. There should never be a crane down there lifting boats. There could be some possible safety issues. I don't want to have to post a patrolman there to wait for a boat to go by. Parking sticker requirements are enforced at that beach. We have been talking about parking sticker fines. We don't want any parking on the pier at any time. It comes down to an access issue. We need to come up with a general bylaw. Put it through the Bylaw Committee for the Spring Town Meeting. Prohibiting this kind of activity with commercial boats. We are talking about regulating; we are going to cause a hardship to these businesses. We could check with Town Counsel for parking by beach sticker only and violators will be towed. Would ask the Board of Selectmen to consider the remedy for this is a bylaw, prohibiting the commercial operations. The language should say that residents with boat trailers should be able to go down there.

Don Pickard said he agree the bylaw would be the best way to go. Have the Town Administrator see how the bylaw is drafted and parking regulations. Tom Guerino said he would ask the Chief Woodside, Mr. Mullen, and Mr. Gay who is the Chair of the Bylaw Committee. Mr. Guerino also stated if a Bylaw is passed in May there is a time that it takes for it to become effective. Mr. Johnson would like a citizen from that neighborhood to be on the committee for the bylaw.

Don Pickard said it is a staff function, at the direction of the Town Administrator, to have his staff come up with a bylaw the will prohibit the rigging and prohibit the parking.

Stephen Mealy spoke about the boats, the reason they may have a different town hailing port. There should be regulations on the boat size and height.

Rich Libin, Chairman of the Shore and Harbor Committee, spoke about the number or moorings, and mooring permits, and dingy docks. We have 211 parking spaces on the south side of the bridge and sell 3,000 beach stickers.

Kathy Regan, lives on Barlow's landing road. No one wants excessive regulations; it is clearly for the oversized boats.

Peter Meier said I wanted to have the discussion to be educated on this issue. This has been an ongoing issue for many years. I am going to ask formally when we start to look at changing the parking fines from \$25 to \$50 or whatever is legally possible we talk to town counsel about towing.

John Johnson said if you are looking at the money and the income that comes from these boats, you should also look at the real estate tax payers and the income that comes from those people.

Tom Guerino spoke about the railroad and the crossing. The railroad is not going to open that gate on a regular basis for launches of boats every day. They are not going to open that up.

Kathleen Legacy, Monument Beach, Finance Committee, Bylaw Committee, said as a member of the Bylaw Committee I will work to assist you, speaking for myself. We need a multi-tiered approach; height requirements, weight requirements, and width requirements. There should be parking limitations, fee for parking violations should be increased, and we should start towing.

Michael Blanton said there have been excellent solutions that have been suggested. We should form a bylaw. That seems to be the most prudent way to go forwarded

Don Pickard questioned can the Board put up signage restricting the height, weight, and width on Barlow's Landing Road from the corner down to the marina. It would take a while for the bylaw to take effect, would it be possible to put signs up to deter. Mr. Woodside said you can put signage up but those signs cannot be acted on. If we crafted a bylaw to regulate that specific beach, Barlow's Landing, resident's use only, no commercial use, no use of cranes and rigging.

Jim Mulvey stated the railroads don't want it but since railroads are pushing to come down here we have leverage for this issue. The problem is the total length for the trailer, boat and the vehicle, the narrow road, the height and the mass of the vehicles. There should be no rigging or work on the site. The time might be part of the regulation. For commercial it could be by appointment, and limit the amount of time they can be there.

George Sala spoke about the Monument Beach Gate; we worked hard to get access to it. There is no way we can get access to it for commercial haulers. We have been warned once in regards to allowing commercial use; that was designed for emergencies and for us to access Monument Beach. We cannot take any changes and ruin the easement with the railroad.

Don Pickard questioned how often does the Bylaw Committee meet? Is there any time frame to get a proposed bylaw to the Bylaw Committee? Dennis Woodside said if we can

come to an agreement on what the bylaw is going to cover and the wording we could have it in the Spring Town Meeting.

Don Pickard said to show the Boards commitment to help the residents of Pocasset out we take a vote to Direct the Admin to work on a bylaw to be drafted by January 15, 2017 to be prepared to present to the Bylaw Committee. Dennis Woodside said I will work on a bylaw and will bring it to the Bylaw Committee. I will work with Tim and identify what we want to do.

Mr. Maurice King, Barlow's Landing, said you can draft a bylaw but if there is no one to enforce it will be difficult to make it work.

Jim Mulvey questioned the Harbor Master, do any of the other town already have this problem with regulation drafted already. Tim Mullen said he is not sure if they have this problem. This is a boating community; we have to be very careful because there will be some concern from the boating community, we can't eliminate it.

Tom Guerino said once it is drafted we will let the community know how the progress is being made.

Michael Blanton questioned is there some way we can ask within a reasonable time frame, to get an update on this. Tom Guerino said we could give you an update by the first of the year. Dennis Woodside said we have to draft the language, identify the problem, and document what we want to address it will take a while.

10) Selectmen's Business -

- a. Sign Presidential Election Warrant**
- b. Special Town Meeting wrap-up**
- c. Keeper of the Records Policy - Document Management**
- d. Sign demolition orders for 129-137 Main Street, Buzzards Bay and 15 Mashnee Road, Bourne**

Voted Peter Meier moved and seconded by Michael Blanton to sign the presidential warrant for the November Election. Vote 5-0.

10.c. Keeper of the Records

Don Pickard said I spoke to Mr. Guerino; we have voted, the Town Clerk is the keeper of the records. We need the Administrator to develop a policy for public records. Police and Fire may need to have a sub. Tom Guerino said we will keep a record of every time a record is being requested.

Don Pickard said the other part is Document Management. Beyond having a tracking system; we want to avoid documents from falling through the cracks; we want to make sure they get to whatever department head they need to get to. Id' like the Board of Selectmen to instruct the Town Administrator to develop by 12/31/16 a document management policy that is computerized so if a letter of complaint comes in, you put the

date in, who it's receive by, what action needs to be taken, and who it's sent to, and where it's stored.

Voted Peter Meier moved and seconded by Michael Blanton to instruct the Administrator to come up with a Computerized Document Management Policy.

10.d Signing the demolition order

Tom Guerino said the Board of Selectmen voted on October 4 to demolish a building between 129-137 Main Street Buzzards Bay. We have created the order. Bob Troy put together the supporting documentation for that. I would ask the Board to sign the demolition order.

Voted Peter Meier moved and seconded by Michael Blanton for the Town of Bourne Board of Selectmen to sign the demolition order for 129-137 Main Street, to Christopolus Realty Investments Inc. c/o Debra Patterson 8 Whitter Place, Boston.

Stephen Mealy said if you would like to see the ballot the Board signed you can go to the Secretary of States website. You can download the ballot for your particular precinct, you can also download the times you can vote early and what days. All that information is online.

Don Pickard said the officers of the town clerk have received the absentee ballots for the December 6, 2016 debt exclusion election for the Police Station and the Peebles School projects. The absentee ballots will be available to registered voters beginning Thursday October 27, 2016. The Town Clerk asked me to remind everyone that early voting has started effective yesterday and will go through November 4th. The Town Clerk will be open this Saturday 10/29/16 from 8:30 a.m. to 4:30 p.m. for early voting for the November 8th presidential election.

11) Town Administrator's Report

- a. Budget for FY 18**
- b. Talent Bank Form**

Tom Guerino spoke about the Draft Talent Bank Form that has been provided to the Selectmen. I would like to get this up on the Town website and in a couple places in Town Hall, so we can get a databank of people interested and with expertise for various Boards and Committees as vacancies occur. Would like to move forward with that.

The new Facilities Manager started on Monday this week.

We had the initial meeting with the departments on the budgets pursuant to the calendar. Open Space and Recreation Plan that we have to put together, there will be an open space and recreation plan survey for town residents to review and fill out. We expect to have it on the website by this weekend.

Peter Meier said we signed a demolition order for the Christopolus building, but we have been waiting on the one with the hole in the ground on the opposite end of the park. There has been an asbestos abatement, and are waiting for that to come back, but it has been over a month now. Can we follow up with the Building Inspector? Mr. Guerino will follow up with that and get back to the board. Mr. Meier said also there is a piece of property in the rough area of County Road and Barlow's Landing Road. Mr. Guerino will get an answer on that as well.

Tom Guerino spoke about the legacy software and the problem they have had with legacy software. This is informational purposes only. Tom Guerino handed out copies of Administrators Guide to Improving Council Manager Relationship with Technology to the members to read if you would like to read it.

12) Selectmen's Reports

Michael Blanton said he has had the privilege of sitting through some of the hearing regarding the Christopolus concern. Also he was honored to represent the Board in Worcester at the Commonwealth Economic Development Conference.

Peter Meier said Michael and I went to an economy workshop at the Mass. Maritime Academy, being spearheaded by the Cape Cod Chamber of Commerce. Also there is a lot of activity going on at the Buzzards Bay Park. Also there is excitement going on at the park across the street.

George Slade spoke about what was discussed with the Pocasset Village Association, important to see representation from not just the village community but also member of the boarding community and someone from Shore and Harbor to make sure the overall interests of the town are met. Looking forward to the event in Worcester, Selectmen's Association Fall Conference.

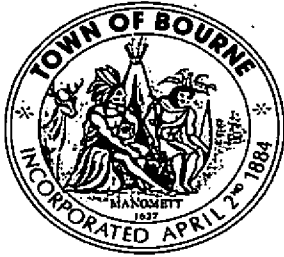
Tom Guerino spoke about Trunk or Treat; this is the 5th year. The Selectmen will be providing a car and a trunk for the children.

The next Bourne Selectmen meeting will be on Tuesday, November 1st at 7:00 P.M.

13) Adjourn

Voted Michael Blanton moved and seconded by Peter Meier to adjourn. Meeting adjourned at 9:46 pm. Vote 5-0.

Respectfully submitted - Carole Ellis, secretary.



Board of Selectmen Meeting Notice AGENDA



Date
Tuesday
November 1, 2016

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.

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

6:15 p.m. Call to order in Open Session

Executive Session.

1. To conduct strategy session with respect to litigation - Christopulos Investment and Realty v Town of Bourne, Don Perry and Pinnacle Site Contractors, LLC v Town of Bourne, Nouria Energy v Town of Bourne, Lighthouse Lane Realty Trust v Town of Bourne, Animal Rescue League of Boston v Board of Assessors.

The Chairman declares that such open discussions will have a detrimental effect to the litigating position of the public body.

Roll call Vote to convene in Executive Session for the purpose stated. The Board will reconvene in open session following the Executive Session at approximately 7:00 p.m.

Roll call Vote to reconvene in open session.

Approximately 7:00 p.m. returning to Open Session

*Board to report on votes taken in Executive session, if any.

2. Moment of Silence for our Troops and our public safety personnel
3. Salute to our Flag
4. Public Comment on Non-Agenda Items
5. Minutes from Meeting(s) dates: 10.05.16 Executive; 10.17.16 Regular
6. Correspondence
7. Request for a benches
 - a. In memory of John McGinn
 - b. In memory of Joanne LaFratta
8. Selectmen's Business
 - a. Goals Progress and Update
 - b. Succession Planning
 - c. Administrator's Contract
9. Town Administrator's Report
 - a. Commonwealth Community Compact
10. Selectmen Reports
11. Adjourn

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2016 OCT 28 PM 1:39
TOWN CLERK BOURNE

**Board of Selectmen
Minutes of Tuesday, November 1, 2016
Bourne Community Building
Bourne, MA 02532**

RECEIVED

2016 NOV 30 PM 1:33

TOWN CLERK BOURNE

TA Tom Guerino

Selectmen

Don Pickard, Chairman
Peter Meier, Vice-Chairman
George Slade, Clerk
Stephen Mealy
Michael Blanton

Note this meeting is being televised and recorded. If anyone in the audience is recording or videotaping, they need to acknowledge such at this time - Michael Rausch Bourne Enterprise.

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

Documents

6:15 p.m. Call to order in open session

1. **Executive Session:** To conduct strategy session with respect to litigation - Christopulos Investment and Realty v Town of Bourne, Don Perry and Pinnacle Site Contractors, LLC v Town of Bourne, Nouria Energy v Town of Bourne, Lighthouse Lane Realty Trust v Town of Bourne, Animal Rescue League of Boston v Board of Assessors.

The Chairman declares that such open discussion will have a detrimental effect to the litigating and negotiating position of the public body.

Roll call Vote to convene in Executive Session for the purpose stated. The Board will reconvene in open session following the Executive Session at approximately 7:00 PM.

Voted Peter Meier moved and seconded by Michael Blanton to go into Executive Session.

Roll call vote: Mr. Blanton - Yes; Mr. Meier - Yes; Mr. Slade - Yes; Mr. Mealy - Yes; Mr. Pickard - Yes; Vote 5-0.

Voted Peter Meier moved and seconded by Michael Blanton to adjourn Executive session and reconvene in open session.

Roll call vote: Mr. Blanton - Yes; Mr. Mealy - Yes; Mr. Meier - Yes; Mr. Slade - Yes; Mr. Pickard - Yes. Vote 5-0

Meeting Called to Order

Chm. Pickard called the meeting to order at 7:02 pm.

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

Don Pickard stated the Board was in executive session to conduct strategy session with respect to litigation - Christopulos Investment and Realty v Town of Bourne, Don Perry and Pinnacle Site Contractors, LLC v Town of Bourne, Nouria Energy v Town of Bourne, Lighthouse Lane Realty Trust v Town of Bourne, Animal Rescue League of Boston v Board of Assessors.

On two matters the Board took votes in executive session. There was a vote taken on Christopulos Investment and Realty v Town of Bourne where there was an offer presented and the Board voted 5-0 in favor of declining the offer. The next one was Lighthouse Lane Realty Trust v Town of Bourne. The Board voted unanimously to authorize Town Counsel to file an appearance on behalf of the Town of Bourne and to report the status of that matter to the Town Administrator.

Public Comment - Non-Agenda Items

None requested.

5) Minutes from Meeting(s) dates: 10-05-16 Executive; 10-17-16 Regular

Voted George Slade moved and seconded by Michael Blanton to approve the minutes from October 5, 2016 joint executive session and the joint Zoning Board of Appeals as presented and to encumber. Mr. Mealy and Mr. Meier abstained. Vote 3-2-0

Voted Peter Meier moved and seconded by Michael Blanton to approve the minutes from October 17, 2016 as presented. Mr. Mealy abstained. Vote 4-1-0.

6) Correspondence

George Slade brought the committee up to date on the correspondence.

- A. Letter from Thyssenkrupp Elevator Corporation re: Application for Permits filed with the Commonwealth of Massachusetts
- B. Barnstable County HOME Consortium is looking for Bourne Representative to serve and request that Bourne submit a nominee to fill this position for the 3-year term ending January 1, 2020
- C. Request permission from the Selectmen to put memorial benches in memory of Joanné LaFratta and John McGinn
- D. Conservation Commission abutter notification for work being done at the following properties:
 - 63 Bellavista Drive, Pocasset
 - 67 Tahanto Road, Pocasset

- E. Board of Appeals abutter notification for work being done at the following properties:
 - 21 Dollins Road, Pocasset
 - 282 Main Street, Buzzards Bay
- F. Housing Assistance Corporation [HAC] is planning their 13th Annual Shelter Cape Cod Telethon on Thursday, December 8th at the Cape Cod Community Media Center
- G. Bourne Historic Commission express their sincere thanks in preserving the 1924 signage of the Buzzards Bay National Bank
- H. Cape Side Convenience Store is seeking a Keno License from the Massachusetts State Lottery Commission
- I. Ann Geary Roche submitted letter of resignation from the Bourne Housing Authority
- J. Letter from The Open Doorway of Cape Cod thanking the Selectmen for supporting the 2nd Annual Cape Cod Run for Recovery
- K. Appeals Board meeting notice of November 2, 2016

Don Pickard questioned is any member of the Board interested in serving as the representative from Bourne for the Barnstable County HOME Consortium? Mr. Blanton said he is interested in representing Bourne depending on his schedule. Mr. Blanton will reach out to Michelle Springer. Don Pickard said if you can't please reach out to the Town Administrator so he can put in on the website.

Peter Meier said he wanted to thank Ann Geary Roche for her time serving on the Bourne Housing Authority. Peter Meier explained when they meet and what they do. Michael Blanton said it was a great opportunity to work with a great population in town. Tom Guerino had a brief meeting with the Executive Director of the Housing Authority.

Tom Guerino said on item C relative to Mr. McGinn, the people who were advocating for this couldn't make it tonight. They will be at the December 13th meeting.

7) Request for a benches

- a. In memory of John McGinn
- b. In memory of Joanne LaFratta

Tom Guerino said we have had a couple of requests trying to get a bench down at Gray Gables. Mr. McGinn was quite an advocate for that area. I explained to them generally when a request comes to the Board of Selectmen for a bench or a memorial of some sort, the Board has generally looked favorable upon those that have had a long municipal service or a long commitment to the community, someone that has a tie to doing things for the community. That has been the protocol for the Board allowing that to happen. I need to speak with Mr. Sala as it relates to both of these and the placement; Gray Gables is a fairly small area. The Corps of Engineers didn't have a spot for Mr. McGinn's bench. I will report back to the Board on what we have or not have available for accessibility.

Don Pickard questioned does the Board need to initiate a policy relative to the criteria for getting a memorial bench in town? Have the Administrator put together a plan for recommendation to the Board, and we can push these out to a meeting in January. Tom Guerino said these will be prior to the policy. Michael Blanton questioned what would the criteria be for someone who has contributed to the Town of Bourne in some sort of substantial way. This may need to be addressed on a case by case basis.

8) Selectmen's Business -

- a. Goals Progress and Update**
- b. Succession Planning**
- c. Administrator's Contract**

Don Pickard spoke about the goals. Everyone is a liaison or sharing a liaison to some of the goals. I shared the organization chart with Mr. Slade. I have shared with the Town Administrator.

Michael Blanton said I have nothing to report at this time.

Peter Meier said I have spoken to the Town Administrator on economical development, about bringing a consultant in to possibly talk about it. He is talking about putting something in the budget for economical development.

George communicated with the Town Administrator regarding the budget. Sent an outline with things I'd like to see. Builds on the experience from the Finance Committee.

Stephen Mealy said the plastic bag ban was accepted by Town Meeting. Was the Waste Water Allocation Policy part of our goals or was that separate. Tom Guerino said you were going to look at reserve capacity protocol for the Sewer Commissioners.

Stephen Mealy said I have talked to people and got information back to look at ways to limit the allocation for waste water

Summary, Possible approach to Wastewater Allocation within Bourne; summary of possible references

In searching for a means to fairly allocate limited wastewater treatment capacities within the Buzzards Bay sewer district, I have found the following documents that I can make available for the Sewer Commissioner's review:

1. State of Vermont Administrative Rule 87-46, Wastewater Allocation Process. Adopted in September, 1987.

This is a short (10 page) process to allocate waste-load allocations among competing discharge sources. It addresses multiple discharges to the same water body, considering the available capacity and attempts to address dividing discharge among various dischargers.

Comment. Although this addresses the use of an available resource, the discharge to a water body, a similar approach might be obtained using the available capacity of Wareham for Bourne's situation.

2. Policy for Allocating Wastewater Treatment Capacity, Charlotte, N. C. September 17, 2007, adopted by the Union County Board of Commissioners.

This is a comprehensive agreement (34 pages) between several wastewater Treatment facilities including a Collection System and developers that would propose to connect to the system. The policy is intended to establish guidelines for allocating limited wastewater treatment capacity in a fair, rational, and lawful manner.

This may be reflective of the proposed Bourne Wastewater Treatment Plant currently proposed at Queen Sewell Park and the existing Inter-Municipal Agreement with the Town of Wareham.

3. Wastewater Ordinance by the Milton Selectmen, Milton VT adopted November 20, 2008.

This is a Town Ordinance regulating the public and private wastewater collection and treatment systems, private sewerage disposal, allocation of wastewater treatment capacity, the installation and connecting to building sewer systems and the discharge of waters and wastes onto the public wastewater collection and treatment systems. It is comprehensive, addressing capacity allocation and includes such items as Alternative Onsite Systems, Cluster systems, Excess discharge. 34 pages.

4. Chester NJ Rules and Regulations Governing the Allocation of Gallonage within Wastewater Treatment Facilities. 6 pages.

This is a short (6 page) addressing capacity allocation agreements, transfer of capacity agreements, and facilities ownership. Included are categories of gallonage such as Health Hazard, Public Building, Residential and non-Residential definitions. It addresses new growth, levels of priority and reserves.

5. Highland Park New Jersey Utility Capacity, 2008. A comprehensive Technical Report (64 pages) prepared by the New Jersey Highlands Water Protection and Planning Council for the Highlands Regional Master Plan. It reviews both Wastewater Utility Capacity as well as Water Utility Capacity. It was developed for determining the location and capacity of the utility infrastructure to support the surrounding communities within the study region. It also covers the limitations of future expansion of wastewater treatment capacity and evaluate the potential limitations of future expansion.

Those reports are all available. I will get them to the Town Hall.

b. Succession Planning

Don Pickard said we have to start our succession planning with some of our department heads that may decide to retire in the next 2-3 years.

Tom Guerino said we have a report that was provided to the Board a few years ago. It gives us a good framework on this. ICMA (International City and County Management Association) has a good library relative to this. I have ordered a CD that each of you should watch at your convenience. Succession planning on Boards may be a little more difficult than it is in some of the larger communities. We don't have a second in command in a lot of these departments; they are departments of one or one with an administrative assistant. There is not a lot of area relative to promoting from within. We have put more money into professional development over the past five years for the union contracts. I think we need to get a baseline as to where we are. Who may be looking at their retirement and start a plan from that. Tom Guerino said the Fire Department and the Police Department have a date they have to give a notice that they plan to retire.

Peter Meier said every year the succession planning has been a priority of mine. You don't want to have to go outside of the organization and hire someone if you have people within the organization who have earned the right to move up. If you want people to stay around longer and invest in this town we need to show the initiative that we want to promote from within.

Michael Blanton said succession for some of these areas and one of the real challenges is that we try to be prudent with fiscal resources and pair down the cost of town government so we have a real skeleton crew. Many are department of one or departments of one and an administrative support person so it is very difficult to plan who will back fill when that person leaves. If it is a department of one, when they leave, we have to bear the cost of bring the next person up to speed, they have to get up and running and there are costs associated with that. At the same time provide a level of service to the towns people they have come to know, enjoy and expect from us.

Peter Meier said one thing I advocate for is when we have down time some of the employees should be trained in other departments.

Tom Guerino said that is correct but when you have slow time you are picking up on a lot of the administrative things you need to do. Many of the departments haven't come back to the staffing levels they had after the layoff in 91. We do with one person in a department when there use to be three. Succession planning is important.

George Slade said it is a time to spread them out so you can treat each turnover in due time rather than having too many build up at once. It may be in our best interest to work on coaxing more time or less time, and having that happen to our advantage. We have to look at these as opportunities.

Tom Guerino said we have a lot of people who are eligible and who will probably retire.

c. Administrators contract

Don Pickard said we talked about doing this now instead of doing it during the budget season. Mr. Mealy and I sat down and discussed the mechanics of it.

Stephen Mealy said Mr. Pickard and I had spoke about the Town Administrators Contract.

Summary, Outline of Preparation for the Town Administrator's Contract Review

The Board of Selectman's review of the Town Administrator is scheduled to take place by the end of the current Fiscal Year. The current contract was approved by the Board on June 10, 2014 for 3 years.

To prepare for this review, I suggested to Chairman Pickard I prepare a summary of the contracts for the Town Administrator, current and past alongside those of other town employees who also have employment contracts including the Financial Director and the Superintendent of Schools.

Such a comparison might include the following broad categories:

- Duties
- Term
- Salary
- Cost of Living Adjustment
- Merit Payments
- Longevity Payments
- Performance Evaluation
- Hours of Work
- Expense Reimbursement
- Use of Town-Owned Vehicles
- Expense Account spending
- Vacation Time
- Vacation Time Carry Over
- Personal Days
- Sick Leave
- Health, Disability and Life Insurances
- Holidays
- Bereavement
- Resignation Procedures
- Severance Pay
- Termination

The intent of the preparation is to provide an overview of the contracts used for our highest-paid municipal employees compare and are used.

The summary will contain only these comparisons; no inclusion will be made to for any proposed changes now, nor commendation of any existing differences or discrepancies between any reviewed document. It is a means to allow each of the member of the Board to view a snapshot of the contractual agreements reached in the past with these various positions.

I propose to have this summary completed by December 31, 2016.
Your comments and suggestions are welcome.

Peter Meier said we should settle this sooner rather than later. We are going into the budget season.

Tom Guerino said he wanted to note the last contract negotiation each of those items was voted on specifically. It is basically the contract that was in place in 2014, the same contract that was voted in 2005. I look forward to sitting down with the Board and discussing it.

Don Pickard said once Mr. Mealy has the summary prepared I'd like to have an executive session with the Board Members to discuss the Board's ideas relevant to the contract for the Administrator. We may think of having two members of the Board sit with the Administrator in his office and go over that, then bring back their best estimate of what is best for the town to the full Board in executive session. Mr. Pickard questioned Mr. Meier what is your participation level on this, I know you have recused yourself in the past. Peter Meier said I am talking to the Massachusetts State Ethics Commission on my options to see what option I have. I am going to talk formally tomorrow to find out what my options are and then I will report back to the Board by Thanksgiving. Don Pickard said if you can do it before December 31st we can have the Board meet in an executive session.

Michael Blanton said if you are entertaining suggestions or volunteering to serve on that small counsel to evaluate or discuss the Town Administrator's contract, I would be very interested in serving on that counsel.

9) Town Administrator's Report

Tom Guerino wanted to update the Board, the Board has authorized Bourne to work with our neighboring communities as it relates to the Community Compact on a regional system working with the Base on economic development. I think it will benefit more for the town playing good neighbor. To be able to get into the regional piece the communities have to be part of the community compact. My office has recently applied for two of the areas allowed. One is technology and one is environment, there are a number of different subject matters. We have applied for an economic development piece. That will be looking at a SWOT (strengths, weaknesses, opportunities, threats). We know what a lot of them are but there may be some from an outside facilitator that may help us with this. If we engage the entire community we may find some others. That is one of the areas we have applied for. The other is document management. Tracking

where various papers are from one point to another, where they are along the line, where they drop off, who's responsibility is what. Part of the compact provides IT document management. As well as with the new public records law taking effect in January. We had our initial conversation with the folks in IT at the commonwealth level. Those are two areas the Selectmen have had lots of interest in and wanted to have some results with. There are a couple of areas within these programs that we can get both technical and outside assistance. Those are things we are looking at. The applications are in.

10) Selectmen's Reports

Michael Blanton said he participated in the Trunk or Treat. We had a Selectmen oriented vehicle that was manned by Mr. Meier, Mr. Slade and myself. That was a great event that was held here last Wednesday. Tom Guerino said there were a lot of departments that were represented, Fire, Police, ISWM, DPW. Recreation puts this whole thing together. There were also a lot of families that participated in that event. Mr. Blanton said I want to applaud our Town Clerk to make sure early voting is in place. You can also vote this week Monday through Friday. Tom Guerino said early voting looks like it will top 20 percent. People have generally found it to be pleasurable. Michael Blanton said people have said they enjoy the access, the hours, the lack of lines, the ability to get it out of the way ahead of time. Other people have expressed they want to participate in the classic election day activities as well.

Peter Meier said next Friday at 11 a.m. will be the dedication for the work done at Town Hall, the refurbished memorial. We will have our US congressman as well as our high school band. It will be a nice event to give recognition for what everyone has done with this. We need to get as many people out there as possible. For safety are we going to block off the horseshoe driveway and have no parking there? Tom Guerino didn't have an answer to that. Peter Meier also spoke about Christmas at the Park, and other places to have this event. Tom Guerino said we will make sure we have a location for the lighting of the lights, Santa, and things we need. Mr. Sala is working on the lights. There will be a lighting ceremony; we are working on where and how it will be set up.

Peter Meier also spoke about the need for a Special Town meeting in February 2017. We need to send a message to the CPC committee letting them know we are entertaining a possible application to do the next phase of Buzzards Bay Park.

Tom Guerino said there are some things that George and I need to look at relative to the procurement issues. The current contract does not leave a lot of contingency money left. If we were to delay how we would procure. There are some thing we could move toward a Special if the Board wanted to push it to February. Let Mr. Sala and I come back to you with a recommendation as to what we need and how we need it.

George Slade said he attended the Community Action Committee held in Hyannis. It puts Bourne in touch with the rest of the Cape. Insuring services are available to low-income families. Helping families become self sufficiency in a variety of ways. They are going to

have a walk through their shelter in Hyannis. Mr. Slade spoke about the Holy Cross event. There is also a Technical Assistance Bureau. It would be good to do that from time to time. Mr. Slade also spoke about the Art of Communication within the Town. It's a relationship with the press, speaking with one voice.

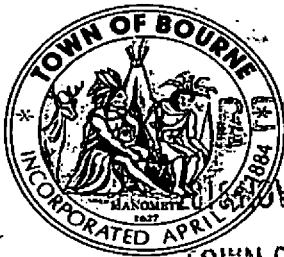
Tom Guerino said there is a group called EGL (Emerging Government Leaders) that have really good twitter ideas, help communities make that communication bridge. We are getting a lot of information on what other towns are doing.

Stephen Mealy spoke about the food pantry. There are a number of places including the Market Basket where you can drop the food off, including the Food Pantry itself. There is a meeting this Friday morning put on by the Cape Cod Technology Counsel and the Director of the Cape Cod Committee that is going to be speaking about the interaction between the Commission and following up with the 208 plan. If there is a member of the Board or a member of Town Hall that would get involved that would be worth it. We are not being well served yet on the 208 plan prep by the Cape Cod Commission. Tom Guerino said they have submitted a lot on our behalf, Terri, at the Board of Health, has reviewed what they submitted. Mr. Mealy questioned if Terri can come in and present. It is held at the Hyannis Golf Club. It would be good to have people from Bourne there to ask questions.

11) Adjourn

Voted Peter Meier moved and seconded by George Slade to adjourn. Meeting adjourned at 8:00 pm. Vote 5-0.

Respectfully submitted - Carole Ellis, secretary



Board of Selectmen Meeting Notice AGENDA



TOWN CLERK BOURNE

Date

Tuesday

November 15, 2016

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.

700 p.m.

1. Call to order in Open Session
2. Moment of Silence for our Troops and our public safety personnel
3. Salute to our Flag
4. Public Comment on Non-Agenda Items
5. Minutes from Meeting date: 9.13.2016 Executive
6. Correspondence
7. 7:15 p.m. Classification hearing
8. 7:30 p.m. Shellfish Aquaculture grant application – Daniel Maurice & James Rossignol
9. Shellfish Contaminated Relay Reclassification
10. Maggie Downing presentation
11. Selectmen's Business
 - a. Budget discussion – broad thoughts on outcomes for FY 18
12. Town Administrator's Report
 - a. Memorial bench policy
 - b. Housing Authority vacancy procedures.
13. Selectmen Reports
14. Adjourn

**Board of Selectmen
Minutes of Tuesday, November 15, 2016
Bourne Community Building
Bourne, MA 02532**

RECEIVED

2017 JAN 25 PM 3:40

TOWN CLERK BOURNE

TA Tom Guerino

Selectmen

Don Pickard, Chairman
Peter Meier, Vice-Chairman
George Slade, Clerk
Stephen Mealy
Michael Blanton

Note this meeting is being televised and recorded. If anyone in the audience is recording or videotaping, they need to acknowledge such at this time – Michael Rausch Bourne Enterprise.

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

Documents

Meeting Called to Order

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

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

Public Comment – Non-Agenda Items

None requested.

5) Minutes from Meeting date: 9-13-16 Executive

Voted Peter Meier moved and seconded by Michael Blanton to defer the minutes from September 13, 2016 to a time certain. Vote 5-0.

6) Correspondence

George Slade brought the committee up to date on the correspondence.

- A. Letter from Division of Marine Fisheries with opening of shellfish areas
 - Shellfish Transplant Opening - North side Toby's Island
 - Harvesting of Shellfish previously closed from the potentially toxic phytoplankton bloom are now open
 - Seasonal Status Change - Macos
- B. Letter from Massachusetts School Building regarding James F Peebles Elementary School
- C. Parking Agreement by and between Town of Bourne and the MMA
- D. Notice of Public Hearing Notice from Historical Commission

E. Submission of resignation from Linda Connors from the Board of Directors of the Bourne Council on Aging

Michael Blanton questioned item B MSBA and Peebles School is this the amount of money that has been allocated should the ballot question passes on December 6th relevant to the School replacement?

Tom Guerino said those are the maximum amounts of the grant \$14,686,000 and the 15,150,000 provided that everything moves positively on December 6th.

Peter Meier said Jim Potter will be here on November 29th to discuss that issue, and the ballot will be on December 6th

Don Pickard said relative to the parking agreement between the Town of Bourne and the MMA it expires on August 1st. On July 31, 2017 we should know what we are doing. We should find out how much they need. Does it inhibit any of Mr. Mullens winter operation by having the parking there. We should have something by January 15th on your analysis of what you think should be done. Peter Meier said since in the summer time we have an overflow of trailer boat parking. Maybe we should look at a shared arrangement with the Academy with that parking lot.

7) 7:15 Classification hearing

Don Pickard called the hearing to order.

Voted Peter Meier moved and seconded by Michael Blanton to go into Public Hearing.

Donna Barakauskas Director of Assessing went over the Property Classification Recommendation Fiscal Year 2017. The Board of Assessors recommends that the Board of Selectmen retain one tax rate for all classes of property for fiscal year 2017. 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 Commonwealth/Industrial/Personnel Property taxpayers. Bourne is largely a residential community that simply does not have enough of a Commercial/Industrial base to make classification worthwhile.

Stephen Mealy questioned if there are any tenants on the Cape besides Barnstable that have a split rate? Donna Barakauskas said Nantucket and Martha's Vineyard have a residential exemption but not a split rate.

Michael Blanton said the idea of a split tax rate and the onus it would put on the commercial property owners you are recommending against that because it might inhibit future commercial growth in town. Donna Barakauskas said we don't have enough to make it worthwhile. Our residential is growing faster than our commercial.

Jim Mulvey said projecting time, because there isn't enough commercial property, the amount of land to be developed and the proposed development on Main Street on Perry Ave on the full development, trying to project ahead, if that were fully developed commercially would be enough to tip the scale at that time. Donna Barakauskas said if we could revitalize the whole Buzzards Bay community on Main Street.

Peter Meier spoke about Conventional Data Services.

Tom Guerino said any tax increment finance plan would have to come here and go to Town Meeting.

Voted Stephen Mealy moved and seconded by Peter Meier to close the Public Hearing. Vote 5-0

Voted Stephen Mealy moved and seconded by George Slade that the Board retain one tax rate for all classes of property for Fiscal Year 2017. Tax rate is \$10.30 per thousand. Vote: 5-0

8) 7:30 p.m. Shellfish Aquaculture grant application – Daniel Maurice & James Rossignol

Voted Peter Meier moved and seconded by Michael Blanton to enter a Public Hearing. Vote: 5-0

Don Pickard read the Public Hearing Notice

Notice is hereby given in accordance with the provision of Chapter 130, Section 60 of MGL as amended and Rules and Regulation and Application Requirements promulgated by the Board of Selectmen, that Daniel Maurice, 2 Evergreen Hill Road, Monument Beach, MA 02553 and James J Rossignol, 26 Pocahontas Road, Pocasset, MA 02559 filed a joint application on September 14, 2016 to expand an existing shellfish grant and for three additional proposed parcels. The proposed locations are on the southwest side of Tobey Island and in the approximate area of the location known as Mud Cove/Monks Park in the village of Monument Beach. The application, including a plan showing the specific locations of the proposed grant, can be viewed at Town Hall at the Town Administrator's Office or the Department of Natural Resources.

A public hearing will be held on November 15, 2017 at 7:30 pm in the Bourne Veterans' Memorial Community Center, 239 Main Street Buzzards Bay, MA 02532. Signed by Donald Pickard, Peter Meier, George Slade, Stephen Mealy, and Michael Blanton.

Don Pickard went over how the public hearing will proceed.

Dan Maurice said last we spoke we received approval for a portion of our grant at our existing location which is Aqua2. Today we are discussing additional areas that were in the proposal in the Mud Cove area and a small area for equipment. I joined the two areas in the Ram Island area. We can operate in this area with great care and safety. This area would be great for a nursery.

Jim Rossignol said we can add to the fabric of Bourne with the aquaculture farm. This can help water quality improvements. It can benefit the town. This area can vastly improve our operation and enhance the farm.

Don Pickard questioned what is the depth of the water in that area?

Dan Maurice said it varies with tide. At the lower portion between point 1 and point 2 around 6-7 feet at high tide, at low tide at least 4 feet. Moving through points 7 & 3 along the banks you see a tidal effect. Potential a moon tide it could drain in that particular area.

Don Maurice and Jim Rossignol went over their aquaculture plan, using floating bags or traps, the area they are proposing, how it will benefit the town, the growth they have and the mortality.

Each of the locations were selected with great care and consideration so as not to pose a hazard to navigation or recreational water use.

Michael Blanton said the concerns that Mr. Mullen had was the concern about the mucky bottom and if it was safe to work in. Dan Maurice said we are planning on accessing based on tide by boat. Due to the sheltered area it is safer to operate in this area than 3 to 5 foot swells out in front of Tobey Island. We have no doubt we can operate in this area in a safe and efficient manner.

Peter Meier read from Mr. Maurice's letter, Due to the land features and the "quick sand" like aquatic terrain the area is avoided by recreational enthusiasts of all types and is not traversable by humans. You are taking a risk for going in there based on what you wrote in your own letter. Dan Maurice said part of that was in relation to the regulations. It can interfere with waterways. This is why recreational enthuses avoid this area is because of the terrain.

Tim Mullen said it is true you will not find people shellfishing in that area. It is generally not safe. Walking in the area can be hazardous. Because the ground area is soft it isn't suitable for ground cages. If it was a suitable area we would of probably considered doing something there, but we haven't. It has become a popular location for paddle boarding and kayaking. They launch across at the gravel ramp located in Mud Cove. I expect to hear from some people if this is approved. It could be in the way of people paddle boarding and kayaking. That is a recreational activity we have to take into consideration.

The other location they requested is on the North side of the island. That is in the middle of a mooring field. We couldn't actually permit a grant in the middle of a mooring field, but we can permit a mooring there, but cannot approve a shellfish grant there. To have upwards of 200 floating pouches there would be a hazard to those paddling. Access is an issue, they would have to access it by boat, and are limited to when you can get in there. Being able to attend the pouches is limited in that area.

Don Pickard said relevant to the pin points 20-23 for the 20ft long, 12ft wide floating culling, upweller equipment is not considered a shellfish grant, correct?

Dan Maurice said it was outlined because I thought the state regulations said to do that you have to cull on the actual grant site, you can't be off site. We don't have any intention of growing anything in this particular location. It is a place where we can use some gear. It is to be in compliant it has to be part of the site. The ramp where they launch boats is probably nearest to point 1 on the map and it is at least 200ft away from point 1. I don't want to interfere with township. We talked to people that launch there. We don't want to interfere with recreation use.

Don Pickard wanted to clarify, the barge area you will need to have a Town of Bourne mooring for the barge. Tim Mullen said yes a permit to have a barge there. Mr. Pickard questioned the waiting list and the three people that are waiting. Would they have to be added to that waiting list? Mr. Mullen said there are currently 5 spots available. Jim Rossignol said I have a mooring in that area that we could use if they needed.

Stephen Mealy wanted clarification on the use of a mooring as opposed to a shellfishing grant area as far as the state regulations. How is Mr. Ross being able to do that; is he within his area? Mr. Mullen said that is within his grant area. Can we get around this requirement of having the upweller barge workstation. Mr. Mullen said he will have to look into that.

Stephen Mealy questioned what type of equipment Mr. Maurice and Mr. Rossignol are going to use floating bags or bottom? Dan Maurice said in the deeper area between 172 we would use something that is on the bottom. In the more shallow area we will use something that is floating. Access is not a problem to us. The area is a great area for a nursery. Dan Maurice said by forming this into a continuous area it was a slight increase in the overall acreage. It went up from 1.92 acres to 1.96 acres, and that is reflective in the current proposal. Stephen Mealy questioned would it be prudent for the Board before we take action on this to wait to determine how the upweller/barge/work platform will be handled.

Don Pickard said we could in two separate motions approve the grow area and approve the barge area in the mooring field contingent upon the ruling from the state. Stephen Mealy said his concern is if we allow an upweller/workstation in the middle of a mooring field, even if it is allowed in the state regulations, what is going to prevent other people to come in and do the same thing in the middle of other mooring fields through the town, or are we going to handle it on an individual basis? Mr. Mullen said you would have to handle it on an individual basis.

Jim Mulvey said any of the shellfish in the course of a year; the commercial and recreational harvesting of shellfish in a mooring area is a closure every year. Where shellfish are being raised close to or in a mooring area will it affect the commercial aspects of it.

Tim said that entire area is not conditionally closed it is open 365 days a year. My greatest concern is the access and being able to properly tend to the shellfish. I see it as really limiting. We have been in situations where we haven't been able to tend to floating pouches for an extended period of time, they get fouled, it compromises the growth. I see it as really limiting your operation.

Don Pickard said that only effects the operation of the Town's Department of Natural Resources if they are not tended properly and become foul. At that point the grant could be revoked. These people are in business and it is their issue to deal with not the towns. We shouldn't have to worry about that, unless it comes to the point where they are not able to tend it, it becomes foul, they die, and then the mortality rate is up. At that point we would look to your department to come to us and say we need to revoke the shellfish grant.

Michael Blanton said they have conferred with Mr. Mullen with this issue. They are acknowledging the risk they may be taking with regard to their shellfish stock. We talk about the recreational enthusiast as a hobby or a past time. That is a viable business in this town as well. There are people doing stand up paddleboard business, kayak rental business.

Voted Pete Meier moved and seconded by Michael Blanton to close the Public Hearing.
Mr. Blanton - Yes, Mr. Meier - Yes, Mr. Pickard - Yes, Mr. Slade - Yes, Mr. Mealy - Yes.

Stephen Mealy is concerned about setting a president as using a defined mooring area for part of a shellfishing grant. I'd rather see it done as a separate entity that way if there is a problem we don't have to revisit the whole project again.

Voted Stephen Mealy moved and seconded by Peter Meier that the Board approve an aquaculture grant to Dan Maurice of 2 Evergreen Hill Road, Monument Beach, and James J Rossignol of 26 Pocahontas Road, Pocasset, per an area outlined within Ram Island Cove as denoted from point 1-7 and the associated latitude and longitude locations of the buoys as presented to the Board this evening. Vote: 5-0

Don Pickard said for the second portion of the request we are looking at a motion to table this. Tom Guerino said I would not act on it. You are going to need another hearing regardless. Once you get a clarification from the commonwealth relative to those issues on the issues on the barge, you could hold another hearing relative to that. Dan Maurice questioned would I also be required to notify the abutters again? Tom Guerin said yes.

9) Shellfish Contaminated Relay Reclassification

Tim Mullen spoke about the reclassification. These are the three areas we closed in the spring. We relayed 370 bushels to the north side of Tobey Island, 365 to the mouth of the Back River, and 265 in Little Buttermilk Bay along side old Head of the Bay Road. There are 10000 bushels total at \$15 per bushel for a total of \$15,000. The relay was funded by the Shellfish Propagation Program. At this time I am recommending the reclassified areas to be reopened. Everything has been tested. We have the approves from the Marine Fisheries

Voted Peter Meier moved and seconded by Michael Blanton to approve the Shellfish Regulation Amendment number 2016-3. Acting under the authority of Chapter 130, section 52, of the Mass General Laws, as amended, the Board of Selectmen of the Town of Bourne hereby promulgate the following special regulation which affects the taking of shellfish within the waters of the Bourne, reclassification areas for Tobey Island north side, Back River Mouth, and Little Buttermilk Bay.

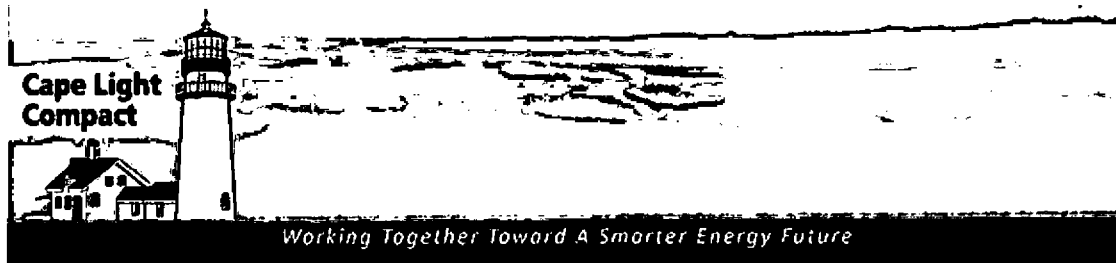
10) Maggie Downing presentation

Bob Schofield, Bourne Representative to the Cape Light Compact introduced Maggie Downing. Maggie Downing went over Eversources Grid Modernizations Plan.

Eversource's Grid Modernization Plan: Does It Lay the Foundation We Need For Our Communities' Energy Future?

November 15, 2016

Maggie Downey, Cape Light Compact Administrator



Working Together Toward A Smarter Energy Future

Grid Modernization: What and why?



- What is "the grid"?
 - The electric grid is an infrastructure network designed to deliver electricity from suppliers to end users. Our grid was designed and built in an era when this simply meant delivering power from large, centralized generating plants to customers' homes and businesses.
- Grid modernization is the process by which digital intelligence is incorporated in to our electric power grid to allow power to flow in two directions—to and from the consumer—transforming it into an interactive delivery network. This is being done in states all across the U.S. - Massachusetts is not leading the curve on this.

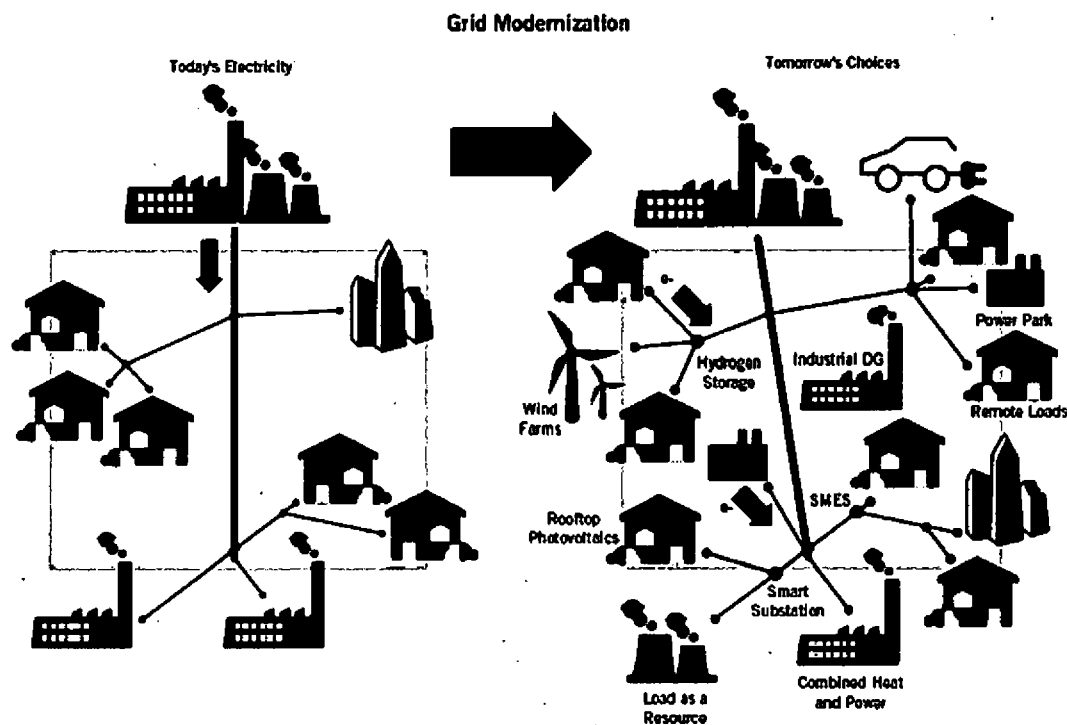


Fig. 1. The IEEE's version of the Smart Grid involves distributed generation, information networks, and system coordination, a drastic change from the existing utility configurations.

Why should you care?



- This is the first time that the DPU has mandated that the electric distribution companies (EDCs) like Eversource modernize our antiquated grid
- Choices made today will have dramatic impacts on Distributed Energy Resources, storage, energy efficiency for many years to come
- This is an opportunity for consumer empowerment
 - Could allow consumers to better understand their usage and make informed energy decisions
 - Could allow consumers to play in a role in stabilizing the grid and reducing infrastructure costs
 - Could better enable consumers to play a role in reducing emissions and mitigating climate change impacts
- **You're paying for it!**

What could it do for us?



- Greater system stability and resiliency
- Expand renewable energy integration
- More opportunities for energy efficiency and demand management
- Encourage development of microgrids

Overall, more local control and a central role for consumers... *depending on what is put in place.*

DPU's Grid Modernization Goals:



The DPU set forth four primary goals in its order for all Massachusetts utilities to submit plans for grid modernization:

1. Reducing effects of outages
 - *Number of outages, length of outages, number of customers affected, including weather-related*
2. Optimizing demand, including reducing system and customer costs
 - *Don't pay lots of money for infrastructure you only need a few hours per year*
 - *Deploy technology that enables customers to optimize their demand*
3. Integrating distributed energy resources
 - *Allow customers with solar and/or storage (including EVs) to contribute to grid reliability and renewable energy goals*
4. Improving workforce and asset management
 - *Make our utilities operate more efficiently and reduce customer costs*

Smart metering



In its order on grid modernization, the DPU mandated that utilities achieve Advanced Metering Functionality (AMF) within 5 years of plan approval, or make a business case demonstrating that a longer timeframe is a superior approach.

AMF* (smart metering) includes four elements:

1. Collection of customers' interval usage data, in near real time, usable for settlement in the ISO-NE energy and ancillary services markets
2. Automated outage and restoration notification
3. Two-way communication between customers and the utility
4. Communication with and control of household appliances (with customers' permission)

*AMF is a specific set of functions. AMI (Advanced Metering Infrastructure) is a specific technology to achieve AMF

Eversource's proposal



- In August 2015, Eversource filed its five-year, \$496 million Grid Modernization Plan
- Claims consumers are at the center of the plan
- Conservative, grid-facing approach
 - Emphasizes incremental investments
 - "...a flexible foundation for the future"
 - Heavily focused on improving reliability & resiliency
- Downplays benefits of giving consumers greater access to information and pricing transparency
 - Most apparent through opt-in approach to advanced metering and time-varying rates
 - Takes position that customers are uninterested in TVR

Eversource spending proposals



Investment Category	5-year Capital + O&M (million)
Smart & Integrated Grid	\$171.9
Resilient Grid	\$150
Customer Engagement	\$108.2
Enabling Investments	\$66.3
TOTAL:	\$496.4

In summary...



Potential Benefits:

- Will provide system operators with much greater visibility in to real-time status of system
 - Leads to greater operation and, in theory, planning efficiencies
- Will improve reliability and resiliency of the grid
 - Less customer outages, shorter outages
- **Concerns**
 - Utility-centric
 - No universal AMI = limited customer engagement
 - No cost allocation according to benefits
 - Inclusion of core utility functions
 - Limits potential for smart metering and associated benefits
 - TVR program design does not appear to meet DPU

A high-level comparison...



National Grid also filed a ~\$1 billion GMP that proposed a full deployment of advanced meters on an opt-out basis throughout their service territory

Eversource

- Focused on grid-facing technologies
- Emphasizes reliability
- Not convinced residential/small business customers will benefit from TOU/advanced metering

National Grid

- Says their plan is for the "utility of the future"
- More of an "all of the above" approach to technology deployment
- Used AMI deployment experience in Worcester to inform GMP
- Exploring battery storage

As the GMPs are currently proposed, five years from now:



A customer on Cape Cod or Martha's Vineyard...

...may have increased grid reliability from grid fortification

...will have minimal/no insight in to real-time energy usage patterns, seeing only their total usage on the monthly bill, like they do now

...will be unable to receive or respond to real-time pricing signals

...will have few or no opportunities to reduce costs by shifting usage

A customer in National Grid service territory...

...will have a more stable, demand-optimized grid and benefit from real-time outage and restoration notification to their utility through their meter

...will have deeper insight in to their usage patterns, enabling informed energy decisions

...will receive real-time pricing and can adjust usage accordingly, with the help of smart/connected appliances

...will be able to benefit from time-of-use pricing by shifting their usage to lower-priced periods of the day (possibly automatically, with the help of smart/connected appliances)

Smart grid in other states



- MA is not leading the curve – across the U.S. there are about 60 million smart meters already installed
- Baltimore Gas & Electric:
 - Began installing smart meters in 2012
 - \$2.50 in benefits for every \$1 spent
 - Have “Energy Savings Days,” ~700,000 participants, \$7.26 average bill credit
- Commonwealth Edison (Chicago)
 - 2.5 million smart meters installed
 - 2015 was best reliability year ever, largely due to automatic outage notification
 - Smart meters saved \$3 million in truck-rolls

As consumers...



Do we want to continue to interact with our utility only once-a-month, in the form of a bill?

Or do we want to have a more thorough understanding of our individual energy usage and be able to interact with our grid in real-time by:

- Managing our usage and demand
- Being incentivized (\$\$) to contribute to grid stability and lowering infrastructure costs
 - Example: charging your EV when real-time prices are low, then discharging (selling power back to the grid) when real-time prices are high
 - Example: Set your smart thermostat to pre-cool your house when demand/real-time prices are low in the morning, but then cut off during peak demand/price hours in the afternoon

Timeline Snapshot



- August 2015 – Utilities Filed GMPs
 - CLC and other parties began review
- May 2016
 - CLC Granted Intervenor Status
 - Procedural Schedule Issued
 - DPU Ruled Rate Design is Outside Grid Mod Scope
- June 2016
 - Utilities filed GMP updates
 - CLC filed first of 5 IR sets
- August 2016 – Procedural schedule suspended
- October 2016 – New procedural schedule issued

Next Steps



- Continue to get information from Eversource through Information Requests
- Continue to inform and engage consumers and communities on issues of concern
- Develop positions based on information received and consumer input
- Communicate consumer and community concerns to DPU
- Take our survey on Grid Modernization/Smart Grid:
www.surveymonkey.com/r/gridmodsurvey



Questions?

For more information:

- Visit our webpage on Grid Modernization at www.capelightcompact.org/smartgrid
- Contact us with questions:
info@capelightcompact.org
508-375-6644

Peter Meier said anything you can do to advocate lower rates would be greatly appreciated. George Slade said regarding intergrading distributed energy resources, under that it reads Allow customers with solar and/or storage (including EVs) to contribute to grid reliability. My understanding when you have solar panels you have a finite coverage that you are able to draw energy and produce. For someone with an existing system how can that change? Maggie Downing explained that if the customer allows the utility to call on it during peak times, you have storage on site that is called upon by the utility to balance load. Having EV charging stations and having the meters has the ability to get accurate information on timing and pricing what you charge and discharge back into the grid.

Stephen Mealy questioned what are the next couple of steps. There is a survey we can take, you get feedback from the survey, maybe they want to get involved, with a different approach than what Eversource has proposed. Is there any likely hood that Eversource will listen? Maggie Downing said yes they should listen. The department will listen because they have two very different plans. After we compile the results from the survey we will come back to the Board and ask for some direction as to what we want to advocate for, do we want to advocate for universal rollout of smart meters and an opt out. We may have an expert witness come in and talk about great mod and the benefits and how this can bring lower costs to consumers. I am happy to come back again as we continue to get information requests and as we get ready to formulate those opinions. The board wants to be advocating for what the community wants.

Stephen Mealy questioned are there other agencies, like the Cape Light Compact, throughout Eversource's region that will also be advocating for some balance between these two different plans? Maggie Downing said there are a lot of mutual advocates in Massachusetts, but we are the only one managing efficiency programs at this time. There are a lot of environmental groups.

Michael Blanton said in Eversource's proposal it says they have taken a position that customers are not interested in time period rates. Do you know how have they arrived at that? Maggie Downing said they did hold some consumer forums. One of the reasons why the Board directed us to do the outreach, we thought it wasn't open enough and they didn't ask the consumers. We didn't feel it was well talked about. The forums they held were not as extensive, they were not on Cape Cod; they were not on Martha's Vineyard.

Jim Mulvey questioned where does Cape Light Compact stand on this? There are 60 million that are converted, what percentage of that is done. If Eversource says it is projecting \$496 million to do this. What is it going to mean to me and to my kWh? Maggie Downing said regarding the first question the Compact doesn't have a position on this yet. It will come down to bill impacts, and that is why we are asking for more information from consumers. Jim Mulvey said there is an opt out provision. To whom would that apply, Cape Light Compact or through Eversource? Maggie Downing said it would be through Eversource. If they rolled out smart meters through the state of Massachusetts, if you choose not to have it you would opt out.

Tom Guerino said you sent a letter to the managers, when is the timing on that?

Maggie Downing said the letter Tom Guerino is referring to is National Grid is the gas provider on the Cape, and they are also an energy efficiency provider. Last month they filed with the Department of Public Utilities asking for exclusive rights to serve emergency efficiency services to homes that are heated with gas as opposed to allowing the customer to choose their energy efficiency provider. The Compact objects to that so I will be sending out electronically a letter asking each of the Boards of Selectmen to support customer choice. I will be sending out that letter tomorrow.

Bob Schofield said all the towns are the posture of what the Cape Light Compact is all about. This aggregation was formed by all the towns on the Cape and all the villages on Martha's Vineyard. Being advocated for our rate payers, is one of our major goals for the Cape Light Compact. We are the only ones in a position to do this because of our size and what we are here for.

11) Selectmen's Business -

a. Budget discussion - broad thoughts on outcomes for FY18

Don Pickard said this is a broad based discussion we will probably have to discuss this over the next several months and at some point take a vote on the Boards positions on what they would like to see. Some examples are to ensure our expenditures and our revenues are in line so we don't have to depend on free cash. I like to see the reporting structure of the Town Administrator. As part of that develop the position of the Assistant Town Administrator. To view all the retirements, we have several coming up. Board authorizations. I think we should relook at these. We should study all the positions and replacements to make sure they are justified. We should look at ways to automate.

Pete Meier spoke about the project budget discussion last night with the School Building Committee.

Michael Blanton said the position like Assistant Town Manager and looking at costs for that. It would be a good conversation to have for what the value is to the town, and what savings it would potentially bring to us. Along with the Assistant Town Manager also an Economic Development Specialist, and how we would budget for that, what value they could bring, what cost could we bear. Looking to switch the tax burden onto the commercial end rather than the residential end.

George Slade said during our usual budget process we get information from the Finance Director. We have a six moth second quarter review, it gives us a good overview of how we are overspending or under-spending. Also turn-backs, would there be a specific period of time before we finish the budget when turn-backs could be looked at and see what we can anticipate. Maybe the end of the third quarter, so we could have a little bit more information at Town Meeting.

Stephen Mealy suggested each of the Board members write down the comments that were presented, because some of the thought are outside the typical budget discussion that has been in the past. We have a number of opportunities with replacing individuals, reclassification of individuals, and looking for ways of perhaps doing business different than we have in the past. It would be worthwhile to incorporate that as part the initial generation of what the budget should look like. It would be nice if we could come up with the number of what it will be early in the budget process. I wanted to bring up a report I was able to retain from Mashpee. It is a summary of the important meeting that take place. Mr. Mealy went over that report.

FY 2017 IMPORTANT DATES**BUDGET SCHEDULE**

Joint Public Hearing on Budget Priorities	September 21, 2016	Bc Fil
Town Administrator Budget Policy Recommendation to Board of Selectmen	October 5, 2016	Tc
Budget Policy Final Approval	October 19, 2016	Bc
Budget to Town Administrator	November 11, 2016	De
Budget to Board of Selectmen and Finance Committee	January 13, 2017	Tc
Joint Public Hearing	March 15, 2017	Fi Bc

CAPITAL IMPROVEMENT PLAN SCHEDULE

Plan to Town Administrator	November 11, 2016	De
Plan to Board of Selectmen and Finance Committee	January 13, 2017	Tc
Publication of Hearing Notice	February 5, 2017	Tc
Joint Public Hearing	February 17, 2017	Fi Bc

MISCELLANEOUS

Public Information Meeting	July 20, 2016	Bc
Committee Orientation	September 26, 2016	Bc Ac
Annual Town Reports Due	January 6, 2017	De Bc Ch

FALL SPECIAL TOWN MEETING SCHEDULE

Action by	Action	Day and Date Required by
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N/A

Opening of STM Warrant	August 25, 2016 @ 8:30 a.m.	
Closing of STM Warrant	Sept. 9, 2016 @ 4:30 p.m.	N,
Warrant Article Recommendations	Sept. 23, 2016	Bc Fi
Warrant to Printer	Sept. 23, 2016	Tc
Publishing of Warrant	October 7, 2016	Tc
Special Town Meeting	October 24, 2016	N,

ANNUAL/SPECIAL TOWN MEETING SCHEDULE

Action	Day and Date Required by	Ac
Call Meeting/ Election: vote	January 18, 2017	Bc
Publish dates of Warrant Opening and Closing	February 3, 2017	Tc
Opening of ATM Warrant	February 7, 2017 @ 8:30 a.m.	N,
Closing for Depts. Committees, February 24, 2017 @ 4:30 p.m.	Board and Committee	De
Closing of ATM Warrant	March 9, 2017 @ 4:30 p.m.	N,
Opening of STM Warrant	March 9, 2017 @ 8:30 a.m.	N,
Closing of STM Warrant	March 24, 2017 @ 4:30 p.m.	N,
Warrant Article Recommendations	April 7, 2017	Bc Fi
Warrant to Printer	April 7, 2017	Tc
Publishing of Warrant	April 21, 2017	Tc
Annual Town Meeting	May 8, 2017	N,
Annual Town Election	May 16, 2017	N

APPROVED BY BOARD OF SELECTMEN: JULY 6, 2016

Don Pickard suggested himself and Stephen Mealy sit with the Town Administrator.

Stephen Mealy said it gives a broad view looking down through the calendar from the beginning of the FY to the end of what has to get done and who is involved.

Tom Guerino said it is something that we should sit down and implement. Even though the dates are there people are still scrambling towards the end of the dates to get the things done by those dates. The budget liaisons have to get together soon. Don Pickard requested budget liaisons be put on the next agenda. Tom Guerino said one of the things you need to look at is a more priority of what the community priorities are; administrative capacity, economic development capacity, health and human service capacity, and how do we fit those, and what part of the budget. How important is it to the citizens through the elected representative, how important are these pieces. Then work the budget toward that.

12) Town Administrator's Report

- a. Memorial bench policy
- b. Housing Authority vacancy procedures.

Tom Guerino said the Housing Authority Vacancy will take a joint Board action for replacing some of the lease.

Tom Guerino said relative to the memorial bench policy, I've had this go by folks in my office; we bring forward for your consideration as a police. It will take a 3 vote. It is in tonight just for review. It is a hybrid from different communities that have policies. Once the Board if they choose to move this forward as a formal policy, then after 1st reading it will go out to a number of different departments for their review.

December 1st here and out back the annual holiday lighting will occur. There will be activities inside and outside of the facility. They will flip the switch at 6:00.

Mr. Guerino wanted to note within the last couple of weeks relative to the Buzzards Bay Park we have awarded a first phase construction bid to Marini Construction Company from Newton, MA the low bid came in at \$539,000.

13) Selectmen's Reports

Michael Blanton said he visited Upper Cape School's Open House. It was a well run event. They have a variety of trades.

Peter Meier said last Friday we were at the event for Sandwich and Socials Monument. Thank Don Ellis, Dick Conron, Don Dastous, Jonathan, and George Sala. It came out great and it was greatly attended. Last night we had the Peebles School Building Committee meeting. There are two more tours. One on November 19th and the other on December 3rd from 1:00-3:00. We are meeting one more time before the election. Jim Potter will be here on the last meeting of the month under public comment to speak about the upcoming election.

George Slade attended Lime Disease Support Group meeting last week. We seem to be behind when it comes to treating Lime Disease. The complications and finding good treatment is

staggering. It's very difficult to reconcile with the Center for Disease Control and finding out what the systems are and how to best treat the disease. I would like to touch base with them again to see how they are doing. Veterans day ceremony was really good. I attended the Veteran's Day event at the High School. It gave the students an opportunity to discuss events with veterans. I attended the Little Mermaid performance, it was directed by Mary Murphy.

Peter Meier said over the years we have recognized athletic teams at the high school, but we haven't done anything to recognize Mary Murphy for what she has done for the theater arts group. We need to give her a certificate, acknowledge her for what she has done.

Stephen Mealy said I have done a little work on the social media policy. We are in the minority of not having anything.

Progress made on Social Media Policy review from other communities. Will prepare summary, similar to that provided for Wastewater Allocation Policy. Will include policies from:

- Mass.gov
- Auburn
- Concord
- Oxford
- Westford
- Blank Sample Policy

CCSA Meeting.

The Cape Cod Selectman's and Councilor's Association meeting this Friday morning at 7:30 at the Hyannis Golf Club will present an overview of the new Public Records Law, including Legal requirements and Practical Considerations, presented by John Giorgio, Attorney Kopelman Paige and Sandwich Town Clerk Taylor White. All should plan to attend, including the TA, Clerk.

Our Agendas are lacking in some additional information, in my opinion. Ex:

- Item 7. Tonight's 7:15 Reclassification Hearing. Reclassifying what? A brief sentence explaining to the public this is a reclassifying of Property Taxes and determining if we stay with one rate or divide into residential and commercial.
- Item 10. Maggie Downing presentation. Who is Maggie Downing and what is she presenting

I ask we provide a line to each Agenda Item to explain what the item is.

DPW Reminder.

As a reminder, The DPW has started effective November 3rd, enforcing the rules and regulations for curbside single stream re-cycling and waste collection. Specifically:

- Lids of Containers must close completely. No materials hanging/blocking cover.
- No additional boxes/bags/barrels will be collected. Only Town -Supplied the Blue Containers.

Public Workshop, Open Space and Public Parks Workshop

A public Workshop will be held on November 16 (tomorrow) at 7-9 PM at the Media Center at the Bourne Middle School on 77 Waterhouse Road to discuss the actions the Town should take for protecting Open Space, Town Playgrounds, parks and recreational facilities. All are invited. There

is an on-line survey, very short that interested persons can take to provide feedback. A link is available on the town website if you go to the Workshop announcement for 7PM November 17, under "more" information.

Food Pantry

Food Pantry Contributions at the Market Basket, Post Offices, Community Center and Food Pantry.

FY2017 Important Date Schedule List Currently used in the Town of Orleans

I have copies for an important dates calendar listing that is simple and only two pages that is used in the town of Orleans successfully. It is generated by the Town Manager's office and approved by the BOS and contains the major meetings, who is responsible for attending, etc. It covers:

- The Budget Schedule
- Capital Improvement Plan Schedule
- Miscellaneous Meetings (Public Info, Committee Orientation, Annual Town Report Due, etc.)
- Town Meetings including Fall Special, Winter Special and Annual Identifying Warrant Open/Close dates, Posting dates, etc.

We have a lengthy calendar and this is a clearer and shorter version that can address important dates throughout the year and be used effectively by the TA, Finance, FinCom, BOS and other departments. I would urge the Board to consider such a summary be included and updated in our Policies and Procedures.

Don Pickard said we have discussed previously the Administrators Contract we are going to evaluate; I want to expedite the process. I have for each member of the Board the last 3 contracts. Would like to have each member take a look at it. Would like to have an executive session next Tuesday. Would like to have two members meet with the administrator and go over and negotiate with Tom Guerino, those two members will come back to the Board with a notification whether it is an impasse or it is a go. We can do remote participation

George Slade questioned do we have a refined snapshot of meetings going forward?
Tom Guerino said we will meet November 22nd and 29, December 6th and 13th.

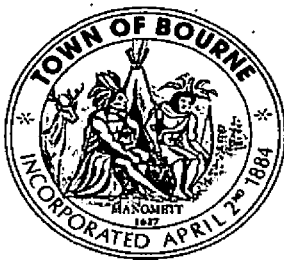
Peter Meier said can we have the information for the December 6th ballot on the web because the public doesn't know when it is.

The next Bourne Selectmen meeting will be on Tuesday, November 22nd at 7:00 P.M.

14) Adjourn

Voted Peter Meier moved and seconded by Michael Blanton to adjourn. Meeting adjourned at 9:25 pm. Vote 5-0.

Respectfully submitted – Carole Ellis, secretary.



Board of Selectmen Meeting Notice AGENDA



Executive Session at 6:15

Date

Tuesday
November 22, 2016

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.

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

6:15 p.m. Call to order in Open Session

1. **Motion for Executive Session to discuss non-union Contract negotiations regarding the Town Administrator's Contract renewal and return to open session at approximately 7:00 P.M**
2. Moment of Silence for our Troops and our public safety personnel
3. Salute to our Flag
4. Public Comment on Non-Agenda Items
5. Minutes and Correspondence:
 - a. Minutes from Meeting(s) dates: 11.1.16 Exec. and 11.1.16 Regular
 - b. Correspondence
6. Shellfish Regulations – Tim – Annual approval of Regulations and possible modifications
7. Dan Barrett – To report and request assistance on the following:
 - a. Residential Recycling Area Policy annual renewal
 - b. Board to review and vote to sign Conservation Restriction as approved by the Conservation Commission and Town Meeting regarding a land agreement with the Department of Fish and Wildlife (DFW) or the Town to access Wastewater treatment lines on Joint Base Cape Cod by crossing DFW land.
8. Licenses and Appointments:
 - a. Annual Liquor Renewals
 - b. Committee Appointments – Election workers – Charles Noyes – Susan Noyes
 - c. Robert G. Burt – 37th Winter Fun Run – January 8, 2017
 - d. Ragnar Events – May 12th-13th, 2017
 - e. South Shore Race Management – May 21, 2017
 - f. National MS Society – 33rd Annual MS Cape Cod Getaway – June 24-25, 2017
9. Sign December 6th Election Warrant
10. Selectmen's Business
 - a. Discussion on upcoming workshop scheduled for November 29, 2016
 - b. FY 18 Budget Discussion – Begin to scope out priorities
11. Old Business – Recurring matters pending before the Board
 - a. Goals
 - b. Budget
 - c. Development
12. Town Administrator's Report
13. Selectmen Reports
14. Adjourn

RECEIVED

2016 NOV 18 PM 3:06

TOWN OF BOURNE

**Board of Selectmen - Regular
Minutes of Tuesday, November 22, 2016
Bourne Community Building
Bourne, MA 02532**

RECEIVED

2017 JAN 25 PM 3:39

TOWN CLERK BOURNE

TA Tom Guerino

Selectmen

Don Pickard, Chairman

Peter Meier, Vice Chairman

George Slade, Clerk - Excused from Regular Session.

Stephen Mealy

Michael Blanton

Note this meeting is being televised and recorded. If anyone in the audience is recording or videotaping, they need to acknowledge such at this time - Michael Rausch Bourne Enterprise.

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

Documents

6:15 p.m. Call to order in open session

Executive Session:

1. Motion for Executive Session to discuss non-union Contract negotiations regarding the Town Administrator's Contract renewal and return to open session at approximately 7:00 P.M

Roll call Vote to convene in Executive Session for the purpose stated. The Board will reconvene in open session following the Executive Session at approximately 7:00 PM.

Voted Michael Blanton moved and seconded by Stephen Mealy by roll call vote to go into Executive Session. Mr. Blanton - Yes; Mr. Mealy - Yes; Mr. Pickard - Yes

Roll call Vote to reconvene in open session.

Voted Stephen Mealy moved and seconded by Michael Blanton by roll call vote to end executive session and return to open session.

Mr. Blanton - Yes; Mr. Mealy - Yes; Mr. Pickard - Yes.

Meeting Called to Order

Chm. Pickard called the meeting to order at 7:13 pm.

Board to report on votes taken in Executive session, if any.

Mr. Pickard said the Board met with Attorney Troy. We are going to have another executive session next week with an analysis after that two members of the Board will negotiate with the Town Administrator. We hope to have this wrapped up by the middle or the end of December.

Tom Guerino suggested to have that executive session commence at 5:45. The Sewer Commissioners meeting could be defer until 6:30.

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

Public Comment – Non-Agenda Items

Jim Mulvey spoke about last week's presentation by Cape Light Compact regarding Eversource's proposal looking for background information to replace all the electric meters systems to collect data that will be collected by Eversource, a tremendous amount of data. Who will use it, what it will be used for, is there a better way to use it, and if there a better way to distribute the power over their network. It seems the large beneficiary of that very expensive project is the utility itself in gathering data. The gathering of that data has to be gathered by special meters put in, entered in and evaluated. That expense goes beyond the installation of the meters. The basic question is, is that large expense to institute the program, but to maintain the program going to be paid for from their own earnings or profits or is it going to end up being a surcharge. There are supposed to be consumer options in that program. Is the underwriting for that program going to be paid for by the user/customer? Is this program going to benefit the utility more than the customer? The cost is going to be borne by the individual user. I am suggesting the Board of Selectmen and the representatives of the people give it some due thought.

Tom Guerino said it does collect a lot of data. There are some areas where peak rates are then installed. What Maggie said last week is also true, when you have that data after a couple of months you can adjust your usage to stay away from the peak load areas? She made a good point on how to utilize that data. Mr. Mulvey also made a good point it is additional data collected on you and your family on usage.

5) Minutes and Correspondents

- a. Minutes from Meeting(s) dates: 11.1.16 Exec. and 11.1.16 Regular
- b. Correspondence

Voted Peter moved and seconded by Michael Blanton to approve the executive session minutes from 11-1-16 and encumber. Vote 4-0.

Voted Peter Meier moved and seconded by Michael Blanton to approve the minutes from 11-1-2016 regular session.

Michael Blanton said on page 2, second paragraph Christopulos is miss spelled.
Vote 4-0.

Stephen Mealy brought the committee up to date on the correspondence.

- A. Letter from Division of Marine Fisheries with opening of shellfish areas

- B. Letter from Mass DOT thanking for participation in meetings regarding South Coast Rail
- C. Board of Appeals meeting notice
- D. Copy of Findings and Decision of Cavanagh Dog Hearing
- E. Notification of Chapter 91 Waterways License Applications 31 Baxendale Road
- F. Request for Proposals - RFP - Reuse of Transfer Station from Kraus & Hummel. LLP
- G. Letter of Resignation from Richard J. White from Charter Compliance Committee

Michael Blanton questioned the Town Administrator in the next correspondence will we also have a copy of the final decision for the other K9 hearing? Tom Guerino said yes.

Don Pickard questioned Mr. Guerino any insight on the Recycling Solutions protest of the bid. Tom Guerino said the multi-town board that oversees that were meeting last Friday to discuss what options and avenues they should take. I have not heard back yet. When I do I will let the Board know.

6) Shellfish Regulations – Annual approval of Regulations and possible modifications

Tim Mullen said the only things that were changed are some dates and starting at section 1.14 and 1.15 we have added titles to these sections.

Don Pickard questioned if any member of the Board think these have to be read publically or just note the dates have been changed to reflect the proper dates in the year 2017 and some additional sub titles.

Peter Meier said maybe we should look at a separate agenda item for the beach sticker fee. Stephen Mealy said there is not specification in these regulations about the beach sticker price.

Voted Stephen Mealy moved and seconded by Michael Blanton that on the 2017 Shellfish Regulations that have been update by the Shellfish Constable that the Board approve as submitted to the Board. **Vote: 4-0**

Jim Mulvey said in the approval of shellfish grants, I find the current procedures to be efficient, because the motions that are made to approve a grant are very limited. They generally refer only to the condition the applicant has mentioned. The Board had raised some pertinent questions, and hasn't gotten good answers. The questions are important. The answer should probable be included in the motion. These questions should be answered as part of the granting of the proposal. The thing that counts is what is in the motion.

Michael Blanton questioned if they will be available on Town website. Mr. Guerino said yes they will be available on the Town website.

7. Dan Barrett – To report and request assistance on the following:

- a. Residential Recycling Area Policy annual renewal
- b. Board to review and vote to sign Conservation Restriction as approved by the Conservation Commission and Town Meeting regarding a land agreement with the Department of Fish and Wildlife (DFW) or the Town to access Wastewater treatment lines on Joint Base Cape Cod by crossing DFW land.

Dan Barrett, General Manager of ISWM Facility, said we are presenting tonight the proposed rules for 2017 for the residential recycling area. Mr. Barrett went over some of the rules that were changed.

ACCEPTABLE ITEMS (see also schedule)

- Bulky items: each household will get 4 bulky item stickers, good for 2017 only, that can be used for free disposal of the items below. Bulky item stickers must be presented or charges will apply. The charges are:
 - Appliances (including microwaves) - \$10
 - Flat screen monitors and TVs, computers (CPUs), Cathode Ray Tubes (TVs, monitors) - \$20
 - Mattresses, boxsprings, sofa beds - \$5; if wet, damaged or soiled - \$20
 - Fluorescent bulbs - One sticker per bundle of up to 8 - \$4 each bulb
 - Tires - up to 4 small tires per sticker allowed. Auto/motorcycle/vehicle/mower < 16" - \$10, vehicle/truck 16" - 20" - \$20, vehicle/truck > 20" - \$80
- Recyclables, scrap metal
- Yard waste: brush and stumps
- Residential garbage and rubbish
- Bulky waste - furniture
- Construction & demolition debris/shingles
- Propane tanks (20 lbs. only)
- Computers
- Batteries- Ni-Cad, auto/marine, lithium
- Mercury - thermometers, thermo-stats, switches, fluorescent bulbs (8 bulb limit)
- PCB ballasts
- Paint - Fri. & Sat. only, March 31st through October 14th, 10 can limit/day

- Waste oil and antifreeze (5 gallon limit each), oil filters, no gasoline

SWAP SHOP

- Only leave items in good condition.
- No loitering over 20 minutes or harassing others.
- Items are to be left and taken free of charge. No financial transactions of any kind allowed.
- The Swap Shop is not for commercial users.

Do not leave at Swap Shop:

- Items with sharp broken parts, water damage or mildew.
- Mattresses, boxsprings, futons, sleeper sofas, pillows.
- Fluorescent bulbs, child car seats
- Televisions, computer monitors
- Paint, hazardous products
- Rubbish
- Clothing (use textile containers)


ITEMS PAID FOR AT SCALE (see also schedule)

- Campers, boats and RVs
- Scale availability during residential recycling center hours: Mon. - Fri., 7:00 a.m. - 3:00 p.m. Saturdays 7:00 a.m. - noon. Closed Sundays. Subject to seasonal schedule.

FOR SALE
Compost - \$40

7A

**Bourne Board of Selectmen
 Recycling Center Policy
 Calendar Year 2017**



Approved by the Selectmen of Bourne:
 Don Pickard, Chair
 Peter Meier, Vice Chair
 George Slada, Clerk
 Stephen Mealy
 Michael Blanton

HOURS OF OPERATION
 Labor Day to Memorial Day
 Wed. - Mon., 7:00 a.m. to 3:00 p.m.
 Closed Tuesdays & Holidays

Memorial Day to Labor Day
 7 days a week, 7:00 a.m. to 3:00 p.m.
 Closed Holidays
 Exact dates to be posted later

IMPORTANT PHONE NUMBERS

ISWM Office: 508-759-0600, ext. 4
 Recycling Center: 508-759-0643
 Scale: 508-759-0638
 Town Hall: 508-759-0800
 DFW (curbside): 508-759-0804, ext. 3
 Website: www.townofbourne.com

Recycling/Deposal Sticker

- 1st sticker \$30, 2nd sticker \$15
- Seniors (80), 1st \$20, 2nd \$10
- Replacement sticker \$10
- Limit of two (2) stickers per property owned/residential household
- Creditable card or check only NO CASH.

GENERAL RULES

- No Smoking.
- Stickers remain the property of the Town of Bourne.
- Any violations of these rules may result in loss of sticker.
- State waste disposal bins must be followed. These items include: commercial organic material, recyclable paper, single resin narrow neck plastic containers, metal and glass containers, yard waste and leaves, lead acid batteries, whole tires, cathode ray tubes, white goods (appliances), metal, asphalt pavement, brick, concrete, wood (>5 cu. yd. loads)
- Fluorescent bulbs must be recycled.
- Stickers only issued to Bourne residential property owners and renters with proof of residence.

Raw landowners, JBCC residents and MMA students do not qualify

- Stickers will not be applied to Vehicles with
 - Dump bodies or dump trailers
 - Trailers greater than 10 feet (exemption for yard waste and brush use only)
 - Beds longer than 8 feet
 - Sidewalls higher than cab
 - Bodies larger than a standard passenger van
 - Dealer plates or rental cars
- Proof of residence or ownership required including
 - Current driver's license and
 - Current vehicle registration
 - One of the following shall be required
 - property tax bill
 - lease
 - deed with stamps
 - other substantive documentation
- Department personnel will apply all stickers to vehicles and remove old stickers.
- Hazardous wastes/products and business wastes are prohibited.
- No high-pressure cylinders.

- The Town may track and question excessive numbers of loads or ask for proof of a building permit
- Builders who build houses on speculation must bring that waste over the scale and pay
- The acceptance of C&D and bulky items is dependent upon the Town's ability to replace full containers and may be suspended periodically
- Areas other than the residential recycling center and department offices are off limits
- All scrap metal and other recyclables are the property of the Town. Picking is prohibited.
- Site is under video surveillance
- Abusive language toward employees will not be tolerated.
- The Town recognizes that special circumstances may arise. In these situations, a temporary sticker or other arrangements may be made. Sticker holders must be present with the load unless otherwise approved. Please call or visit the ISWM office in advance

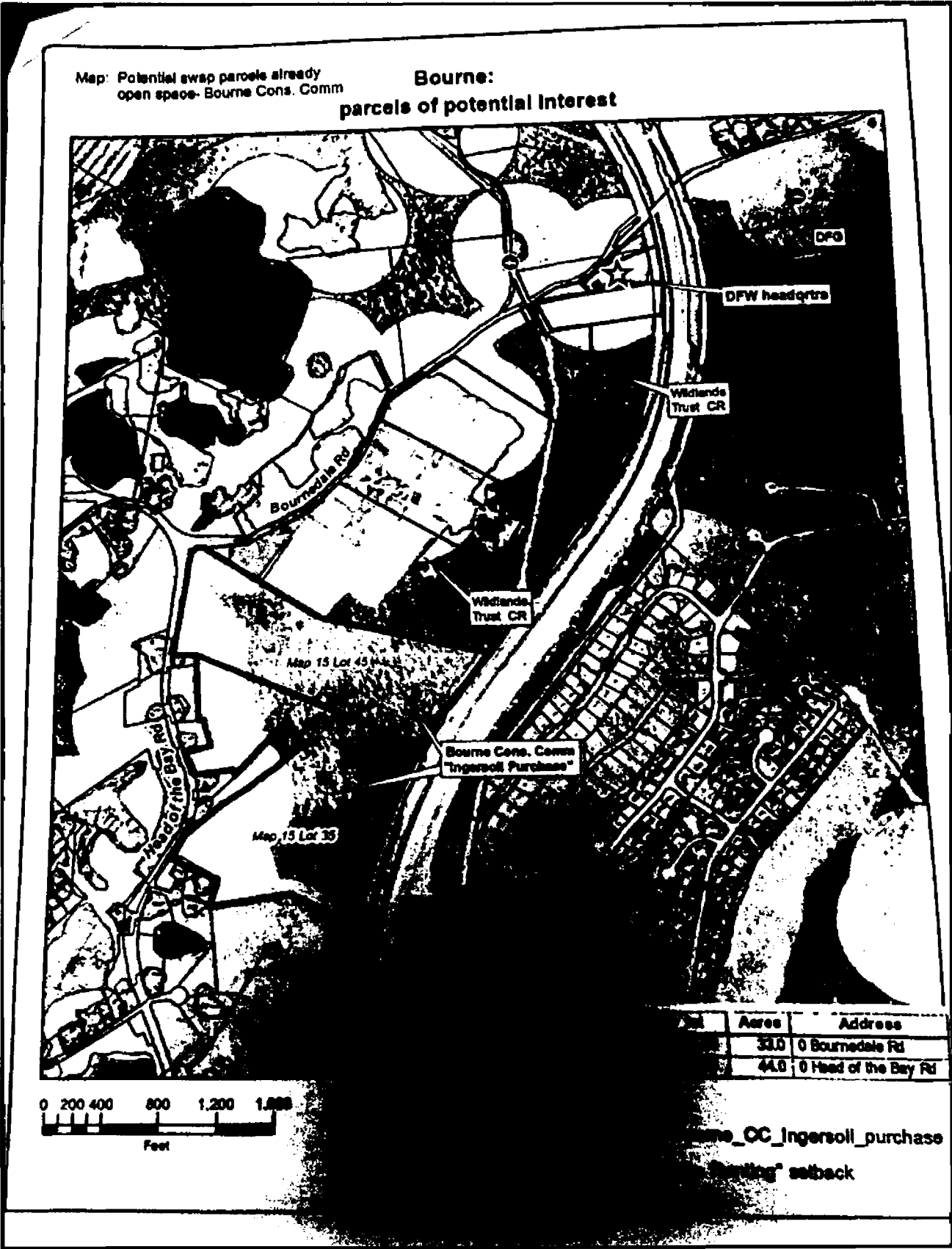
HAZARDOUS PRODUCTS

Regional waste collection days held each April - October, dates TBA. Look for a separate mailing, local ads or visit our website

Voted Peter Meier moved and seconded by Michael Blanton to approve the Recycling Center Policy as presented by Mr. Barrett for Calendar year 2017. **Vote: 4-0**

Dan Barrett said the new stickers came in today. We'll be selling the new stickers in the middle of December.

7b. Dan Barrett went over the Conservation Restriction dealing with the easement that will allow us to connect with the Joint Base Cape Cod sewage plant effluent line. The land that we are talking about entering we will be about 50ft on Base property. That is the upper cape water supply reserve, which is protected by Article 97 of Commonwealth's constitution. One of the requirements of Article 97 is for us to enter that land in no net loss of Article 97 land. The Town Administrator and I met with the Commissioner of Fish and Game. There is no change of ownership, the town owns the land, it had to be approved by the Conservation Commission, which it was. This restriction adds another layer of control over the land.



Tom Guerino said this is a net zero loss for the town because the land is already under conservation restrictions. It borders farmland and rural area of the town. We have been through all the assignments that are necessary and hope the Board will sign off.

Don Pickard said Representative Vieira was very helpful. Once we are able to dispose of our process leach aid, we will save a considerable amount of money from the bottom line of our ISWM expense. Dan Barrett said we went out for a request for expressions of interest, since the technology has changed drastically since we put out the original requests for proposals in 2012. As the regulatory environment changes we also have to adjust what it is we are looking to do.

Voted Peter Meier moved and seconded by Michael Blanton for the Board of Selectmen to approve/endorse and sign the land agreement with the Department Fish and Wildlife which would provide a conservation restriction on previously restricted land and allow the town to access wastewater treatment lines on Joint Base Cape Cod by crossing Department Fish and Wildlife property. Vote 4-0

8) License and Appointments

a. Annual Liquor Renewals

b. Committee Appointments - Election workers - Charles Noyes - Susan Noyes

c. Robert G. Burt - 37th Winter Fun Run - January 8, 2017

d. Ragnar Events - May 12th-13th, 2017

e. South Shore Race Management - May 21, 2017

f. National MS Society - 33rd Annual MS Cape Cod Getaway - June 24-25, 2017

Tom Guerino said he recommends all licenses be renewed. No license will be issued until they are signed off by the various departments. They have until January 1. With your permission I can bring them in for your signature or I can use the selectman stamp.

Voted Peter Meier moved and seconded by Michael Blanton to allow the Town Administrator use the Selectmen's stamp for these applications.

Peter Meier went over the annual Liquor Renewals.

Club - All Alcoholic

Voted Peter Meier moved and seconded by Michael Blanton to approve: Club - All Alcoholic: d/b/a Aptuxet Post #5988 for Liquor, Common Victualer/Food Vendor, Weekday Amusement, Sunday Amusement, and Coin operated Amusement. d/b/a Buzzards Bay Eagles for Liquor, Common Victualer/Food Vendor, Weekday Amusement, Sunday Amusement, and Coin operated Amusement. d/b/a Marconi Club for Liquor and Common Victualer/Food Vendor. Monument Beach Sportsmen's Club, Inc. for Liquor, Common Victualer/Food Vendor, Weekday Amusement, and Sunday Amusement. Pocasset Golf Club, Inc. for Liquor, Common Victualer/Food Vendor, Weekday Amusement, Sunday Amusement. Weary Travelers Club, Inc. for Liquor,

Common Victualer/Food Vendor, Weekday Amusement, Sunday Amusement, and Coin Operated Amusement. **Vote: 4-0**

Common Victualer - All Alcoholic

Voted Michael Blanton moved and seconded by Peter Meier to approve: Common Victualer - All Alcoholic: d/b/a Brookside Club for Liquor, Common Victualer/Food Vendor, Weekday Amusement, and Sunday Amusement. d/b/a Buzzards Bay Tavern for Liquor, Common Victualer/Food Vendor, Weekday Amusement, Sunday Amusement, and Coin operated Amusement. d/b/a Courtyard Restaurant for Liquor and Common Victualer/Food Vendor, Weekday Amusement, and Sunday Amusement. d/b/a The Bog Pub for Liquor, Common Victualer/Food Vendor, Weekday Amusement, and Sunday Amusement. d/b/a Eastwind Seafood, for Liquor, Common Victualer/Food Vendor. d/b/a Flynn's Irish Pub for Liquor, Common Victualer/Food Vendor, Weekday Amusement, and Sunday Amusement. Leos Seafood Restaurant, Inc. for Liquor, Common Victualer/Food Vendor. d/b/a the Lobster Trap Fish Market and Restaurant for Liquor, Common Victualer/Food Vendor, Weekday Amusement, and Sunday Amusement. d/b/a Lost Dog Canal Café: for Liquor, Common Victualer/Food Vendor, Weekday Amusement, Sunday Amusement, and Coin Operated Amusement. d/b/a Mezza Luna Restaurant, Inc. for Liquor, Common Victualer/Food Vendor, Weekday Amusement. d/b/a The Parrot Bar & Grille for Liquor, Common Victualer/Food Vendor, Weekday Amusement, Sunday Amusement, and Coin Operated Amusement. d/b/a Sandy's Famous Seafood Restaurant: Liquor and Common Victualer/Food Vendor. d/b/a Stir Crazy Restaurant for Liquor and Common Victualer/Food Vendor; d/b/a Stomping Grounds Grille for Liquor and Common Victualer/Food Vendor; T.J.'s Grill & Bar, LLC for Liquor, Common Victualer/Food Vendor, Weekday Amusement, Sunday Amusement, and Coin Operated Amusement. Trading Post Lounge, Inc. for Liquor, Common Victualer/Food Vendor, Weekday Amusement, Sunday Amusement, and Coin Operated Amusement. d/b/a Trowbridge Tavern & Ale House for Liquor, Common Victualer/Food Vendor, Weekday Amusement, and Sunday Amusement. d/b/a Wayho Restaurant for Liquor and Common Victualer/Food Vendor. d/b/a Whaleback Restaurant for Liquor, Common Victualer/Food Vendor, Weekday Amusement, and Coin Operated Amusement.

Vote: 4-0

Common Victualer - Wine & Malt

Voted Michael Blanton moved and seconded by Peter Meier to approve: Common Victualer - Wine & Malt: d/b/a Buzzards Bay House of Pizza for Liquor and Common Victualer/Food Vendor. d/b/a East Wind Lobster & Grille for Liquor and Common Victualer/Food Vendor. d/b/a Golden Place Restaurant for Liquor and Common Victualer/Food Vendor. d/b/a Graziella's for Liquor and Common Victualer/Food Vendor. d/b/a Pizza by Evan for Liquor and Common Victualer/Food Vendor.

Vote: 4-0

General on Premise - Wine & Malt

Voted Peter Meier moved and seconded by Michael Blanton to approve: General on Premise - Wine & Malt: d/b/a Ryan Family Amusement for Liquor, Common

Victualer/Food Vendor, Sunday Amusement, Coin Operated Amusement, and General License. **Vote: 4-0**

Package Store - All Alcoholic

Voted Peter Meier moved and seconded by Michael Blanton to approve: Package Store - All Alcoholic: d/b/a Bourne Bridge Liquor for Liquor. d/b/a Grey Gables Market for Liquor and Common Victualer/Food Vendor. d/b/a Liberty Warehouse Liquors for Liquor. d/b/a The Liquor Barn for Liquor. d/b/a Luke's Liquor 'N More for Liquor. Portside Liquors, Inc. for Liquor. d/b/a One Stop Convenience Store for Liquor. d/b/a Sea Side Wine and Spirit for Liquor. d/b/a Ye Olde Spirit Shoppe for Liquor and Common Victualer/Food Vendor. **Vote: 4-0**

Voted Peter Meier moved and seconded by Michael Blanton to appoint Charles Noyes and Susan Noyes as Election Workers, to expire June 30, 2017. **Vote: 4-0**

Peter Meier went over the application from Robert G. Burt for the 37th Winter Fun Run on January 8, 2017 at 10:30 a.m. Starts at the Weary Traveler's Club to Clay Pond Road, Beach Street, Shore Road, Midway Road, Hardwood Drive, Valley Bars Road, County Road and Clay Pond Road back to the Weary Traveler's Club. The conditions are: Police said Event organizers to contact the Police Department to go over route and details three weeks prior to the event. Fire Department said Full inspection of facility prior the day of race. Department of Public Works said Please remove all signs after the event.

Voted Peter Meier moved and seconded by Michael Blanton to approve with the conditions. **Vote: 4-0**

Peter Meier went over the Ragnar Events for May 12 & 13, 2017 from 2:00 p.m. on May 12th to 2 a.m. on May 13th. Estimated attendance is 2,500. Turn by turn directions for leg 12. Right turn off of Onset Avenue onto Cranberry Highway, runners staying on the right sidewalk. Follow, continuing on Main Street, follow to cross walk at Bourne Rotary, have police detail help runners cross. Cross the Cape Cod Canal using the Bourne Bridge. Turn right at the rotary onto Freeman St. Bear right on Veteran's Way. Turn right on Sandwich Road. Turn left on Cape Cod Canal Trail access under the Bourne Bridge. Turn right to enter Cape Cod Canal Trail. Arrive at Exchange 12 - Gallo Ice Arena.

Voted Peter Meier moved and seconded by Michael Blanton to approve with the conditions. **Vote 4-0**

Peter Meier went over the South Shore Race Management, Scusset Beach and Williston Roads. Looking to do a Charity race/walk for Rett Syndrome Foundation of Mass. on May 21, 2017 from 7:00 a.m. to 11:00 a.m. Estimated attendance is 100.

Voted Peter Meier moved and seconded by Michael Blanton to approve subject to the conditions listed on the slip. **Vote: 4-0**

Peter Meier went over the National MS Society, 33rd annual MS Cape Cod Getaway for the use of Town roads for June 24th and June 25, 2017. Copy of the route is available on Public Share Drive - PDF. Will hire Bourne police officers to work details where needed. Estimated attendance is 2100 cyclists.

Voted Peter Meier moved and seconded by Michael Blanton to approve item 2 on the request for the National MS Society - Greater New England Chapter. **Vote 4-0.**

Voted Peter Meier moved and seconded by Michael Blanton to approve the One Day Wine and Malt Beverage License for June 24, 2017 from 11 a.m. to 6 p.m. on the campus of Mass Maritime Academy. **Vote 4-0.**

9) Sign December 6th Election Warrant

Voted Peter Meier moved and seconded by Michael Blanton to sign the Election Warrant for the Debt Exclusions dated for December 6, 2016. **Vote 4-0.**

Tom Guerino said also needing your signature are the shellfish aquaculture license card that you approved at the last meeting. There are 5 copies of the shellfish regulations.

Michael Blanton wanted to clarify the vote we just took is for the ballot the public will be voting on December 6th to cast votes for both the Police Station project and the Peebles School Project.

10) Selectmen's Business -

a. Discussion on upcoming workshop scheduled for November 29, 2016

b. FY 18 Budget Discussion - Begin to scope out priorities

Don Pickard said the discussion on the upcoming workshop scheduled for November 29th will be held next Tuesday.

Tom Guerino said we will try to look at current hiring's, current vacancies, supplemental requests, and a broad look at what the budget looks like by department. None of them have a Town Administrators recommendation yet. We are starting to meet to review the budgets. The Board will have an opinion on what is available to be used of free cash. One-time revenues should not be used for reoccurring expenses. We will look at some of those supplemental requests. I am going to ask the Board to give me some broad priorities as we move forward. Then set up another meeting to start to finalize before the budget message is due in January.

11) Old Business - Recurring matters pending before the Board

a. Goals

b. Budget

c. Development

Michael Blanton said he is getting different job descriptions for Assistant Town Administrator, hoping to be able to present to the Board in a week or two.

Tom Guerino said he will have several; Littleton, Lexington, Sandwich. The Selectmen need to make a determination; there has been talk about Economic Development Officers, and Assistant Town Administrator. We have to be cognoscente of what we bring forward to the voters; I need the Selectmen to give me direction on that.

12) Town Administrator's Report

Tom Guerino said on budgets I have met with the Police Chief. Working on the software implementation, I will probably need a committee to help with that. Starting to look at grant funding that may be able to help with the technical pieces; looking at ways we do business and become more automated. Stephen Mealy said if the Board and the Town Administrator decide this is what we want to do; no one person can do this. We will need to get a committee to do this. Tom Guerino said I am starting to look at what is out there, who can help us, what other towns have done. We will have to have a committee and we will have to get some expertise to assist. Community Compact with the other towns is in. I am working on the Document Management Piece, working with the University of Lowell

We have some discussions over the next couple of weeks on a number of positions; we are having some roll over. The Board may want to take a look next week at what they are, where they are at, and maybe combine some of these positions or change their focus. We will be putting a matrix together. Effective next Wednesday, default phone messages will not be going to the Selectmen's Office they will be going to the new Administrative support staff person.

Peter Meier questioned have you decided on a recommendation for the Fire Grant. We know the grant will not be renewed for a third time. We are going to have to decide what we are going to do with those 5 men. Don Pickard questioned should we not discuss that at this point, given the state of negotiations? Tom Guerino said it may be wise to defer this discussion until we are done with JMLC.

13) Selectmen's Reports

Peter Meier said my justification for bringing up the beach stickers for a future agenda item is because last summer we were having issues. Don Pickard said your point is well taken and we will make it an agenda item. Tom Guerino said we will have it on the Dec 8th meeting. Mr. Meier said there will be another Peeble's School open house December 3rd. It will be the last one before the debt exclusion on December 6th.

Michael Blanton said the police have been having a rolling open house for people to tour the building, between now and December 6th.

Stephen Mealy said I would like to bring up the amount of money we approved and the purchase of a new payroll system. Mr. Mealy wanted Mr. Guerino to update the Board on

the status of that. Tom Guerino said there is difficulty with it. I could provide you an update and perhaps bring in the expertise of the Finance Director and the Treasurer. Stephen Mealy wanted to say a reminder about the food pantry also asked to remind everyone on the Saturday morning after Thanksgiving the Trowbridge Tavern is having a Packaging for our Troops, care packaging. It starts at 10 a.m. and they are looking for volunteers.

Peter Meier said December 7th is Homeless for the holidays, Wednesday through Sunday the 11th. They are looking for anyone that has firewood or kindling they could donate and bring it to the Bay Motor Lodge.

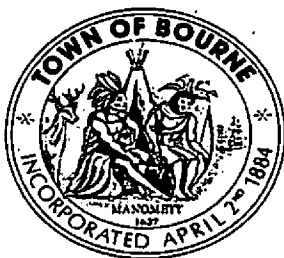
Don Pickard spoke about the curling event. The name of the team is the Election Sweepers; they raised \$19,000 for the service center of Falmouth.

The next Bourne Selectmen meeting will be on Tuesday, November 29th at 7:00 P.M.

14) Adjourn

Voted Peter Meier moved and seconded by Michael Blanton to adjourn. Meeting adjourned at 8:20 pm. Vote 5-0.

Respectfully submitted - Carole Ellis, secretary.



Board of Selectmen Meeting Notice AGENDA



Executive Session 5:45

WORKSHOP

Date

Tuesday
November 29, 2016

Time

5:45 P.M.

Location

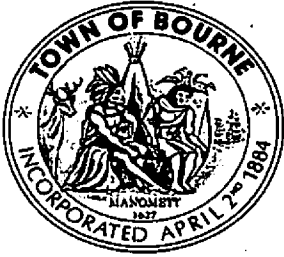
Bourne Veterans' Memorial
Community Center
239 Main Street, Buzzards Bay

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.

1. 5:45 p.m. Call to order in Open Session
2. Motion for Executive Session to discuss non-union Contract negotiations regarding the Town Administrator's Contract renewal and return to open session at approximately 6:30 P.M
3. Recess the Board of Selectmen's meeting to convene Board of Sewer Commissioners meeting
4. Reconvene Board of Selectmen's meeting upon conclusion of Board of Sewer Commissioners meeting
5. Preliminary budget workshop
 - a. What we know about departmental budgets to date
 - b. Current hiring – Current vacancies
 - c. Supplemental requests for staffing (non-school)
 - d. Trending
 - e. Revenues - what to do with one time dollars
 - f. Broad priorities of the Selectmen
6. Next budget session date
7. Adjourn

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2016 NOV 25 AM 10:00
TOWN CLERK BOURNE



AMENDED AGENDA Board of Selectmen Meeting Notice AGENDA



Executive Session 5:45

WORKSHOP

Date

Tuesday
November 29, 2016

Time

5:45 P.M.

Location

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

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 - d. Trending
 - e. Revenues - what to do with one time dollars
 - f. Broad priorities of the Selectmen
6. Next budget session date
7. Signing the Town of Bourne's Declaration of Votes Form for the Position of Barnstable County Commissioner and for the position of Assembly of Delegates
8. Adjourn

RECEIVED
2016 NOV 28 PM 1:48
TOWN CLERK BOURNE

**Board of Selectmen - Regular Session
Minutes of Tuesday, November 29, 2016
Bourne Community Building
Bourne, MA 02532**

RECEIVED

2017 JAN 25 PM 3:39

TOWN CLERK BOURNE

TA Tom Guerino

Selectmen

Don Pickard, Chairman
Peter Meier, Vice
George Slade, Clerk
Stephen Mealy
Michael Blanton - Excused

Note this meeting is being televised and recorded. If anyone in the audience is recording or videotaping, they need to acknowledge such at this time - Michael Rausch Bourne Enterprise.

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

Documents

Executive Session:

5:55 Chairman Pickard called the meeting to order in open session.

2. Motion for Executive Session to discuss non-union contract negotiations regarding the Town Administrator's Contract renewal and return to open session at approximately 6:30 P.M

Don Pickard wanted to have a brief discussion on the eligibility for Mr. Meier to participate in the negotiations of the Town Administrator's contract.

Roll call Vote to convene in Executive Session for the purpose stated. The Board will reconvene in open session following the Executive Session at approximately 7:00 PM.

Voted Stephen Mealy moved and seconded by George Slade by roll call vote to go into Executive Session for the non-union discussion

Roll Call Vote: Mr. Slade - Yes; Mr. Mealy - Yes; Mr. Pickard - Yes. Vote: 3-0.

Roll call Vote to adjourn executive session at 6:30 p.m. and to reconvene in open session.

Voted Stephen Mealy moved and seconded by George Slade by roll call vote to reconvene in open session.

Mr. Mealy - Yes; Mr. Slade - Yes; Mr. Pickard - Yes. Vote 3-0.

Don Pickard explained the Board met in executive session relevant to discussing non-union contract negotiations regarding the Town Administrator's Contract. The Board took no votes; it was basically informational only. We finished executive session and are going to reconvene in open session. We have the signing the Town of Bourne's Declaration of Votes form for the Position of Barnstable County Commissioner and for the position of Assembly of Delegates as requested by the Honorable Town Clerk.

7) Signing the Town of Bourne's Declaration of Votes Form for the Position of Barnstable County Commissioner and for the position of Assembly of Delegates

Voted Peter Meier moved and seconded by Stephen Mealy to sign the Declaration of Votes. Vote 4-0.

Mr. Pickard said we are going to recess the Selectmen's meeting to convene a Board of Sewer Commissioners meeting. We have a report from the Waste Water Advisory Committee.

3) Recess the Board of Selectmen's meeting to convene Board of Sewer Commissioners meeting

Voted Peter Meier moved and seconded by George Slade to recess the Board of Selectmen's meeting to rejoin as Board of Sewer Commissioners. Vote 4-0.

4) Reconvene the Board of Selectmen's meeting upon conclusion of the Board of Sewer Commissioners meeting

7:10 p.m.

Don Pickard said we have reconvened into the Board of Selectmen's meeting. The Board of Selectmen are going to enter a workshop off air where the discussion will be about the preliminary budget workshop for what we know about departmental budgets to date; current hiring and current vacancies; supplemental request for staffing (non-school, on Town side); trending issues; revenues, what to do with one time dollars; and broad priorities of the Selectmen.

Don Pickard wanted to announce the Town of Bourne Annual Tree Lighting hosted by the Buzzards Bay Beautification Group, Bourne DPW, Bourne Recreation, and the Bourne Historical Society, it will occur on Thursday, December 1st between 5:30-8:00. The location will be the Bourne Community Building. It is free. The building will be illuminated. Santa will be flying in from the North Pole, and other activities going on.

The election is next Tuesday, December 6th from 7:00 am to 8:00 pm. Item one is for the Police Building and item two is for the Peebles School Replacement.

We are going to convene in our Budget Workshop.

5) Preliminary budget workshop

- a. What we know about departmental budgets to date**
- b. Current hiring - Current vacancies**
- c. Supplemental requests for staffing (non-school)**
- d. Trending**
- e. Revenues - what to do with one time dollars**
- f. Broad priorities of the Selectmen**

Tom Guerino said most of what is going to be discussed is a very broad overview. I meet with the department heads to review their budgets. The handout tonight is their requested budget. We have not finalized any numbers. It provides a small part of the financial policies that Linda passed out in October. Also handing out a list of all the requested supplemental staffing. None of this has been discussed at this point. This is just what has been asked for. We have a list of where the budget is, what the free cash policy is, what our additional levy might be, what we think we might gain in receipts, and what we will find in other areas such as new growth.

Pursuant to the new policy the Town may use up to 50% of the certified free cash that is in excess of the 5 % of the General Fund Operating Budget floor. The current balance of free cash (after expenditures) at the most recent Special Town Meeting is \$6,642,817.00. The General Fund Operating Budget is expected to be at approximately \$60,000,000.00 (without state, county assessments). The required 5% to be held is approximately \$3,000,000.00. Thus, \$3,642,817.00 is the amount in excess of policy, allowing up to \$1,821,408.00 able to be used. However, I am removing the one-time revenues (sale of Coady \$400,000, Town Auction \$290,000, FEMA \$135,000 reimbursement) from this, and recommend those be diverted to one time capital expense purchases or into the general stabilization account. Thus, the approximate available free cash that could be used for the budget is approximately \$1,000,000.00. Utilization of this amount is in line with historic use of Free Cash for the budget. Note, at this point in time of the budget process I am recommending the use of \$750,000.00 in free cash and is subject to refinement as the process moves forward. Please be aware that the amount is just for the operating budget and does not take into consideration any Annual Town Meeting or Special Town Meeting articles requesting funding.

Additional revenues to be considered are: Levy Increase is approximately \$1,000,000.00; New Growth is estimated at \$500,000.00; Local Receipts are estimated to rise by about \$200,000.00

Supplemental Staffing:

Total requests for staffing (w/o benefits) is in the \$539,000.00 dollar range. Add a rough benefits estimate of 35% and the total is approximately \$717,000.00. (About 12 positions: 4 firefighters, 3 DPW, 3 Library, 1 Finance, shared position between DNR and the Clerk, 1 half time position for Counsel on Aging for administrative receptionist)

Peter Meier said we have had a hiring freeze since 2011. We went through an override where it was voted down by the people last October. Now we have all these request, some of the requests are needed, but we can't go and advocate for all these new positions.

Don Pickard said we are not advocating for these positions but these requests came in from department heads so we have to evaluate this. This is a broad based approach. The department heads should be permitted to present to the Town Administrator what they feel they need to run their department. This is the preliminary discussion. This is just so we are informed.

Tom Guerino said I went to the department heads back in September, and asked those departments that have serious staffing deficiencies to bring forward proposals for incremental adjustments. These were not promised but we want to look at areas where we feel we have serious performance issues because we don't have sufficient staffing. No one is suggesting the Town Administrator come to the Board of Selectmen and recommend 12 new full time positions. I have to look at these and meet with the department heads.

Stephen Mealy said we get this every year. They ask for additional people every year.

Tom Guerino said it is about \$539,000, if you add benefit to it, it comes to about \$720,000. There is strong sentiment from this Board for an Assistant Town Administrator, Economic and Community Development Specialist, or both. The Assistant Town Administrator will run \$85,000-\$105,000, the Economic Development Specialist will run somewhere in the \$60,000-\$70,000. This memorandum estimates a 3% overall School Department increase. At the time of this drafting the School Department was working on their budget and was not yet prepared to bring a dollar amount forward. The Town Administrator does not (nor can by law) be involved with the budgetary line item decision making of the School Department.

Peter Meier said I hope that whatever is recommended to us that these jobs are self-sustaining and long term. My biggest fear is if we don't get the revenue we will be laying people off in a few years.

Tom Guerino said none of the onetime revenues are included in the budget. That is money we should not be spending on long-term employment or other expenses that are reoccurring when this money is one time and will not come back year after year. Most of the budgets are in line. There are a couple of the budgets that have the positions in there. There are no numbers for the Assistant Town Administrator and the Economic Development person that has to be fully vetted by the Selectmen. Figuring State Aid stays the same, motor vehicle excise is up about 20%, licenses and permits are up, ISWM general support is up, sewer is up. We have estimated down a little on PL87, and we have estimated ambulance fees down slightly. Based on the numbers we are about even, good to about \$80,000. Our health insurance will go up a little bit. A couple of departments are up substantially and will have to be looked at. We estimated the town insurance at 3%, liability.

Don Pickard questioned is the town being reimbursed from ISWM for services being provided. Could the facilities manager, electrician, and skilled labor; or any portion of their salaries be paid for by ISWM based on work completed there. Could a portion of the

Administrators salary be paid for by ISWM, since you are the Chief Executive Officer of ISWM?

Tom Guerino said the electrician position is 19 hours per week, 4-5 hours of that is being underwritten by ISWM. Not sure about the Facilities Director. It should be investigated to see what can be covered by ISWM.

Peter Meier questioned priority-based budget; when we evaluate these budgets will it be easier for us to understand?

Tom Guerino said when we implement priority based budgeting, the Selectmen, and Finance Committee and others that are involved with policy making will look to say here are our priorities for the year, safe community, culture, and recreations. What are we willing to spend for that. We will be combining areas of Public Works, Recreations, Counsel on Aging, along with Police and Fire. We will look at community enhancements, fire prevention programs. Those are what we will be looking at in FY 19 and fully implement in FY20, provided the Selectmen stay with this. As we have turn over on the chief elected officials it is important that those folks get trained. We need to bring the members of the Selectmen to Denver to get learned in this and continue to do this on an annual basis.

George Slade questioned which departments have included their wish list of employees. Tom Guerino said Counsel on Aging, DNR, Finance, and Fire. George Slade said including these employees it has to be made clear what services will be denied.

Don Pickard questioned should the Board be looking at what the requests are now, and we can convene and decide what we support? Tom Guerino said look at the memorandum from Mr. Sala on how he is planning to break this out. The police Department budget came in. Tom Guerino said in current hiring we are filling the gas and plumbing inspectors positions. We are combining the electrician's position with the inspector's position. George is in the process of hiring vacant positions. ISWM is the same. The engineering position, Mr. Litzel last day is tomorrow. Looking to see if we can promote from within. I questioned Mr Litzel if he is willing to come in once or twice to help train the new person, he is willing to do that. We have been looking at succession planning, and there has been a lack of that where there are only one or two people. In the police department, the fire department and ISWM, there are people in place that are able to take over.

Don Pickard said we have a number of people who are in a department head and an assistant department head who could go within a two year an eighteen month period, or a seven month period. Could the Board offer a bonus payable in December for any of those people to give us their last date of work? Could we take that money out of the funds we do by backs of public safety departments? Could we only do it for department heads or sub department heads? Tom Guerino said relative to the funding source, we could. It is something we could offer as an incentive if the Board put it in as a policy. I don't have the authorization to do that because the money has not been appropriated for that purpose.

Peter Meier questioned an early buy out.

Tom Guerino said an early buy out would be difficult because we don't have that many. There has to be a substantial show of savings.

Don Pickard said I would like to explore that further, because it gives us a better handle on how soon we would need an assistant or a department head.

Stephen Mealy said the Town Bylaw 1.2.7 reads the Town Administrator shall forth with send copies of the estimates of the Town Accountant and the Finance Committee; will we be there? Tom Guerino said we are in pretty good shape with our timing. I have been looking for direction from the Selectmen for their priorities. I have learned it is better to know where the Selectmen want to go than try to put a budget together that is contrary to their priorities.

Don Pickard said since we aren't meeting next Tuesday, between now and the next meeting each member of the Board review the personal requests by the departments, review what they think should be done and schedule an individual meeting with the Town Administrator at his office during the week of the 6th-13th. Let the Administrator know what each individual members budget priorities are. Tom Guerino said that is a good idea; he is meeting with the Department heads next Monday, Tuesday, and Thursday. Tom Guerino said he was opposed to the Board member saying where they would like it to go, the Board needs to come together to say what they want. Stephen Mealy suggested to have those submitted to Don Pickard in writing so we can review each one. Don Pickard said each member can sit with Tom and submit the priorities to Tom Guerino and myself.

Paul Gately questioned beyond initial public safety aspect, what does the possible of hiring 4 additional firefighters accomplish? Mary Jane Mastrangelo said going from eight Safer Grant down to four. Tom Guerino said if the Safer Grant is not reapplied for or it is reapplied for but is not successful, you go from 44 to 36 adding four would split the difference, and add four.

Don Pickard said we could have the Board take a vote to apply for it at the next meeting on December 13th.

Peter Meier questioned do we want to add capital as well because I think the Board should take a position on phase two of the Buzzards Bay Park. Do we want to finish it or not? Tom Guerino said I think we are in a position where we have committed to that part. I think you have to move forward with phase two. We have to figure out a funding mechanism. It is important, the town survey was put out and there was interest. The Selectmen had previously committed to the program. Don Pickard said on the 13th if we add that item too, we have the grant, the budget items that we will meet with the Town Administrator to discuss, we also have licenses. Tom Guerino said you have the people coming in relative to the benches. Coreen will be coming in relative to one of the grant programs. There will probable be an executive session as well. Don Pickard said I want to be able to spend an adequate amount of time on the member's determination of what they would like to see.

Stephen Mealy said the Town Administrator shall submit a budget to the Board of Selectmen with a proposed operating budget and capital program. Capital budget for all town departments including the school department. Don Pickard we are letting him know what our priorities as a board may be, so he can better define. Stephen Mealy what about all the other capital projects we don't have a clue about.

Mary Jane Mastrangelo said we are moving up the capital review to have our capital done before January 15th. We are starting to meet tomorrow morning. Talking about Buzzards Bay Park until we have some clue of what we want to do with it doesn't make sense. It is going to be in the request. Capital Outlay will be behind it.

Mary Jane Mastrangelo said if you try to do some discussion on the 13th on the priorities of the position, where does the Board of Selectmen see that we desperately need to put people. The Fire Department will be a difficult discussion; you have to think about the long term. The thing you have to be careful about in the Fire Department is if the positions are prorated, you have to look at what part of the budget is in this years budget and what is the full program going to cost in the next year.

Don Pickard as long as we have the grant firemen we can't lay any of them off, and that's a problem. Stephen Mealy said relative to the grant, until we understand what the grant conditions are for the next application, are we even eligible, and if we have to keep all the individuals on for five years, until all that is known we can't discuss it until we know what the parameters are.

Tom Guerino suggested for the 13th the fire discussion be deferred. If you are going to be considering what our priority positions are, that Department heads have the opportunity to give a preliminary overview for why they have asked for those.

Peter Meier said in January do we have a date for the boat haulers?

Tom Guerino said it is tentatively scheduled for the first Tuesday in January.

Mary Jane Mastrangelo said regarding debt service. There is a big drop off on debt service in the budget this year, and cautioned the selectmen about using that money for any other department. We will be doing another borrowing and that will go back up, so we have to monitor that. When it goes down it will flow over to Capital Cash and when it goes up it will go back in.

Don Picard said between next Monday and next Friday all members of the Board will meet with the Town Administrator after reviewing the Department personnel requests. Sit with the Town Administrator and get all questions answered and to make their ideas know. You submit them in writing to the Town Administrator. The Town Administrator will forward it to all the Board members. We will not discuss anything relevant to the fire grant, we will not discuss anything relevant to the capital until we have a better understanding. For the meeting on December 13th we will discuss what each member feels are a priority. What they feel the Department head provided that they agree with.

Tom Guerino spoke about the liaison of assignments.

Next meeting is the 14th at 8:00. The Administrator, Chair, Chair of Fincom, Chair of School Committee, and the Superintendent will meet in a workshop.

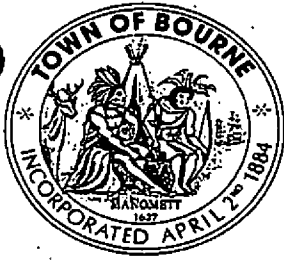
Peter Meier said CPC applications are due no later than January 20th. Don Pickard questioned who put the paperwork in before? Mr. Guerino said the Main Street Steering Committee. Mr. Pickard said wouldn't they do it again.

6) Next budget session date

8) Adjourn

Voted Peter Meier moved and seconded by George Slade to adjourn. Meeting adjourned at 8:12 pm. Vote 5-0.

Respectfully submitted - Carole Ellis, secretary.



Board of Selectmen Meeting Notice AGENDA



Date

Tuesday
December 13, 2016

Time

7:00 P.M.

Location

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

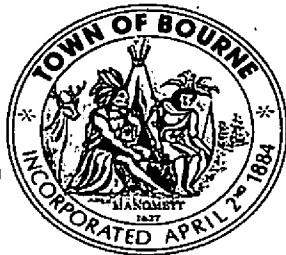
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7:00 p.m. Call to order in Open Session

1. Moment of Silence for our Troops and our public safety personnel
2. Salute to our Flag
3. Public Comment on Non-Agenda Items
4. Minutes: 10.25.16; 11.15.16; 11.22.16; 11.29.16
5. Correspondence
6. Licenses and Appointments:
 - a. License Renewals: Common Victualer [food], Amusement, Lodging (these renewals are the annual license awards by the Selectmen for various restaurants, places that have music or coin-operated Juke box, etc. and Lodging houses).
 - b. Auto Dealers: Class I, II, III, Junk, Taxi and Public Livery. – These are annual licenses for various types of car dealer Limo companies and Taxis
 - c. MMA @ Beachmoor – One Day Liquor Beer and Wine – 12.19.16
7. Selectmen's Business
Discussion on Beach sticker rates and locations (per Mr. Meier – meeting of November 22, 2016)
8. Old Business - Recurring matters pending before the Selectmen.
 - a. Goals update by Town Administrator and members of the Board
 - b. FY 2018 budget - Discussion continues regarding the FY 18 budget priorities of the Board and Town Administrator
9. Town Administrator's Report
10. Selectmen Reports
11. Adjourn

RECEIVED
2016 DEC 19 PM 12:26
TOWN CLERK BOURNE



Board of Selectmen Meeting Notice AGENDA



Amended Agenda Executive session 6:15

Date
Tuesday
December 13, 2016

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.

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

6:15 p.m. Call to order in Open Session

Motion to enter Executive Session regarding ongoing litigation to conduct strategy session with respect to Christopulos Investment and Realty v Town of Bourne.

The Chairman declares that such open discussions will have a detrimental effect to the litigating position of the public body.

Motion to reconvene Selectmen's meeting regular session.

1. Moment of Silence for our Troops and our public safety personnel
2. Salute to our Flag
3. Public Comment on Non-Agenda Items
4. Minutes: 10.25.16; 11.15.16; 11.22.16; 11.29.16
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9. Town Administrator's Report
10. Selectmen Reports
11. Adjourn

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2016 DEC 19 PM 2:52
TOWN CLERK BOURNE

**Town of Bourne
Board of Selectmen
Meeting Minutes**

Bourne Veterans Memorial Community Center

239 Main St. Bourne, MA 02532

December 13, 2016

RECEIVED

2017 FEB 21 PM 3:54

TOWN CLERK BOURNE

I. Roll Call

BOS Members Present: Chm. Donald Pickard, Peter Meier, Stephen Mealy, Michael Blanton, and George Slade.

Also Present: Town Administrator Guerino, Michael Rausch, Carol Mitchell, Jim Mulvey, Mary Jane Mastrangelo and Paul Gately.

Documents – Agenda, Minutes of 10/25/16, 11/15/16, 11/22/16, 11/29/16, Com Vic Renewal sheet and Auto License Renewals sheet, Year End Financial Review FY 16 and the 2018 Town Budget.

II. Call to Order

Chm. Pickard reconvened the Open Session of the Board of Selectmen meeting at 7:00 PM, stating the Board of Selectmen met in Executive Session regarding ongoing litigation with respect to Christopoulos Investment and Realty v. Town of Bourne. Chm. Pickard announced the meeting was being recorded for television replay and asked if anyone in the audience was audio or video taping the meeting. He acknowledged Michael Rausch and Carol Mitchell were audio taping the meeting and stated all items within the meeting agenda are subject to deliberation and vote(s) by the Board of Selectmen.

III. Agenda Items

1. Moment of Silence for our Troops and our public safety personnel.
2. Salute to our Flag.
3. Public Comment – None.
4. Approval of Minutes –

Mr. Meier moved and Mr. Blanton seconded to approve the minutes of the October 25, 2016, joint BOS, FinCom and School Committee meeting. After a brief discussion, the motion carried. 5-0-0.

Mr. Meier moved and Mr. Blanton seconded to approve the minutes of the November 15, 2016, meeting. With no discussion, the motion carried. 5-0-0.

Mr. Meier moved and Mr. Blanton seconded to approve the minutes of the November 22, 2016, meeting. With no discussion, the motion carried. 4-0-1. Mr. Slade abstained.

Mr. Meier moved and Mr. Mealy seconded to approve the minutes of the November 29, 2016, meeting. With no discussion, the motion carried. 4-0-1. Mr. Blanton abstained.

5. Correspondence – Mr. Slade discussed correspondence that was received;

- Minutes of the October 13, 2016, Upper Cape Regional Technical School District meeting.
- The Mass. Municipal Association annual meeting and trade show will be held on January 20, 2017 and January 21, 2017.
- The Bourne Historical Commission meeting notice for 90 Circuit Avenue, Pocasset and for 2 Shore Road, Bourne, was held on December 13, 2016.
- The Board of Appeals meeting notice on December 7, 2016.
- Memorandum from the Planning Board regarding inclusive playground on November 18, 2016, by unanimous endorsement.
- Letters from the DEP regarding the draft Simple Impact Area 2016 Annual Environmental Monitoring Report comments, the draft Western Boundary 2016 Annual Environmental Monitoring Report currents, the draft Demolition Area I 2016 Environmental Monitoring Report RCL currents.
- A letter dated 11/16/16 from the Housing and Economic Development regarding application for the 2016 Mass Works Infrastructure Program funding.
- A letter to Housing and Economic Development regarding the grant for Buzzards Bay Wastewater project.
- Letter from DEP regarding temporary solution status report from the former Exxon facility at 2 Head of the Bay Road. (copy of report on file at the TA's office)
- Robert Lawton appealed the Harbor Master's denial of mooring permit to the DEP.

- Notice from Kraus & Hummel LLP, regarding requests for proposals reuse of station property, Upper Cape Regional Transfer Station.
- Bourne Housing Authority Financial Statements of March 31, 2016 (copy on file at the TA's office).
- Town Administrator's letter dated December 8, 2016, to Steve Galipault regarding the Decision of the dog hearing.

Discussion – In the future, Mr. Meier would like the auditor's findings to be included with the Bourne Housing Authority's Financial Statements. Mr. Guerino stated he will include them in the future.

Mr. Guerino asked that any board members wishing to attend the MMA Annual Meeting contact him before the end of the year to confirm.

Mr. Guerino discussed the letter he sent to Mr. Galipault concerning the Decision of the dog hearing. A request for a stay was received because of family issues pertaining to the owner; however, another incident occurred with the dog therefore, the Town Administrator opted not have an additional hearing; so the Order stands.

6. Licenses and Appointments –

a) License renewals:

Common Victualer –

Mr. Meier moved and Mr. Blanton seconded to approve Common Victualer Licenses to; American Lobster Mart, Avocados Mexican and American, Beachmoor at MMA, Clammy's Pantry, The Corner Café, The Daily Brew, Dunkin Donuts at various locations; 24 Meetinghouse Lane, 278 Main Street, 174 Clay Pond Road, 688 MacArthur Blvd., 2 Bourne Rotary, 343 Scenic Highway, Friendly's Ice Cream Corp. #743, Hollyberry's, Knights of Columbus Council 2911, Krua Thai, Market Basket, McDonald's of 370 MacArthur Blvd., McDonald's of 15 Meetinghouse Lane, Monument Beach Pizza, Mr. G's Pizza and Ice Cream LLC, Prime Time House of Pizza, Sagamore Beach Barbecue, Sam's Snack Bar, Cream, Starbucks Coffee, Subway of 282 Main St. and Subway #41630 of 626 MacArthur Blvd. After a brief discussion, the motion carried. 5-0-0.

Weekday Amusement –

Mr. Meier moved and Mr. Blanton seconded to approve a Weekday Amusement License to Beachmoor at MMA. With no discussion, the motion carried. 5-0-0.

Sunday Amusement –

Mr. Meier moved and Mr. Blanton seconded to approve a Sunday Amusement License to Beachmoor at MMA. With no discussion, the motion carried. 5-0-0.

Lodging –

Mr. Meier moved and Mr. Blanton seconded to approve a Lodging License to Noah's Ark of 20 Homestead Ext., Sagamore Beach. With no discussion, the motion carried. 5-0-0.

b) Auto Dealers Class I-II-III-Junkyard- Taxi- Public Livery –

Class I –

Mr. Meier moved and Mr. Blanton seconded to approve Auto Dealer Class I Licenses to; Atlantic Subaru, Battles Buick GMC, Bobcat of Bourne, Cape Cod Harley Davidson/GZ Riders, Inc., Falmouth Toyota, Marty's Chevrolet, Inc., New England RV & Marine, Inc. and Nissan of Bourne. With no discussion, the motion carried. 5-0-0.

Class II –

Mr. Meier moved and Mr. Blanton seconded to approve Auto Dealer Class II Licenses to; Bay Motors, Buzzards Bay Garage, Canal Auto, Cape Cod Car Care, Cape Cod Restorations, Inc., Cataumet Auto Sales, Inc., Coastal Motors and Equipment, Diamond Auto Sales, Diamond Motors, Falmouth Motorcar, Inc., GAF Auto Brokers, Kent Auto, Miracle Auto Sales, Shoreline Automotive, Inc. Southeast Truck Center, Inc., Towers Used Cars, Try Auto Group and Wenzel's Auto Rental, LLC. With no discussion, the motion carried. 5-0-0.

Class III –

Mr. Meier moved and Mr. Blanton seconded to approve an Auto Dealer Class III License to Knowlton's Garage, Inc. With no discussion, the motion carried. 5-0-0.

Junkyard –

Mr. Meier moved and Mr. Blanton seconded to approve a Junkyard License to Knowlton's Garage, Inc. With no discussion, the motion carried. 5-0-0.

Taxi –

Mr. Meier moved and Mr. Blanton seconded to approve a Taxi License to Bourne Bridge 24HR Taxi, Inc. (5 vehicles). With no discussion, the motion carried. 5-0-0.

Public Livery –

Mr. Meier moved and Mr. Blanton seconded to approve Public Livery Licenses to; Any Occasion Limousine (3 vehicles), Bourne Bridge 24HR Taxi, Inc. (1 vehicle-livery), Fantasy Limousine Services, Inc. (2 vehicles) Cape Connector (1 vehicle) and Green Shuttle of Cape Cod (4 vehicles). With no discussion, the motion carried. 5-0-0.

c) One Day Liquor Beer and Wine-

Mr. Meier moved and Mr. Blanton seconded to issue a one day Liquor License to MMA @ Beachmoor on December 19, 2016 from 3:30-7:30 to serve beer and wine during a faculty holiday party. With no discussion, the motion carried. 5-0-0.

7. Selectmen's Business –

a) Discussion on Beach sticker rates and locations (per Mr. Meier – meeting November 22, 2016) –

Mr. Meier discussed concerns raised by residents that it's less costly to pay the fine associated with illegal beach parking than it is to purchase a beach sticker. He stated approximately 3,000 beach stickers are sold each year; yet there aren't 3,000 parking spaces; adding, Chief Woodside will address with the board early next year, the possibility of increasing the cost of the fines. Mr. Meier wonders if restructuring the fine schedule may be a better option vs. increasing the sticker fee since voters just approved two debt exclusion projects the week prior. Mr. Blanton concurred.

Mr. Mealy opened a brief discussion relating to the cost of a beach sticker and the possibility of limiting the number of stickers being sold.

Mr. Meier feels stickers should be available at other locations; i.e., Taylor's Point Marina and/or Monument Beach Marina which will allow residents to purchase stickers on the weekend. A discussion ensued.

Chm. Pickard suggested that Mr. Meier and Mr. Blanton meet with Chief Woodside and Mr. Mullen of DNR to discuss a reasonable protocol with regard to sticker costs, locations to purchase stickers and fines/penalties. The board agreed.

Mr. Mealy discussed the possibility of offering a shuttle service to the beach; which would help to alleviate some of the concerns associated with the lack of available beach parking. After a brief discussion, Mr. Guerino, who is the Regional Transit

Authority Representative for Bourne, stated he will discuss the matter with the RTA Director on December 21st. A discussion ensued.

Public Comment - Mr. Mulvey asked which route this might take moving forward, i.e., as a regulation, a By-law or will public meetings be held for public input. Mr. Pickard stated at this point, that would be premature. Mr. Meier and Mr. Blanton will meet with Chief Woodside and Mr. Mullen of DNR to discuss options. Mr. Guerino explained, in relation to both the parking fines and/or an increase in beach sticker pricing, both would be determined by the Board of Selectmen; there would be no By-law or Town Meeting required.

b) Request approval of a Refinance on an Affordable Home in the Nightingale Park Subdivision. – Deferred.

8. Old Business – Recurring matters pending before the Board of Selectmen.

a) Goals update by Town Administrator and members of the Board

Mr. Guerino stated the Board voted five primary goals this year. He briefly discussed each of them and the progress being made in achieving the following objectives.

***Community Engagement –**

- Selectmen and TA to re-start monthly Cable access shows.
- Engage the Community in broad based professional Strategic Plan.
- Fill committee vacancies (a talent pool form is available on the Town's website and at Town Hall for interested candidates to complete for those interested in serving on committees with vacancies).

Mr. Pickard briefly discussed the Newcomers and Neighbors Club. He stated some of their discussions include ways to recruit new residents in joining committees. He encouraged Mr. Guerino to attend one of their meetings. Mr. Guerino stated he'd be happy to.

***Environmental Issues -**

- Wastewater Treatment-Buzzards Bay
- Fully implemented E-Permitting
- Plastic bag By-law (was voted at Town Meeting)
- 208 Planning/implementation

•Organizational -

- TA to create Draft of updated/proposed Organizational Chart
- Succession Plan – TA to create and submit to BOS for review and possible implementation in August of 2017 (FY 18)
- Stabilize Administrative Support and Middle tier staff requirements

•Budget Financial –

- BOS to fully support Priority Based Budget implementation and to engage in process. (Full Implementation 3-5 years)
- Financial Software Review
- TA-Finance Staff – June 2017
- Integration of all departmental functions (permitting etc.) to finance function
- Offer more on-line payment options for permitting and licensure
- Implementation on a rolling system over 2 years

A brief discussion transpired pertaining to fees that are charged for on-line bill pay. Mr. Meier questioned why debit/credit card transactions are not accepted by all departments within Town Hall for processing payments. Mr. Guerino stated the Town is working toward providing credit/debit card processing for all departments that process payments.

- Bourne Financial Policies to be formatted for inclusion in Town Meeting Book and on-line.

•Economic Development –

- Sewer work is continuing
- Downtown issues continue to be addressed
- Begin second phase of the Growth Incentive Zone

b) FY 2018 budget – Discussion continues regarding the FY 18 budget priorities of the Board and Town Administrator.

Mr. Pickard stated in June he had asked the board members to determine which department(s) they would like to be the liaisons to. The assignments are as follows:

Mr. Meier – Police, Fire and DNR, Mr. Pickard – Schools, Mr. Blanton – Library, COA and Community Building, Mr. Mealy- ISWM, DPW and Sewer, Mr. Slade – General Government.

Mr. Pickard asked whether or not the board members had received and reviewed the one page document that was sent by the Administrator. Since several had not yet reviewed it, he asked that by the next meeting, the members review the document provided by the Administrator, the notes that he created, the budget document that was provided at the workshop dated 11/16 and the budget document dated 12/9. He stated at the December 20, 2016 BOS meeting, the board will be asked to vote on their priorities as a board. Several members stated they will not be in attendance at the December 20th meeting. Mr. Pickard provided a timeline for the board's budget priorities and stated since several will not be in attendance at that meeting, the matter will be deferred to the January 3, 2017 meeting.

Mr. Pickard referred to the one page document provided by the Town Administrator. He stated there are one time revenues totaling \$825,000.00 which account from the auction of the Coady School and FEMA reimbursement. The Finance Director suggested that \$200,000.00 of that be earmarked for OPEB. Mr. Pickard would like the board to consider this and to consider placing the remainder in the Capital Stabilization Fund. A discussion ensued.

Mr. Pickard stated he would like a policy to be implemented with regard to administrative /clerical functions in order to prevent higher paid professional staff from performing clerical and administrative duties. He is also going to advocate for an Assistant Town Administrator. He briefly discussed the various departments that are requesting additional staffing and reiterated that the board should review the documents and be prepared to provide input at the January 3rd meeting.

Mr. Meier opened a brief discussion with regard to recreating some of the previously eliminated positions within the School Department.

Mr. Gately asked if there are any pending Capital Stabilization projects. Ms. Mastrangelo was asked to provide an explanation as to how these funds are utilized. Ms. Mastrangelo explained that excess Host Community Fees received from ISWM is placed into the Capital Stabilization Fund which have funded projects such as; the new DPW building. Additionally, \$90,000.00 was used toward the Municipal Harbor Plan. She stated future projects may include; the Wastewater Project and the Pocasset Fire Station.

Mr. Guerino advised the board that he will be recommending an additional Health Inspector position be created. He briefly discussed how that proposed position will be funded. Mr. Pickard asked that Mr. Guerino provide at the next meeting, a list of the departments that have vacant positions and his recommendation on filling vacancies. Additionally, he asked Mr. Guerino to provide a breakdown as to how the position(s) will be funded. Mr. Guerino stated he will draft a matrix that will identify the vacancy, the funding source to fill the vacancy and the net cost for filling the position.

9. Town Administrator's Report – Mr. Guerino provided an update on recent hirings. A new Plumbing and Gas inspector has been retained. Additionally, the Electrical Maintenance position has been filled. Mr. Guerino discussed the possibility of filling a vacancy in the Engineering Department in-house. Mr. Slade expressed concern that the in-house candidate may not have the expertise required for that position. Mr. Guerino provided clarification. A discussion ensued.

10. Selectmen Reports – Mr. Meier briefly discussed the two debt exclusion projects that were recently approved by the voters and thanked all who were involved. He also acknowledged Craig Poirier and all contributors for coordinating a successful Homeless for the Holidays campaign.

Mr. Blanton praised all involved with the Homeless for the Holidays campaign. He briefly discussed a meeting that he and Mr. Mealy attended at MMA with regard to the development of the Main Street area. Lastly, he discussed an email he received from a member of the local clergy with regard to the passage of Question #4 and the potential for municipalities to opt out of participating. Mr. Guerino stated on January 10th, Senator deMacedo will be in town to discuss the implications of the passage of Question #4. Mr. Blanton stated he would like to hear feedback from the Bourne residents with regard to how they feel about the passage. Mr. Pickard would like to determine how to proceed after Senator deMacedo's presentation.

Mr. Slade briefly discussed his recent walk from the Monument Beach Train Depot to the Cataumet Train Depot and hopes that hurdles will be overcome to complete a proposed rail trail. Additionally, he discussed a Sandwich Town Hall meeting he recently attended.

Mr. Mealy provided the ISWM holiday schedule. Additionally, he discussed the recent passage of the two debt exclusion projects, the tree lighting ceremony he attended and the food pantry's continued need for donations. He encouraged residents to donate food items at the collection stations located at the Market Basket and several banks throughout town.

Mr. Meier stated there are two vacancies on the School Building Committee and encouraged interested candidates to contact the moderator at Moderator@townofbourne.com. They may also contact the Town Administrator's Office, the Superintendent's Office or complete the online talent pool questionnaire.

The next BOS meeting will be held on Tuesday, December 20, 2016. There will not be a meeting on December 27, 2016.

Mr. Pickard noted that he and Mr. Blanton will be meeting soon to review the Town Administrator's contract.

Mr. Meier stated a conference call will be conducted with MSBA on the 20th to discuss the next step in the Peebles School project.

III. Adjournment –

Chm. Pickard entertained a motion to adjourn. **Mr. Meier moved and Mr. Slade seconded to adjourn.** With no discussion, the meeting adjourned at 8:33 pm. 5-0-0.

Respectfully Submitted,

Carol Mitchell

ACCOUNT CLERK II

PRIMARY PURPOSE

Financial and administrative support work to assist with the operations of the Department; other related work, as required.

ESSENTIAL DUTIES AND RESPONSIBILITIES

The essential functions or duties listed below are illustrations of the type of work that is performed. The omission of specific statements of duties does not exclude them from the position if the work is similar, related, or a logical assignment to the position.

Performs office duties including data entry, typing, filing and working with cash.

Prepares and composes Departmental correspondence; performs secretarial duties, as needed, including typing and filing.

Works with finances, numbers, forms, reports, bills, payrolls, abatements and similar documents.

Performs additional duties in the absence of other staff.

Performs other similar or related duties, as required or as situation dictates.

SUPERVISION

Works under the direct supervision of the designated Department Head and/or Supervisor(s); works independently to complete assignments according to prescribed time schedules and in accordance with established Town and Department by-laws, rules, regulations, policies & procedures.

WORK ENVIRONMENT

Work is performed in office conditions and workload may vary during the year.

The employee operates standard office equipment.

The employee has contact with the public, Town Departments and other government agencies, and must be able to explain Department operations and procedures and provide information and assistance.

The employee may have access to criminal records, financial records, legal proceedings, bid documents and other confidential information.

Errors could result in delay or loss of service or monetary loss, injury to others and/or legal repercussions.

RECOMMENDED MINIMUM QUALIFICATIONS

Education and Experience

High school diploma; one year of office experience; municipal experience preferred; or an equivalent combination of education and experience.

Knowledge, Ability and Skill

Knowledge of office practices and procedures; familiarity with Department operations and procedures and the operation of Town government.

Ability to maintain financial accounts and records; ability interact tactfully and appropriately with Town employees and the public.

Ability to work independently and meet deadlines; ability to prioritize tasks; ability to work accurately with numbers and detail; ability to organize files and records;

Written and oral communication skills; computer skills, record keeping skills, accounting & bookkeeping skills, secretarial skills including typing and interpersonal skills.

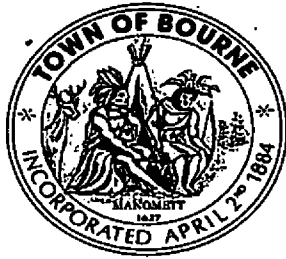
Additional Requirements

Must pass a physical examination & background checks.

PHYSICAL REQUIREMENTS

Minimal physical effort is required to perform duties in office conditions. The employee is required to walk, stand, sit, speak and hear, and use hands to operate equipment and lift office equipment, furniture, files and supplies. Visual requirements include the ability to read and analyze documents and use a computer.

This job description does not constitute an employment agreement between the employer and employee, and is subject to change by the employer, as the needs of the employer and requirements of the job change.



Board of Selectmen Meeting Notice AGENDA



Date

Tuesday
December 20, 2016

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. Call to order in Open Session

1. Moment of Silence for our Troops and our public safety personnel
2. Salute to our Flag
3. Public Comment on Non-Agenda Items
4. Minutes: Discussion and vote to unencumber 15 sets of Executive Session minutes between 8.2.10 and 6.14.16 as attached to the December 20, 2016 Selectmen's Agenda
5. Correspondence
6. Selectmen's Business
 - A. Board to discuss remedy to meeting posting complaint under the Open Meeting Law as filed with the Town by Mr. Beaty.
 - B. Board to discuss remedy to Open Meeting Law Violation as described by the office of the Attorney General
 - C. Town Administrator's Police Facility Building Committee Membership and Charge
7. Keeper of the records. Appointments. The Board will be updated on the new Record Access Officers appointments and an upcoming seminar on the requirements of the new Public Records Law for Boards and Committees
8. Town Administrator's Report – FY 18 budget update
9. Selectmen Reports
10. Adjourn

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Encumbered Executive Session Minutes for Release

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2010 DEC 16 AM 10:09

TOWN CLERK BOURNE

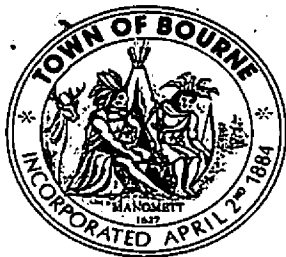
<u>Date</u>	<u>#</u>	<u>Topic</u>	<u>Description</u>	<u>Disposition</u>
08/02/10	1	Police Superior Officer Contract	negotiation strategy	
08/02/10	2	Police Patrolman's Contract	negotiation strategy	
08/02/10	3	Firefighter Contract	negotiation strategy	
03/16/12	1	Town Administrator contract	negotiation begin	
03/16/12	2	NE Benevolent Assoc (police contract)	memorandum of agreement-tabled	
04/03/12	1	Fire (1717)	outcomes of negotiations - voted	
04/03/12	2	Police Patrolman's officers	outcomes of negotiations - voted	
04/03/12	3	LIUNA Unit A	outcomes of negotiations - voted	
04/03/12	4	Town Administrator contract	outcomes of negotiations - voted	
05/22/12	1	LIUNA	negotiation strategy- voted	
05/22/12	2	BEA	negotiation strategy- discussion	
07/22/12	1	Duce - Moorings	discussion	
07/22/12	2	Harvest Power	discussion	
07/22/12	3	Grand Union	discussion	
07/22/12	4	Pilgrim Pines Development	discussion	
09/09/14	1	Real Estate Negotiation-Kalpin	agree to be voted in open session	
09/09/14	2	Hoxie	reverter clause discussion	
09/16/14	1	Pilgrim Pines Development/Hebb	comprehensive permit-discuss & update	
09/19/14	1	Pilgrim Pines Development	discussion	
09/19/14	2	Stop 'n Shop (old Grand Union)	discussion	
11/09/14	1	Harvest Power	3 step process	
11/09/14	2	Hoxie	Purchase and Sale Delay	
04/17/15	1	Health Insurance selection decision	BCBS versus Mayflower Group-voted	
04/30/15	1	LIUNA	negotiation strategy	
04/30/15	2	BEA	negotiation strategy	
04/30/15	3	Offer to increase LIUNA and BEA to 2%	voted to accept	
09/16/15	1	Duce - Moorings	harbormaster decision	
09/16/15	2	Harvest Power	policy adherence concerns	
09/16/15	3	Grand Union	partial abatement	

09/16/15	4	Pilgrim Pines Development	Herb-maintain a construction grant
06/02/16	1	O Lighthouse Lane	zoning - vote to reconsider
06/14/16	1	LIUNA	discussed and endorsed to proceed
06/14/16	2	BEA	discussed and endorsed to proceed
06/14/16	3	Superior Officers	discussed and endorsed to proceed

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2016 DEC 16 AM 10:09

TOWN CLERK BOURNE



Board of Selectmen Meeting Notice AGENDA



AMENDED AGENDA Executive Session

Date
Tuesday
December 20, 2016

Time
6:45 P.M.

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

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2016 DEC 16 AM 11:43
TOWN SELECTMEN BOURNE

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. Call to order in Open Session

1. 6:45 p.m. Call to order in Open Session
2. Motion to enter Executive Session regarding ongoing litigation to conduct strategy session with respect to Christopoulos Investment and Realty v Town of Bourne. The Board will reconvene in open session at the conclusion of the Executive Session.
3. Moment of Silence for our Troops and our public safety personnel
4. Salute to our Flag
5. Public Comment on Non-Agenda Items
6. Minutes: Discussion and vote to unencumber 15 sets of Executive Session minutes between 8.2.10 and 6.14.16 as attached to the December 20, 2016 Selectmen's Agenda
7. Correspondence
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 - A. Board to discuss remedy to meeting posting complaint under the Open Meeting Law as filed with the Town by Mr. Beaty.
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 - C. Town Administrator's Police Facility Building Committee Membership and Charge
9. Keeper of the records. Appointments. The Board will be updated on the new Record Access Officers appointments and an upcoming seminar on the requirements of the new Public Records Law for Boards and Committees
10. Town Administrator's Report – FY 18 budget update
11. Selectmen Reports
12. Adjourn

Encumbered Executive Session Minutes for Release

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2016 DEC 16 AM 11:45
TOWN CLERK BOURNE

<u>Date</u>	<u>#</u>	<u>Topic</u>	<u>Description</u>	<u>Disposition</u>
08/02/10	1	Police Superior Officer Contract	negotiation strategy	
08/02/10	2	Police Patrolman's Contract	negotiation strategy	
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03/16/12	1	Town Administrator contract	negotiation begin	
03/16/12	2	NE Benevolent Assoc (police contract)	memorandum of agreement-tabled	
04/03/12	1	Fire (1717)	outcomes of negotiations - voted	
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04/03/12	3	LIUNA Unit A	outcomes of negotiations - voted	
04/03/12	4	Town Administrator contract	outcomes of negotiations - voted	
05/22/12	1	LIUNA	negotiation strategy- voted	
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09/16/15	4	Pilgrim Pines Development	Herb-maintain a construction grant	<u>RECEIVED</u>
06/02/16	1	0 Lighthouse Lane	zoning - vote to reconsider	
06/14/16	1	LIUNA	discussed and endorsed to proceed	2016 DEC 16 AM 11:43
06/14/16	2	BEA	discussed and endorsed to proceed	
06/14/16	3	Superior Officers	discussed and endorsed to proceed	TOWN CLERK BOURNE

**Board of Selectmen
Minutes of Tuesday, December 20, 2016
Bourne Community Building
Bourne, MA 02532**

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2017 FEB 27 PM 3:54

TOWN CLERK BOURNE

TA Tom Guerino

Selectmen

Don Pickard, Chairman

Peter Meier, Vice-Chairman - Excused

George Slade, Clerk

Stephen Mealy - Excused

Michael Blanton

Note this meeting is being televised and recorded. If anyone in the audience is recording or videotaping, they need to acknowledge such at this time - Michael Rausch Bourne Enterprise.

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

Documents

1. 6:45 p.m. Call to order in open session

2. Motion to enter Executive Session regarding ongoing litigation to conduct strategy session with respect to Christopulos Investment and Realty v Town of Bourne. The Board will reconvene in open session at the conclusion of the Executive Session.

The Chairman declares that such open discussion will have a detrimental effect to the litigating and negotiating position of the public body.

Roll call Vote to convene in Executive Session for the purpose stated. The Board will reconvene in open session following the Executive Session at approximately 7:00 PM.

Voted Michael Blanton moved and seconded by George Slade by roll call vote to go into Executive Session. Mr. Blanton - Yes; Mr. Slade - Yes; Mr. Pickard - Yes.
Vote 3-0.

Roll call Vote to reconvene in open session.

Voted George Slade moved and seconded by Michael Blanton by roll call vote to adjourn executive session and reconvene in open session.

Roll Call Vote: Mr. Meier - Yes; Mr. Slade - Yes; Mr. Blanton - Yes; Mr. Pickard - Yes.
Vote 4-0.

Meeting Called to Order

Chm. Pickard called the open session back to order at 7:15 pm.

Board to report on votes taken in Executive session, if any.

Mr. Pickard said the Board was in executive session regarding ongoing litigation to conduct strategy session with respect to Christopoulos Investment Realty v Town of Bourne

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

Public Comment – Non-Agenda Items

None requested.

6) Minutes: Discussion and vote to unencumber 15 sets of Executive Session minutes between 8.2.10 and 6.14.16 as attached to the December 20, 2016 Selectmen's Agenda

Mr. Pickard said we have a list of 15 executive session minutes from August 2, 2010 through June 14, 2016. We will unencumber executive session minutes for the following dates 8/2/10, 3/16/12; 4/3/12; 5/22/12; 7/22/12; 9/9/14; 9/16/14; 9/19/14; 11/9/14; 4/17/15; 4/30/15; 9/16/15; 6/2/16; and 6/14/16.

Voted Michael Blanton moved and seconded by George Slade to unencumber 15 sets of executive session minutes between the dates of August 2, 2010 and June 14, 2016 attached to the December 20, 2016 Selectmen's agenda.
Vote 3-0.

7) Correspondence

George Slade brought the committee up to date on the correspondence.

- A. Cape Light Compact activity report for the month of September 2016
- B. Bruce Weeman appealed Harbormaster's denial of mooring permit to DEP
- C. Department of Natural Resource sent a letter to Steven Galipeau regarding his dog "Thor"
- D. Letter from DEP upholding the Harbormaster's decision on a denial of a mooring permit for Robert Lawton

Michael Blanton said on item C he spoke with the Town Administrator with regard to the emotional distress for the folks. Town Administrator, Tom was considering hearing more detail with regard to the euthanizing of Thor, but Thor had attacked and bitten someone else.

Don Pickard said he was not sure the euthanizing has gone forward; the owner of the dog had indicated an appeal is going to be made with the Falmouth District Court.

8) Selectmen's Business -

- A. Board to discuss remedy to meeting posting complaint under the Open Meeting Law as filed with the Town by Mr. Beaty.**
- B. Board to discuss remedy to Open Meeting Law Violation as described by the office of the Attorney General**
- C. Town Administrator's Police Facility Building Committee Membership and Charge**

8a.

Don Pickard spoke about the open meeting law violation complaints. Complaints were made to the Attorney General by several individuals. One complaint was for the meeting on November 29th, the Board improperly posted an amendment to the agenda. We did not have a time stamp on that from the Town Clerks office on our website. The Board's remedy to that is to acknowledge the complaint and vote to remedy it. The Town Clerk, Town Administrator, and Town Counsel have all collaborated and there is a new policy in place adopted by the professional staff that indicates before any posting on the town website the Town Clerks office will stamp the date and time of the amendment.

Voted Michael Blanton moved and seconded by George Slade to acknowledge the complaint and indicate the remedy that was accepted by the Attorney General as well as developed by the Town Clerk, Town Administrator in collaboration with Town Counsel. Vote 3-0.

8b.

Don Pickard said we have had several open meeting law complaints that were sent to the Attorney General's Office. I believe there were three from Attorney Kathleen Connolly relevant to the Sagamore Revetment.

Attorney Connolly on behalf of her clients filed three open meeting law complaints against the Board of Selectmen, the Conservation Commission, and again the Board of Selectmen. They filed in Land Court and also Barnstable Superior Court.

The one complaint that I consulted Attorney Troy on was the one the Attorney General stated that the Board violated the open meeting law by posting an insufficiently detailed meeting notice and they are ordering the Board immediate compliance to the open meeting law and also caution similar violation in the future could be considered evidence of intent to violate the law. They do consider the complaint has been addressed.

Voted Michael Blanton moved and seconded by George Slade to acknowledge the finding of the Attorney General with regard to the complaint from Attorney Kathleen Connolly, the Board will in the future post a sufficient detailed meeting notice. Vote 3-0.

8c.

Don Pickard stated the Police Building Committee had a charge that took it up through the Town meeting and a ballot vote. The Administrator has developed a charge that takes the

town and their Administrator's Building Committee through the end of the project. Mr. Pickard asked the Clerk of the Board to read the Committee Membership and Committee Charge and we will vote to accept.

George Slade read the Town Administrator's Police Facility Building Committee Membership and Charge.

Committee Membership

The Town Administrator's Police Facility Building Committee shall be composed of 8 members, who possess knowledge, experience or interest in engineering, construction, finance and modern law enforcement management. Included in the Committee membership shall be one member of the Board of Selectmen, one member of the Finance Committee, one member of the Capital Outlay Committee, and five members appointed at-large by the Town Administrator. The Town Administrator, the Chief of Police, and two members of the Police Department staff shall serve as ex-officio members. They shall attend meetings of the Committee as required and requested by the full committee.

Committee Charge

The Committee shall assist the Town Administrator on the construction of a modern Police Facility which will serve the Law Enforcement and Administrative needs of the Town. The Committee's work shall include, but not be limited to the following:

1. Assist town officials with the research and evaluation of siting, guidance of actual construction of a municipal use Police Facility;
2. Assist with the preparation of a financial analysis on proposed Police facility, including identification of current town needs to be served by the project, the long-term needs of said department, the design, engineering, construction and annual maintenance;
3. Shall work with the Energy Advisor Committee to assure the cost of energy and potential for alternative energy savings is researched and implemented or selling of excess energy. All plans are to be forwarded to the Cape Light Compact for review.

The Committee will report to the Town Administrator on a monthly basis or as requested by the Town Administrator and to the Board of Selectmen at least semi-annually. The Committee shall complete the charge as described above on or before December 2019, and shall provide a final report upon the completion of the construction of the Police Facility.

Don Pickard said the charge will be available at Town Hall.

Michael Blanton questioned regarding to the Cape Light Compact review is that something that we could support or amend as we needed. Mr. Pickard said that could be amended.

Mr. Blanton also stated in the Charge it states on or before December 2019, if work is completed before that date would the committee automatically dissolve?

Jim Mulvey said a construction oversight group is a long term and highly important involved operation. What I was wondering about is providing funding for them for secretarial services, at least. I don't recall anything in the Executive Order that would give them a certain amount or have access to some financial aid particularly for a professional note taker rather than trying to rely on the committee itself. There may be other expenses involved in the long term.

Don Pickard said I believe the committee has been taking their own notes. It is important we pass this tonight. They have a scheduled meeting tomorrow afternoon to discuss the Charge and move forward. If there are things that we need to review and added we can do that.

Michael Blanton said Mr. Mulvey raised an important point with regard to process down the road examining the decisions that were made as we go forward on the building. Maybe there is a mechanism that we need to look into or that Tom Guerino needs to look into with regard to recording those notes and recording those sessions.

Don Pickard said we can ask the Chairman of the Committee, Charles Noyes, and see what he thinks.

Voted Michael Blanton moved and seconded by George Slade to extend the charge of the Town Administrators Police Facility Building Committee as notated here in the exhibit before us on this meeting on December 20, 2016 and extend that charge out to the date recommended December 2019 on or before.

Vote 3-0.

9) Keeper of the records. Appointments. The Board will be updated on the new Record Access Officers appointments and an upcoming seminar on the requirements of the new Public Records Law for Boards and Committees

Don Pickard said this was going to be done by the Town Administrator. It will be put off until January 3rd.

10) Town Administrator's Report - FY 18 budget update

Mr. Pickard said the Administrators report we will not have until our next meeting on January 3rd.

On January 3rd we will be voting our broad based policies for the budget. Mr. Guerino will turn that over to us by the 15th after he gets our broad based policies for the budget, we will keep that for about two weeks and then turn that over to the Finance Committee all in accordance with the Charter or various Town Bylaws.

11) Selectmen's Reports

Mr. Blanton wanted to wish the people of Bourne a Happy Holiday Season and Merry Christmas.

George Slade wanted to say Merry Christmas and also spoke about the Bourne Food Pantry. Donations are coming in. The donors and the volunteers are to be congratulated.

Don Pickard wanted to say Merry Christmas and enjoy your Holiday.

The next Bourne Selectmen meeting will be on Tuesday, January 3rd at 7:00 P.M.

12) Adjourn

Voted Michael Blanton moved and seconded by George Slade to adjourn. Meeting adjourned at 7:40 pm. Vote 3-0.

Respectfully submitted – Carole Ellis, secretary.

**SELECTMEN'S TASK FORCE
ON LOCAL POLLUTION
and
PHASE II STORMWATER MANAGEMENT
COMMUNITY OVERSIGHT GROUP**

MEETING NOTICE

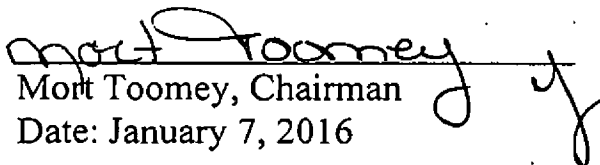
Location: Sagamore Fire Station
Conference Room
51 Meetinghouse Road
Sagamore

Date: January 11, 2016

Time: 7:00 P.M.

Agenda Topics

- 1) Comment period for non-agenda items
- 2) Approve minutes of November 9, 2015
- 3) Approve minutes of December 14, 2015
- 4) To initiate a Pilot Program to monitor stormwater discharges to closed shellfish beds and to prioritize stormwater discharges for remediation in MS-4 and non MS-4 areas
- 5) Setting goals for the committee in 2016
- 6) The present status of the "Stormwater Bylaws" and Enforcement protocol
- 7) Agenda items for the next meeting – February 8, 2016
- 8) Date and time of next meeting
- 9) Adjourn


Mort Toomey, Chairman
Date: January 7, 2016

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, Carole Ellis

Notify: Buzzards Bay Project, Coalition for Buzzards Bay

2016 JAN 7 PM 3 55
TOWN CLERK'S OFFICE
BOURNE, MASS

**Selectmen's Task Force On Local Pollution and
Phase II Stormwater Management Community Oversight Group**

RECEIVED

Minutes of Monday, January 11, 2016

Sagamore Fire Station

Sagamore, MA 02562

2016 MAY 13 AM 10:27

TOWN CLERK BOURNE

Committee Members: Chairman Mort Toomey, James Mulvey, Jennifer Cheyne, Christine Kane, Stewart Bell, and Les Perry

Documents: Baker-Polito Administration Awards Grants to Protect Water Quality in Buzzards Bay.

Meeting Called to Order

Chm. Toomey called the meeting to order at 7:05 pm.

1) Comment Period for Non-agenda Items:

Stewart Bell brought up the location and time for future meetings.

2) Approval Minutes of November 9, 2015

Will be voted on at the next meeting.

3) Approval Minutes of December 14, 2015

Will be voted on at the next meeting.

4) To initiate a Pilot Program to monitor stormwater discharges to closed shellfish beds and to prioritize stormwater discharges for remediation in MS-4 and non MS-4 areas

Jennifer stated we aren't initiating a pilot program maybe it should be worded to join a pilot program because we aren't initiating the program we are looking into joining the pilot program. Stewart Bell stated we aren't initiating it; Dr. Costa made us aware of the fact that Massachusetts Coastal Zone Management came up with a potential proposal. We are responding to a proposal from the Buzzards Bay Action Committee.

Mort Toomey stated he called Dr. Costa and spoke with him. He stated we should talk to the Selectmen and the DPW. That would give us the opportunity to join the other towns, which are, Dartmouth, Acushnet, Fairhaven, Mattapoisett, and Wareham. We are going to try to get the town people on board and let them know what is going on so they can go forward.

Stewart Bell questioned the Town of Bourne can participate based on weather or not there are any matching funds required. Mr. Toomey stated the DPW and the Selectmen have to get together with him and he will let them know what is needed. The financial end from the town will be difficult. James Mulvey gave some background information on this matter. This was originated by Dr. Costa and the estuaries group, and the Buzzards Bay Action Committee is behind this. That is comprised of the towns that border Buzzards Bay. Each town has a representative.

FOR IMMEDIATE RELEASE: Baker-Polito Administration Awards Grants to Protect Water Quality in Buzzards Bay Page 1 of 4

FOR IMMEDIATE RELEASE: Baker-Polito Administration Awards Grants to Protect Water Quality in Buzzards Bay

Gronendyke, Katie (EEA)

Sent: Monday, January 11, 2016 12:04 PM

To: katie.gronendyke@state.ma.us



**Commonwealth of Massachusetts
Executive Office of Energy and Environmental Affairs**

Governor Charles D. Baker
Lt. Governor Karyn E. Polito
Secretary Matthew A. Beaton

Press Release Contact: Katie Gronendyke — 617-626-1129 or katie.gronendyke@state.ma.us

Baker-Polito Administration Awards Grants to Protect Water Quality in Buzzards Bay
\$794,478 in Federal Funds Awarded to Six Entities in the Buzzards Bay Watershed

BOSTON - January 11, 2016 - The Baker-Polito Administration today announced \$794,478 in federal grant money to help towns and organizations protect water quality in Buzzards Bay. The water quality management grants are being awarded by the Buzzards Bay National Estuary Program through the Massachusetts Office of Coastal Zone Management (CZM) with funding from the United States Environmental Protection Agency (EPA).

"This grant program recognizes that many pollution sources affecting our coastal waters do not stop at state lines and are shared regional issues," said Governor Charlie Baker. "Through these grants, important steps are being made to effectively address priority pollution problems affecting Buzzards Bay."

"While these coastal water quality issues are regional in origin, the solutions are local," said Lieutenant Governor Karyn Polito. "This partnership and funding allows us to provide necessary support for our communities to advance effective local actions that improve the water quality of Buzzards Bay."

"This funding will improve water quality in the Buzzards Bay region by supporting local efforts to reduce nutrient and pathogen pollution from wastewater discharges, runoff and other sources," said Energy and Environmental Affairs Secretary Matthew Beaton. "The results will be cleaner coastal waters for residents and visitors and healthier coastal habitats. We want to recognize and thank the U.S. Environmental Protection Agency for their support of these Southeast New England Program awards."

The grants are being matched by \$346,451 in municipal and private contributions and focus on supporting the U.S. Environmental Protection Agency's (EPA) Southeast New England Program mission to protect and restore the southeast New England ecosystem by addressing nutrient, pathogen, and stormwater-related issues within the Buzzards Bay watershed.

"Nutrient and pathogen pollution can have significant impacts on coastal waters, closing areas to shellfishing and swimming and impairing the health of estuary habitats," said Coastal Zone Management Director Bruce Carlisle. "The technical support provided by the Buzzards Bay National Estuary Program, coupled with these grant funds that they are administering, are key to making meaningful progress to address these problems."

"These grants successfully encourage municipalities, private groups and businesses to work together and share resources to solve serious water quality problems in Buzzards Bay in innovative, collaborative and

<https://legacremail.state.ma.us/OWA/?ac=Item&t=IPM.Note&id=RgAAAABNGQhTiHT...> 1/11/2016

FOR IMMEDIATE RELEASE: Baker-Polito Administration Awards Grants to Protect W... Page 2 of 4

effective ways," said Joe Costa, Executive Director of the Buzzards Bay National Estuary Program.

The following six grants were awarded:

Buzzards Bay Coalition, Inc., will partner with the Towns of Wareham, Bourne and Plymouth and the Massachusetts Maritime Academy to evaluate the feasibility of relocating the Wareham Wastewater Treatment Facility (WWTF) discharge from the Agawam River to the Massachusetts Maritime Academy's (MMA) existing, well-flushed discharge into the Cape Cod Canal. In addition, a sewer needs analysis will be performed within the Agawam and Wareham Rivers, and Buttermilk and Little Buttermilk Bay watersheds, to determine how much sewerage is required to meet water quality goals and to determine whether the WWTF can accommodate the higher volume. (\$200,000)

Marine Biological Laboratory, will partner with the Buzzards Bay Coalition, Inc. and Barnstable County Department of Health and the Environment to quantify the nitrogen removal benefits of conversion of traditional Title V septic systems to innovative alternative (I/A) systems. In addition, they will determine whether the addition of a carbon source will increase nitrogen removal in I/A systems. The project will take place in West Falmouth Harbor. (\$175,918)

Town of Marion, will coordinate with the Town of Mattapoisett and the Buzzards Bay Coalition, Inc. in hiring a consultant to design an expanded sewage collection system from the Town of Marion's Wastewater Treatment Facility into the existing densely-developed neighborhoods of Indian Cove (Marion) and Harbor Beach (Mattapoisett) on Aucoot Cove. (\$200,000)

Town of Falmouth, will expand an oyster reef to reduce nitrogen loads to West Falmouth Harbor near Mashapaquit Creek. The town will expand the existing quarter acre reef to one acre by planting an additional 1,500 bags of oyster spat-on-shell, as a means to provide a biological filter for water in the Snug Harbor area, where there is a significant source of nutrients. The monitoring results of this project will inform the extent to which oyster reefs can effectively improve water quality, and can contribute to watershed nitrogen reduction for West Falmouth Harbor and other similar estuaries. (\$53,950)

Town of Fairhaven, will prepare designs and permit applications for green infrastructure stormwater best management practices at four high priority outfalls on Sconticut Neck. The effort will reduce pathogen and nutrient loading and other stormwater pollutants to Little Bay and Nasketucket Bay. In addition, the town proposes to conduct an inspection of septic systems on Sconticut Neck. Owners of failed septic systems will be required to tie into the town's existing sewer line pursuant to the town's sewer bylaw. (\$58,350)

Town of Dartmouth, will coordinate with the City of New Bedford and the Town of Dartmouth to implement a series of Best Management Practices, including construction of an underground detention system and several proprietary treatment units, to treat stormwater runoff resulting from two outfalls located at the end of Rodgers Street in Dartmouth. These outfalls discharge untreated stormwater runoff, which is generated from roadways in both Dartmouth and New Bedford, into Clark's Cove. (\$106,260)

"The natural resources of our state are precious and must be protected," said Senate President Pro Tempore Marc R. Pacheco (D-Taunton). "Our communities deserve the healthiest water and the most robust treatment facilities; these awards are vital for water quality management, public health and the safety of our environment. I commend the Buzzards Bay Coalition, along with Wareham and Marion officials, for their hard work in securing this award, and I look forward to seeing the good it will do for Southeastern Massachusetts."

"Clean water is vital to our economic viability and quality of life, so we must do everything we can to protect our watersheds," said State Senator Vinny deMacedo (R-Plymouth). "I am grateful to the Baker-Polito Administration for recognizing this need, and for providing a substantial amount of funding to assist Cape Cod in protecting its important watersheds."

<https://legacyemail.state.ma.us/OWA/?ae=Item&t=IPM.Note&id=RgAAAABNGQhTiHT...> 1/11/2016

FOR IMMEDIATE RELEASE: Baker-Polito Administration Awards Grants to Protect W... Page 3 of 4

"The actions outlined for reducing pollutants entering Buzzards Bay may prove to be efficient and cost effective solutions," said State Representative Randy Hunt (R-Sandwich). "Additionally, alternatives to Title V systems may well obviate the need for large scale sewerage in these ecologically sensitive areas. These feasibility studies are short money when considering the long term benefits."

"Water is by far our most valuable natural resource so we must take every possible step to protect it," said State Representative Susan Williams Gifford (R-Wareham). "We are so fortunate that Governor Baker and Lieutenant Governor Polito have a great understanding of that and are making these grants available to us."

"This is terrific news," said State Representative Timothy Madden (D-Nantucket). "The Marine Biological Laboratory is the perfect addition to a partnership between the Town of Falmouth and the Buzzards Bay Coalition in their efforts to improve the water quality of West Falmouth Harbor. I appreciate the Executive Office of Energy and Environmental Affairs for awarding these grants to allow the Town of Falmouth to continue its work in improving water quality."

"I am grateful Governor Baker has recognized that alternative technologies must have a role in solving our water quality issues on Cape Cod," said State Representative David Vieira (R-Falmouth). "Funding for the oyster reef project in Falmouth, research with the Marine Biological Laboratory on alternative technologies, and potentially finding new discharge options for the Wareham facility; are important steps to protecting the Buzzards Bay resource."

In a coordinated press release issued today, Narragansett Bay National Estuary Program Executive Director Tom Borden announced parallel awards from the Southeast New England Program. Nearly \$800,000 in grants is being awarded to fund eleven projects in the Narragansett Bay watershed to help towns and organizations protect water quality through grants approved by the Buzzards Bay National Estuary Program. See www.nbep.org.

"The success of the Southeast New England Program is due in large part to the coordination of our federal delegates from Rhode Island and Massachusetts," said Tom Borden, Executive Director of the Narragansett Bay National Estuary Program. "The Senators and Congressmen from both states are working hard to provide federal funding to restore and protect our shared coastal waters and estuaries so critical to our economic well-being."

The Office of Coastal Zone Management is EEA's lead policy and planning agency on coastal and ocean issues. Created in 1985, the Buzzards Bay National Estuary Program provides grants and technical assistance to South Coast and Cape Cod communities to protect and restore water quality and natural resources in Buzzards Bay and its surrounding watershed and is one of 28 similar programs designated by the EPA.

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100 Cambridge Street, Suite 900, Boston, MA 02114-2119 — (617) 626-1000 office / (617) 626 1181 (fax)

Katie Gronendyke
Press Secretary
Executive Office of Energy and Environmental Affairs

<https://legacymail.state.ma.us/OWA/?ae=Item&t=IPM.Note&id=RgAAAABNGQhTHT...> 1/11/2016

James Mulvey also stated the conservation technician should be the representative, and that is Brendon Mullaney. He is also the Chairman of the Buzzards Bay Action Committee. Stewart Bell stated the money comes from Coastal Zone Management for the grant. Mr. Mulvey stated the

administrators are going to be the Buzzards Bay Action Committee. Each town pays a very small dues fee to keep it going. This committee (Selectmen's Task Force on Local Pollution & Stormwater Management Community Oversight Group) has had in its possession in the past a copy of the total catch basins map for the town of Bourne. The question is, has it been updated to include the Bay View Taylors Point infiltrations. Les Perry suggested we make a motion to have the Chairman talk to the board to get an updated map. Mr. Bell stated going down MacArthur Blvd you have seen all the activity from the highway department; they are putting in new drainage systems. An update should include those revisions, because we don't know where all that effluent goes. Mr. Mulvey stated a request for the Chairman is to talk with the planner department, as whether the town map with all catch basins was updated for two locations on Taylors Point and whether or not there are changes to be added due to the MacArthur Blvd. renovations. Mr. Bell stated they are redoing all of the storm drains, it started in Falmouth and they are working their way up. Mr. Mulvey questioned whether that calls for added basins, infiltration basins, or whether it just stays the same. He stated to question Coreen Moore to see if it was updated for Taylors Point and MacArthur Blvd. Mort Toomey questioned if that was done by the school or some organization that has volunteer workers. James Mulvey stated it was done by or added to by Americorps Corp. volunteer workers. They painted and GPSed every catch basin in town 6 or 7 years ago. Mr. Toomey stated he will check with the planning board to see if they have made the updates. Jim Mulvey stated the key players are Dr. Costa, Tom Guerino the Town Administrator; Coreen Moore the Town Planner, and Brendon Mullaney the Conservation Technician and Chairman of the Buzzards Bay Action Committee.

James Mulvey stated this should be a proposal that we consider joining a Buzzards Bay Storm Water Collaborative through the Buzzards Bay Action Committee. The question to this committee is does this committee want to become part of this. Mr. Mulvey questioned is this a separate appointed town committee with an executive order, or is it just tacked on to the Selectman's Task Force on Local Pollution? Mr. Mulvey also stated at this time with this committee considering this proposal, is it a separate committee, separate executive order, separate appointments, or would this committee delegate a representative to the Buzzards Bay Action Committees Storm Water Collaborative? It is suggested at the next meeting we request that the Chairman of the Buzzards Bay Action Committee, Brendon Mullaney, Bourne's Conservation Technician, come before this committee to discuss these matters before we make a decision.

Stewart Bell questioned what are the timelines? Mr. Mulvey stated there aren't any. The Chair will communicate with Dr. Costa on the questions that have been raised at this meeting tonight. Mort Toomey stated we should request a meeting with Tom Guerino and various town officials involved.

Voted Stewart Bell moved and seconded by James Mulvey to have the Chair communicate with Dr. Costa and the Town Administrator to discuss the proposal and to convey to Dr. Costa and the Town Administrator the interest in participating in this grant process.
Vote 6-0.

Elaine Toomey

From: "Costa, Joe (ENV)" <joe.costa@state.ma.us>
To: <ckane0818@gmail.com>; <elaine@cro-magnon.com>; <jencheyne@msn.com>;
<perryles1943@gmail.com>; <emttoomey@verizon.net>; <sabell0219@aol.com>
Sent: Wednesday, January 06, 2016 1:39 PM
Subject: Opportunity for Bourne to join the Buzzards Bay Stormwater Collaborative
Dear Bourne Pollution Task Force Members:

Last summer, the Buzzards Bay Action Committee (a non-profit composed of municipal representatives), in partnership with the Buzzards Bay National Estuary Program (a unit of Massachusetts Coastal Zone Management) developed a proposal titled the "Buzzards Bay Stormwater Collaborative: A Coordinated Intermunicipal Pilot Program to Map Stormwater Networks and Monitor Discharges to Impaired Surface Waters in the Buzzards Bay Watershed." This proposal was funded by the U.S. EPA under their Healthy Community grant program, and is now getting off the ground. Five towns agreed to participate in this initiative: Dartmouth, Acushnet, Fairhaven, Mattapoisett, and Wareham.

The purpose of this project is to initiate a pilot program to monitor stormwater discharges to closed shellfish beds and other bacteria impaired waters, to map their contributing stormwater catchment networks, and to prioritize stormwater discharges for remediation. This initiative would achieve some of the goals of your stormwater management program required under existing and proposed MS4 program permit requirements as required by the U.S. EPA. However, this initiative would differ somewhat in that we would look at all discharges to closed shellfish beds and other bacterial impaired waters, irrespective of whether they originate from MS4 or non-MS4 areas.

EPA has announced a request for initial proposals under their 2016 SNEP program that could further support the goals of the Stormwater Collaborative. Because participation in the BBAC's original proposal exceeded expectations, and the funding needs exceeded the funding limits of the Healthy Communities grant program, the BBAC will seek additional funds from the EPA. Because there has been interest among the communities that did not to not co-apply in the first grant round, to join the Stormwater Collaborative, in our application, the BBAC may be contacting the Town of Bourne to determine if there is interest by the town in participating in the program in the future.

Here is a link with more information about the program:
<http://buzzardsbayaction.org/>

Joe Costa

=====
Joseph E. Costa, PhD, Executive Director
Buzzards Bay National Estuary Program
Mass. Coastal Zone Management
2870 Cranberry Highway
East Wareham, MA 02538
voice: 508-291-3625 x11
fax: 508-291-3628

1/6/2016

Jennifer Cheyne read the last sentence in the email: Because there has been interest among the communities that did not co-apply in the first grant round, to join the Stormwater Collaborative, in our application, the BBAC may be contacting the Town of Bourne to determine if there is interest by the town in participating in the program in the future.

James Mulvey stated this didn't come directly to us. Jennifer Cheyne stated Dr. Joe Costa sent it to us because he knows we are interested in this topic.

Jennifer Cheyne stated you have a committee that is very willing to work that has no clear contact person in town to interact with, even though we work with the Selectmen.

James Mulvey stated clarification of the email from Jennifer Cheyne shows this whole email refers to the town of Bourne to determine if there is interest by the town. This committee isn't mentioned in Dr. Costas email. Mort Toomey stated he doesn't think Dr. Costa has talked to the town yet. He will call both of them tomorrow.

Jennifer Cheyne read from the link: The initiative, which will involve participation from the public works departments in the Towns of Acushnet, Dartmouth, Fairhaven, Mattapoisett, and Wareham, will map stormwater networks and monitor stormwater discharges contributing to shellfish bed closures and other nutrient and pathogen impairments. There will also be a citizen-science component using a smart phone application to help document and report stormwater collection system problems. If the town were to take part, their Public Works Department has to do the work, and it will probably be volunteers. Jennifer Cheyne stated it is important to know whom the BBAC would contact. Then we will know who to follow up with.

Voted Stewart Bell moved and seconded by James Mulvey to add to the next agenda subject of town joining Buzzards Bay Storm Water Collaborative and inviting as a guest Brendan Mullaney, Chairman Buzzards Bay Action Committee.
Vote 6-0.

5) Setting goals for the committee in 2016

James Mulvey stated one goal should be focusing on membership, and questioned Christine Kane if Jennifer Kane is still interested; he suggested she send in her letter stating she is interested. Stewart Bell suggested to see if Rickie Tellier wants to join the committee. Jennifer Cheyne stated one of our goals should be to cherry pick and recruit specific people to replace the people we know will be leaving. Then make that an agenda item for next time to brainstorm who those people will be and how we go about approaching them.

Voted Jennifer Cheyne moved and seconded by Stewart Bell to make a goal to develop potential candidates for membership to fill possible vacancies.
Vote 6-0.

Stewart Bell questioned if our goals and objectives are going to go along with the Town FY17 or on a regular calendar year. Mort Toomey stated we will use a regular calendar year.

Stewart Bell stated another goal should be to decide on a time and a place for future meetings.

Goals

- A. Develop potential candidates for membership
- B. The most optimal time and place for the committee to meet.
- C. Nitrogen lawn fertilizer

- D. Planning a strategy to stay current with all federal and state grants during the year 2016
- E. Review executive orders of both committees. (Selectmen's Task Force on Local Pollution & Phase II Storm Water Management Community Oversight Group)

Stewart Bell would like the goals to be continued. Mr. Bell would also like to know what the goals were for 2015. To see if we addressed any of them and if any of them have to be carried over to 2016. Jennifer Cheyne agrees that we look at what our goals were for 2015 and see if we have met the or not, so that we get a better idea of how we need to structure our time to meet our goals. James Mulvey stated agenda item for new goals review of old goals

6) The present status of the "Stormwater Bylaws" and Enforcement protocol

James Mulvey reported on this. He received communication from B Tabor Coastal Zone Management. Requesting information on existing proposed stormwater remediation now included in town's subdivision regulations. Taber was informed Dr. Costas office had copies of proposal for review and recommendation. Information is that town planner sent copy to Taber for review. Conversation with Town Planner Coreen Moore on fact proposal is only inclusion in subdivision bylaw and town has been using Mass General Laws including in a town document gives enhanced enforcement authority to the town. Next step after acceptance would be Town Planner submitting for action to the planning board, public meetings, and vote by planning board to approve regulation. Mort Toomey questioned if no one ever reviewed the guidelines that the state has for Stormwater Bylaws?

7) Agenda items for next meeting February 8, 2016

- A. Minutes for November 9th, December 14th, and January 11th
- B. Chairman of the Buzzards Bay Action Committee Brendon Mullaney subject possible pilot program stormwater discharge BBAC.
- C. Present status of the Stormwater Bylaw/Regulation
- D. Nitrogen Fertilizer
- E. Grant information
- F. Goals - review of old goals and new goals
- G. Membership
- H. Place and time for meetings
- I. Mort Toomey's Update

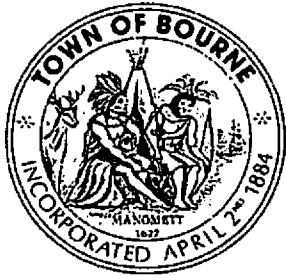
8) Date and Time of Next Meeting

February 8, 2016 unless there is a Town Meeting

9) Adjourn

Voted Les Perry moved and seconded by Stewart Bell to adjourn at 8:49 P.M.

Respectfully Submitted,
Carole Ellis, Scribe



**SELECTMEN'S TASK FORCE
ON LOCAL POLLUTION
AND PHASE II STORMWATER MANAGEMENT
COMMUNITY OVERSIGHT GROUP
MEETING NOTICE**

2016 MAR 9 PM 3 47
TOWN CLERK'S OFFICE
BOURNE, MASS

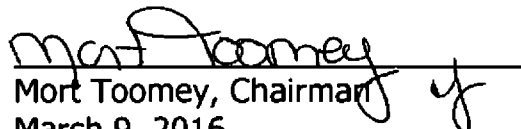
Date: Monday – March 14, 2016

Time: 7:00 P.M.

Location: Sagamore Fire Station
Conference Room
51 Meetinghouse Road
Sagamore, MA 02562

Agenda Topics

1. Comment period for non-agenda items.
2. Approval of minutes: 11.09.15; 12.14.15; 1.11.16
3. Nitrogen in lawn fertilizer.
4. The present status of the stormwater bylaw/regulations.
5. Committee membership.
6. The Buzzards Bay National Estuary Meeting held at the Fairhaven Town Hall with Dr. Costa
7. Review goals for 2016.
8. Place and time for meetings.
9. Adjourn


Mort Toomey, Chairman
March 9, 2016

cc: Town Clerk

Town Administrator - Board of Selectmen

Committee Members: Bell, Cheyne, Graybill, Kane, Mulvey, Perry and Toomey

Staff: Guarino, BOH; Mullaney, Cons. Comm; Moore, Plan. Dept.; Sala, DPW; Mullen, DNR,

Notify: Buzzards Bay Project - Coalition for B. Bay

**Selectmen's Task Force On Local Pollution and
Phase II Stormwater Management Community Oversight Group
Minutes of Monday, March 14, 2016
Sagamore Fire Station
Sagamore, MA 02562**

RECEIVED

2016 MAY 13 AM 10:26...

TOWN CLERK BOURNE

Committee Members: Chairman Mort Toomey, James Mulvey, Jennifer Cheyne, Christine Kane, and Les Perry. Stewart Bell was excused.

Staff:

Guest:

Documents

Meeting Called to Order

Chm. Toomey called the meeting to order at 7:14 pm.

1) Comment Period for Non-agenda Items:

The chairman spoke about the preparation of Town Meeting, cookies, and procuring additional handouts for Town Meeting.

2) Approval Minutes of 11-9-15, 12-14-15, 1-11-16

Voted Jim Mulvey moved and seconded by Les Perry for the reading of the unapproved minutes be postponed until the next regular meeting. Vote 5-0.

3) Nitrogen in lawn fertilizer

Jim Mulvey talked to Terri Guarino and suggested to her this has been a major issue for a number of years. The present BOH technician has been aware that this committee is considering it and her predecessor had a proceeding on that.

Mort Toomey stated that past three Town Meetings we have had, we have had a table set up at town hall and when people have come to see us we got their interest with cookies and we handed out the flyer. This year we would pass out a different brochure stamped with Phase II Storm Water Pollution Committee. We will have a table like we had before.

Jim Mulvey stated to ask the Coalition of Buzzards Bay to see if they have any new handouts. The Marine Fisheries might have a handout. Another contact is Dr. Costa on the Estuaries program.

Mort Toomey stated Falmouth has started to put regulations on nitrogen fertilizer. It was pushed to the state of Mass for regulations on fertilizer.

Jim Mulvey stated talking to Cindy Coffin he stated a huge user of pollutions are cranberry bogs.

Mort Toomey spoke about the meeting last year about the fertilizer, and the different bogs. Jennifer Cheyne stated she still has all her notes at home. They were trying to educate the cranberry farm growers. She can pull that presentation out and bring it to the next meeting so the committee members can view it again to refresh their memories.

Jim Mulvey mentioned about the bog on Puritan, that development plan was approved by the Dept. of Agricultural, but not in Wareham. It was done by the Agricultural rep. in Barnstable.

Mort Toomey stated there are two different systems, the closed looped system, and one with a discharge. The closed loop system you don't have to worry about discharge, so no one is in non-compliance. It is only the ones that discharge into the water.

Jim Mulvey stated Baptiste Bog discharges into Redbrook, Mann's bog into Little Buttermilk, not sure where Handy's discharge goes.

4) The present status of the Stormwater Bylaw Regulations

Mort Toomey stated he hasn't spoken to anyone lately about the stormwater regulations.

Jim Mulvey stated the key contact is Tracie Warncke. For the last couple of weeks he was trying to get in touch with Bernie Taber and contacted Tracie Warncke because couldn't get in touch with Bernie Taber. Trying to get that office to approve the inclusion of the proper language. Dr. Costa already stated he is OK with it being immersed in another document. At our meeting Dr. Costa stated that when he hires his staff someone would review it, and then get back to us.

Recent word from the estuaries program they are going to review the inclusion of the stormwater remediation language in the subdivision bylaw, the only question remaining is there sufficient coverage within the existing bylaws to satisfy the requirements of the Mass. DEP State regulations.

Voted Jim Mulvey moved and seconded by Less Perry to recommend to the chair the committee receive an email or written notification that Dr. Costa and his group have reviewed the entire suggested revision of the open space by laws to include stormwater remediation to their satisfaction. Vote 5-0.

Jim Mulvey stated even when that is approved it still has to go back to Coreen Moore, she has to work with the planning board, they have to review it, they have to hold a public meeting, and then they have to bring it to a town meeting. Mr. Mulvey It can be done as a regulation without town meeting, but only after a hearing, by the planning board, but if it is to be part of the bylaw, it would be a revision of the bylaw and it has to go to town meeting. Mr. Mulvey spoke to Coreen Moore and she stated she has been using the State rules but it is difficult for her to enforce. If it was part of the Town bylaw or regulation it would be easier for her to enforce

Mort Toomey stated the Town of Bourne has been non compliant for approximately 10 years. These are MS4 EPA regulations. They have to make out an MS4 report every April. Last year they gave me a copy of the previous year.

Jennifer Cheyne stated almost the whole untied states in non compliant. There are some towns that have done a great job and there are other towns that don't. Why are some town successful and other towns not. The more financial problem they have they will be less motivated.

Mort Toomey stated if they don't have any new bylaws set in the town, the future goes by the grandfather rules and regulations and doesn't have to go by the MA4 regulations, which are more stringent and cost a lot more money to anticipate.

Jim Mulvey stated it applies to only subdivisions.

Mort Toomey stated the Planning Board should get a copy of the Mass DEP Stormwater Regulations and use those.

5) Committee membership

Mort Toomey stated we recently lost a member and we can delete her from the list.

Jim Mulvey stated he doesn't know if he wants to re-up.

Jennifer Cheyne stated to Mr. Mulvey would like you for at least another year until the new members can get use to what this committee does.

Mort Toomey stated we want your guidance until we can get new members. As far as the membership goes, the best way to find people, someone who might be interested is word of mouth.

Christine Kane stated Jennifer Kane is overloaded at the time and cannot take on anything else at this time.

Jim Mulvey stated the every other meeting of the Selectmen there are vacancies to be filled, sometimes there are two vacancies but only one opening. If we can get back to town hall and Mrs. Rebello could go back and see what these committees were.

Mort Toomey stated we have had some newspaper articles past year about our committee. I invited two of the newspaper reporters to attend our meetings. They wrote an article about us. At the end of their write-up they put the committee is looking for a couple more people, and those that are interested to come forward.

Jennifer Cheyne questioned if there is someone at Town Hall that lets the newspapers know when there are opening on committees? The last time there was a list we weren't listed.

Where did they get that information from, and why weren't we listed? As you talk to Mrs. Rebello please make sure we get on the list that has openings on committees.

Mort Toomey stated he will talk to someone about being on the list of openings on committees if there is such a list. Mrs. Rebello or Nancy Sundman.

Jen Cheyne mentioned Cynthia Coffin, Bourne Health Agent, maybe she will be an asset to the committee, just to remind the members that she might be a good person to reach out to.

The Chairman would like Jim Mulvey to talk with Cynthia Coffin about becoming a member of this committee. Jennifer Cheyne suggested we invite her to one of our meetings.

6) The Buzzards Bay National Estuary meeting held at Fairhaven Town Hall with Dr. Costa

Mort Toomey stated he attended the meeting in Fairhaven. Dr. Costa was the main speaker. You had to take a test of the water a couple days before the storm, then after the first flush, after a storm.

Jim Mulvey stated the problem is at Queen Sewell Pond, you need a work crew and you need a boat. If you go out for the first flush, you need a crew to lift the catch basin covers, do the sampling, and then the sampling has to get to a lab, there is a lot that has to be done. It comes down to manpower.

Mort Toomey suggested we get people from the Mass Maritime Academy or the Technical schools, we need manpower to get these tests done.

Jennifer Cheyne stated that what is involved is beyond what the DPW staff can handle, you will have to organize something else.

Mort Toomey stated each town will have to organize their own crew.

Jim Mulvey questioned what this project would be called, so we can refer to it later? Jen Cheney suggested Stormwater Collaborative. Mr. Mulvey Questioned who or what group is the lead on this? Mort Toomey stated the town manager and George Sala from the DPW, would be in charge. Mr. Mulvey questioned if it is their responsibility to put the manpower together? Mr. Toomey stated they were the ones who signed the documents and sent them into Dr. Costa that they were interested in getting into the program.

Mort Toomey stated the EPA Grant was for 5 towns. They had a certain amount of money to split between those five towns. Bourne and Falmouth were not included on that list. Now there has been interest in Bourne and Falmouth, and has been brought to the attention to the EPA. They are trying to add Bourne and Falmouth to the list. Now there will be 7 towns. Dr. Costa told me we are on the waiting list, to be added to the list.

Jim Mulvey stated this was presented at the Fairhaven meeting on Feb 25th. At that meeting this town was represented by Mr. Toomey as chairman of this group. The DPW Superintendent and the technician of the Conservation Commission were also at that meeting. At that meeting it was learned about the Grant program, five towns were to be involved. Bourne and Falmouth weren't included among the five towns. It was recently indicated this town would like to be included.

Mort Toomey stated we don't know how long it will be before the EPA will add us to the list. We can go to the Barnstable lab or there is a lab in Fairhaven we could use. There is a tremendous amount of work to get this job done. If any committee members want to volunteer I welcome it.

7) a) Review goals for 2016

b) Agenda items for next meeting

Jim Mulvey stated one goal is to finalize a stormwater remediation either bylaw or MS4 EPA regulation, to get it before the Planning Board, and to bring the revised stormwater to fruition.

Jim Mulvey stated another goal is nitrogen fertilizer regulation.

Mort Toomey suggested Cynthia Coffin to come in as a guest speaker. How can we get fertilizer regulations for the Town of Bourne. She would be a great speaker for that subject.

Bylaw or Regulation

Develop Potential Candidates for Membership

The most optimal time and place to have meetings

Nitrogen Lawn Fertilizer

Planning a strategy to stay current with all Federal and State grants

Review Executive Orders for both committees

Review Goals - Find goals from past years to try to put this all together and find out where we want to concentrate

Mort Toomey stated the biggest goal has been to re-open closed shellfish beds. Jennifer Cheyne stated we know why for a number of reasons, why we can't take it any further so it was put on hold.

Jennifer Cheyne stated maybe this has to go as an agenda item for next month. In Elaine's letter of resignation she stated Mr. Toomey has worked hard to keep issues of stormwater runoff and pollution in site and in the minds of Town Officials and Selectmen, but the committee has often been ignored or forgotten and sometimes considered an annoyance. We need to find out why we are running into this issue. We need think of more proactive ways to try to overcome some of these obstacles we keep running into. They should consider us a resource. How do we make this committee relevant to both town officials and the public?

Jim Mulvey spoke about the general problem with the list of committees. Some aren't active and some are short memberships.

Jim Mulvey stated another goal is the Executive Order, what the committee's responsibilities are to the town by appointment; re read the executive orders.

Voted Jim Mulvey moved and seconded by Christine Kane that the issues brought up by Jennifer Cheyne for future goals be accepted as such and held open for the next agenda to add to if necessary. Vote 5-0.

8) Place, Date, and Time of Next Meeting

The next Selectmen's Task Force on local Pollution and Phase II Stormwater Management Community Oversight Group will be on Monday, April 18th at 7:00 P.M.

Mort Toomey stated we have this place booked for the 2nd Monday of every month. Talk to Debbie and she will make the phone call to change the date.

Voted Mort Toomey moved and seconded by Les Perry to move the next meeting from April 11th to April 18th. Vote 5-0.

9) What is going to be the agenda items for next meeting

1. Comment Period
2. Minutes from...
3. Brainstorming keeping the committee relevant to the town officials and the community
4. Read the Executive Order
5. Stormwater bylaw/regulations
6. Membership

10) Adjourn

Voted Less Perry moved and seconded by Jennifer Cheyne to adjourn at 8:35P.M.

Respectfully submitted – Carole Ellis, scribe.

**SELECTMEN'S TASK FORCE
ON LOCAL POLLUTION
and
PHASE II STORMWATER MANAGEMENT
COMMUNITY OVERSIGHT GROUP**

MEETING NOTICE

Location: Sagamore Fire Station
Conference Room
51 Meetinghouse Road
Sagamore

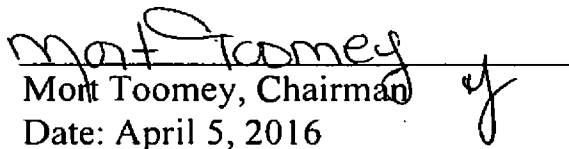
Date: April 11, 2016

Time: 7:00 P.M.

RECEIVED
2016 APR -5 PM 12:32
TOWN CLERK BOURNE

Agenda Topics

- 1) Comment period for non-agenda items
- 2) Approve minutes of November 9, 2015; December 14, 2015;
January 11, 2016, March 4, 2016
- 3) Brainstorming keeping the committee relevant to the town officials and the community
- 4) Read the Executive Order
- 5) Stormwater and Subdivision Bylaws and Regulations
- 6) Develop potential candidates for membership
- 7) Future agenda items
- 8) Date and time of next meeting
- 9) Adjourn meeting


Matt Toomey, Chairman
Date: April 5, 2016

cc: Town Clerk

Town Administrator-Board of Selectmen

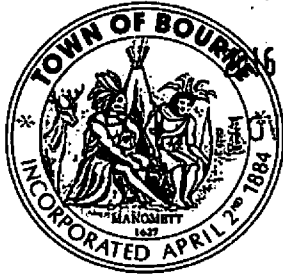
Committee members: Mulvey, Perry, Toomey, Cheyne and Kane

Staff: Guarino, BOH, Mullaney, Cons. Comm; Moore, Plan. Dept.;

Sala, DPW; Mullen, DNR, Carole Ellis

Notify: Buzzards Bay Project, Coalition for Buzzards Bay

RECEIVED



MAY -5 PM 2:50

**SELECTMEN'S TASK FORCE
ON LOCAL POLLUTION
AND PHASE II STORMWATER MANAGEMENT
COMMUNITY OVERSIGHT GROUP
MEETING NOTICE**

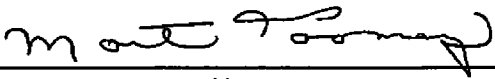
Date: Monday – May 9, 2016

Time: 7:00 P.M.

Location: Sagamore Fire Station
Conference Room
51 Meetinghouse Road
Sagamore, MA 02562

Agenda Topics

1. Comment period for non-agenda items
2. Approval of minutes of April 11, 2016 meeting
3. Buzzards Bay National Estuary Program (NEP) has provided financial and technical resources to municipalities
4. Brain storming/keeping committee relevant to the town officials and community
5. Fertilizer and nitrogen update
6. Stormwater bylaws and regulations update
7. Agenda next meeting
8. Time and date of next meeting
9. Adjourn


Mort Toomey, Chairman
May 5, 2016

cc: Town Clerk

Town Administrator - Board of Selectmen

Committee Members: Bell, Cheyne, Graybill, Kane, Mulvey, Perry and Toomey

Staff: Guarino, BOH; Mullaney, Cons. Comm; Moore, Plan. Dept.; Sala, DPW; Mullen, DNR,

Notify: Buzzards Bay Project - Coalition for B. Bay

**Selectmen's Task Force On Local Pollution and
Phase II Stormwater Management Community Oversight Group
Minutes of Monday, May 9, 2015
Sagamore Fire Station
Sagamore, MA 02562**

.....

Committee Members: Chairman Mort Toomey, James Mulvey, Jennifer Cheyne, Christine Kane, and Stewart Bell. Les Perry arrived at 7:18

Staff:

Guest:

Documents

Meeting Called to Order

Chm. Toomey called the meeting to order at 7:10 pm.

RECEIVED
2016 JUL 12 AM 11:57
TOWN CLERK BOURNE

1) Comment Period for Non-agenda Items:

Jennifer Cheyne questioned if anyone knew why Brendan Mullaney is resigning.

Stewart brought up an article in the press that the governor indicates the state will take over permitting of the NPEDS. The Stormwater Bylaws and Regulations for the state to have the authority to issue permits. There were four states that delegated the responsibilities for the permits and now they are assuming the responsibilities for the permits. The Committee will seek further clarification.

Jim Mulvey brought up the consortium of all the town on Buzzards Bay through the Estuary Study, you go out with your camera and take photos and they will put it all together. That is a great opportunity. Jennifer Cheyne stated they are looking for citizens to take part. Jim Mulvey said we were made aware of it, there was a question this town didn't enter the program. This is an example as how a citizen can participate. The topic of the Estuary Study Collaborative photographing designated outfalls was explained to the committee by Jennifer Cheyne. Her understanding the first part of the project is they give you a map of the outfalls so you go and take pictures for them.

2) Approval Minutes of April 11, 2016

The committee discussed changes to the April 11, 2016 minutes.

Voted Les Perry moved and seconded by Stewart Bell to approve the minutes of April 11th with changes. Vote 6-0.

3) Buzzards Bay National Estuary Program (NEP) has provided financial and technical resources to municipalities

Mort Toomey will try to get someone in here for the next meeting to give the committee an update on this program.

Jim Mulvey explained it is a collaborative of the Buzzards Bay Action Committee, a group of a representative of each of the towns that borders Buzzards Bay.

Jennifer Cheyne stated if there is an extension, then these towns, Bourne & Marion would like to join the Collaborative.

Stewart Bell suggested to defer this item until the next meeting.

The intent of item 3 was NEPA, it was mentioned that the chair can check with the administrator as to whether the yearly report, which was due in May, is in.

4) Brain storming/keeping committee relevant to the town officials and community

Voted Jennifer Cheyne moved and seconded by Stewart Bell to postpone this item for a future agenda item. Vote 6-0.

5) Fertilizer and nitrogen update

Stewart Bell stated he doesn't have anything prepared for this evening. One of us should look at the surrounding town and see what information is available to the public about fertilizer and using it responsibly. They should gather as much current information as they can. Then we can decide if we want to present at the next town meeting. Then we can discuss how we can pursue that.

Jennifer reminded the committee we had mentioned before that we should actively look for information that we could coop and distribute.

Stewart Bell offered to contact with the Board of Health Technician to determine if there is any interest in working with the committee on nitrogen fertilizer.

6) Stormwater bylaws and regulations update

Mort Toomey brought up the email from Bernie Tabor.

Jim Mulvey to refresh the committee, Mrs. Tabor of the Buzzards Bay Estuary Program has suggested addition changes in the draft language on stormwater to be included in the existing

subdivision regulations. There has been no response from the Town Planner to Mrs. Tabor on suggesting the additional wording. Mort Toomey stated and there has been no indication when this will be completed. Mr. Mulvey said the Board of Selectmen indicated they are interested in moving this forward, but it hasn't happened.

Jennifer Cheyne would like to follow up on Bernie's other suggestion that were on the email.

There was a discussion on the lack of progress on the draft Stormwater Management inclusion to be placed in the Bourne Subdivision Regulations.

Committee evidence is extreme frustration trying to move this forward over the last ten years in spite of the fact it had be assured by the Board of Selectmen in a meeting held with the committee in November 2014. The town has been in noncompliant for over 10 years with the new NEPA MS4 regulations. Indications are the Town Planners time has been designated to other town projects. This committee takes the position that it is imperative that the Town Administrator set aside a short period of time necessary for the Town Planner to prepare a draft regulations to be submitted to the Planning Board for action leading to its acceptance as a regulation. The suggested changes are brief and do not appear to be labor intensive. There doesn't appear to be any reason that this should not be moved forward.

After some discussion between committee members it was the consensus of the committee that an email be sent to the Town Administrator expressing these thoughts.

At the Phase Two Stormwater Management Meeting held on May 9, 2016, this committee expressed extreme frustration with the lack of progress concerning the draft of the Stormwater Management language to be incorporated into the Subdivision Regulations, sent to the Town Planner on March 14, 2016. When the Town Planner had previously indicated the draft would be in a form ready to be before the Planning Board for review and public hearing and vote by the fall of 2015. Recently the Town Planner stated she is overloaded with work that has been assigned to her, which is preventing her from moving forward on this. The last suggested changes from the Estuary Program are so minor in scope, that the committee doesn't understand the lack of movement.

There is no good reason that after ten years of work this project has not been completed. Your immediate attention to this is required.

Voted Stewart Bell moved and seconded by Les Perry for an email be sent to the Administrator voicing our concerns concerning the lack of progress incorporating the changes that have been proposed to the subdivision regulations and that this project immediately move forward.

Vote 6-0

The committee cooperatively drafted the language of the email to be sent to the Town Administrator.

Voted Jennifer Cheyne moved and seconded by Christine Kane to approve the draft language for the email.

Vote 6-0

7) Agenda items for next meeting

1. Executive Order on the Phase II Storm Water Management Over-site Group
2. Storm Water Collaborative Update
3. Each member comes up with 3 most important goals for the committee
4. Nitrogen Presentation at Fall Town Meeting
5. Review results of the Conservation Pond Culvert Restoration Project

8) Date and Time of Next Meeting

Monday, June 13, 2016 at 7:00

9) Adjourn

Voted Les Perry moved and seconded by Stewart Bell to adjourn at 9:35P.M.

**SELECTMEN'S TASK FORCE
ON LOCAL POLLUTION
and
PHASE II STORMWATER MANAGEMENT
COMMUNITY OVERSIGHT GROUP**

MEETING NOTICE

2016 JUN -9 PM 12:44

TOWN CLERK BOURNE

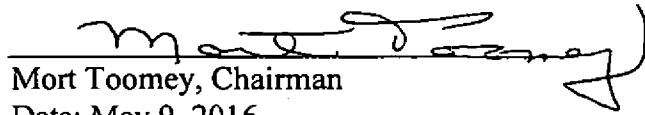
Location: Sagamore Fire Station
Conference Room
51 Meetinghouse Road
Sagamore

Date: June 13, 2016

Time: 7:00 P.M.

Agenda Topics

- 1) Comment period for non-agenda items
- 2) Approve minutes of May 9, 2016
- 3) Toomey had meeting with Tom Guerino about MS-4 regulation
- 4) Executive Order on Phase II Storm Water Management Over-site Group
- 5) Storm Water Collaborative Update/Communication from National Estuary Program
- 6) Each member comes up with 3 most important goals for the committee
- 7) Nitrogen Presentation at Fall Town Meeting
- 8) Review results of the Conservation Pond Culvert Restoration Project
- 9) Agenda items for next meeting
- 10) Date and time of next meeting
- 9) Adjourn meeting


Mort Toomey, Chairman

Date: May 9, 2016

cc: Town Clerk

Town Administrator-Board of Selectmen

Committee members: Mulvey, Perry, Toomey, Cheyne and Kane

Staff: Guarino, BOH, Mullaney, Cons. Comm; Moore, Plan. Dept.; Sala, DPW; Mullen, DNR, Carole Ellis

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 Monday, June 13, 2016

Sagamore Fire Station

Sagamore, MA 02562

RECEIVED

2016 AUG 19 AM 9:48

TOWN CLERK BOURNE

Committee Members: Chairman Mort Toomey, James Mulvey, Jennifer Cheyne, and Stewart Bell. Christine Kane and Les Perry were excused.

Staff:

Guest: Richard Libin Chair Shore & Harbor, Phil and Mary Ann Poirier

Documents

Meeting Called to Order

Chm. Toomey called the meeting to order at 7:02 pm.

1) Comment Period for Non-agenda Items:

Richard Libin spoke about the estuaries and reclassify the water quality. The Barlow's Landing salt marsh, the water flow that could go from the canal culvert to the salt marsh, and taking down the wall in the culvert so water will flow. Richard Libin's second concern is the connection that could be between Barlow's landing and Hens Cove. Water coming in through the culvert and flushing out through the bottom culvert. Would like to open the river so water will flow from the Canal into Barlow's Landing and then open it up so water will flow from Barlow's Landing into Hens Cove.

Without deliberation the majority of the committee feels that looking into this in detail is worthwhile.

Mr. Libin will come back when it is added as an agenda item. Mr. Libin also spoke about where Bell Road backs up to the canal, this area use to flush. Now that area doesn't flush anymore. The water is sitting stagnant and is not flushing. There is almost a natural berm that was created from the rush of water going down the canal. All it needs is for someone to open it up a little to get the water flowing. Between this committee and Shore & Harbor maybe we can get it opened up so the water will flow.

Mort questioned if there has been any testing done yet.

Mr. Libin stated there hasn't been any water testing yet. Wants to know what the next step is, and what directions to go in?

Phil Poirier stated now when the tide goes out it is just muck. There is a ridge that has built up.

Jim Mulvey stated we have three projects, two are marsh restoration, and the other is water quality on Bell Road, which is pollution and perhaps a phase two storm water issue. Find out

on the state level who is handling marsh restoration. The committee will look into these projects.

Mr. Libin requested to be put on as an agenda item for the next meeting. The first priority is the canal to Barlow's Landing; just have to remove a wall. The second priority would be the water run off issue on the canal at the end of Bell Road. What do I bring in for the next meeting? Mort Toomey suggested to bring in water quality tests from each location.

Stewart Bell questioned their funding. Mr. Libin stated we have a town meeting article \$100,000 line item. We put together a Marina Reconfiguration Plan. We took a footprint around Phiney's Harbor, so now we have a standing permit so we don't have to get permits again because we have a master permit. We might have already done some of engineering that might fit into what you guys are trying to do.

Stewart Bell stated we will add these as an agenda item. We should have joint communication between us and Shore & Harbor asking Joe Costa for assistance.

2) Approval Minutes of May 9, 2016

Voted Jim Mulvey moved and seconded by Jennifer Cheyne to accept the minutes of May 9, 2016 with one amendment. Correction under item number 3 should read Bourne and Marion, not Bourne and Falmouth Vote 4-0.

3) Toomey had meeting with Tom Guerino about MS-4 regulation

Mort Toomey spoke about the correspondence between himself and Mr. Guerino. Mr. Guerino stated they should be getting the new MS4 Regulation from the state and as soon as he gets them he will send copies to Mort Toomey.

Jennifer Cheyne stated they are already posted on the MPDES website.

Mr. Toomey stated that Mr. Guerino told him he will talk to Coreen Moore to try to get the changes to the subdivision regulation made. Jim Mulvey gave another copy of the letter to Mr. Pickard at the end of the last Selectmen's meeting. Jennifer Cheyne suggested speaking with the selectmen who has Environmental as their goal to see if they can help push this through.

Mr. Toomey said there was no firm commitment from Mr. Guerino and uncertainty when anything is going to happen.

Stewart Bell brought up and suggested to monitor the Queens Sewell Package Waste Water Plant Development. Jennifer Cheyne said this should be added as an agenda item for another meeting.

4) Executive Order on Phase II Storm Water Management Over-site Group

Jennifer Cheyne spoke about wanting to get a copy of the Executive Order for the Phase II Stormwater Management Community Oversight Group. Jim Mulvey will find his copy of the Executive Order and get a copy to Jennifer Cheyne. Jennifer Cheyne said we will have to have this as a future agenda item if you want it read into the minutes.

5) Storm Water Collaborative Update Communication from National Estuary Program

Jim Mulvey read the letter from Joe Costas group about the Buzzards Bay Estuary Program. Suggest we can put them on the table at Town Hall.



Buzzards Bay
National Estuary Program

June 7, 2016

Dear Harbormasters, Shellfish Wardens and environmental groups:

The Buzzards Bay National Estuary Program, an advisory and planning unit of the Massachusetts Office of Coastal Zone Management, is assisting Buzzards Bay Stormwater Collaborative municipalities to map and monitor stormwater discharges.

Please make available the enclosed brochure on your public information table that explains how the public can help with the effort to map and monitor stormwater discharges.

Thank you and if you have any questions about this project or need additional brochures, please do not hesitate to contact me at 508-291-3625 x 10 or tracy.warncke@state.ma.us.

Sincerely,

Tracy Warncke
Administrative Assistant

The material came from the estuary study, the brochures were distributed to member and the rest will be put out at Town Hall.

6) Each member comes up with 3 most important goals for the committee

Stewart Bell stated his first goal would be the committee membership. On the website there is a spot that talks about committee membership vacancies. We need to speak to whomever updates the website to add our committee to the list of committees looking for members.

Jim Mulvey stated the second goal can be Storm Water Regulations including the subdivision.

Jennifer Cheyne suggested assisting in education and public outreach can be the third goal.

7) Nitrogen Presentation at Fall Town Meeting

Mort Toomey handed out a few pamphlets to choose one that could be handed out at the Fall Town Meeting.

Stewart Bell stated he spoke with Teri Guarino. She would be welcome to other suggestions we had to promote public awareness. Mr. Bell would like something on the home page so you don't have to drill down to find the information. Invite her to one of the meetings.

Jennifer Cheyne said other places we could look for information is the BuzzardsBay.org site; they have a handout as well. The Buzzards Bay Coalition has a section on their website called In Your Backyard 5 Things You Could Do, the National Marine Fisheries has a lesson plan called The Dead Zone.

8) Review results of the Conservation Pond Culvert Restoration Project

Jim Mulvey said you can change a culvert but you cannot enlarge it without going through getting permits. On the Conservation Pond follow up the improvement of the culvert replacement, it relies on access to water quality testing.

Stewart Bell spoke about needing a baseline water quality to tell whether the water quality is improving or not. Stewart Bell questioned what should we as a committee do for water quality testing? Do we want to make it one of our goals? Jennifer Cheyne said we can make it a sub-goal under the Storm Water goal.

Major road block in the committee work is the lack of access to water quality testing that use to be done with the committee and the Board of Health collaborating with Barnstable County Lab several years ago, that arrangement broke down. Access for water quality testing seems to involve money, but it will continue to be a goal.

Jennifer Cheyne questioned who does the nitrogen runoff testing? If this is a concern to the town why is no one testing it?

Jennifer questioned what were the results of the Conservation Pond Culvert? Stewart Bell said nothing has been done recently. Stewart Bell said there needs to be a baseline on Red Brook Harbor, before and after so we know if the water quality is getting better.

9) Agenda items for next meeting

- NPDES National Pollutant Discharge Elimination System
- Executive Order
- Stewart Bell will explore the impact of Bakers appointments in the State Fisheries Commission to see if it is relevant to the committee.
- MS-4 Report
- Proposed collaboration with the Shore & Harbor Committee on 3 suggested projects two marsh restoration and the polluted embayment
- Proposed sewer package plant and ground water discharge from Queen Sewell Park

10) Date and time of next meeting

The next Selectmen's Task Force on Local Pollution and Phase II Stormwater Management Community Oversight Group meeting will be on Monday, July 11th at 7:00 P.M. at the Sagamore Fire Station.

11) Adjourn

Voted Stewart Bell moved and seconded by Mort Toomey to adjourn at 9:15 P.M.

Respectfully submitted – Carole Ellis, scribe.

**SELECTMEN'S TASK FORCE
ON LOCAL POLLUTION
and
PHASE II STORMWATER MANAGEMENT
COMMUNITY OVERSIGHT GROUP**

RECEIVED

2016 AUG 24 PM 3: 59

TOWN CLERK BOURNE

MEETING NOTICE

Location: Sagamore Fire Station
Conference Room
51 Meetinghouse Road
Sagamore

Date: August 8, 2016

Time: 7:00 PM

Agenda Topics

- 1) Comment period for non-agenda items
- 2) Approve minutes of June 13, 2016
- 3) Discuss how to go forward with recent vacancies
- 4) Update Stormwater Regulations
- 5) Brainstorming keeping the committee relevant to the town official and the community
- 6) Discuss recruiting new members
- 7) Future agenda items
- 8) Date and time of the next meeting
- 9) Adjourn meeting

Christine Kane

Secretary

Date: August 4, 2016

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TOWN CLERK BOURNE

**SELECTMEN'S TASK FORCE
ON LOCAL POLLUTION**

and

**PHASE II STORMWATER MANAGEMENT
COMMUNITY OVERSIGHT GROUP**

MEETING NOTICE

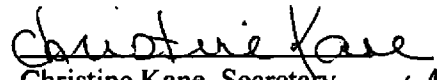

Location: Sagamore Fire Station
Conference Room
51 Meetinghouse Road
Sagamore

Date: September 12, 2016

Time: 7:00 PM

Agenda Topics

- 1) Comment period for non-agenda items
- 2) Approve minutes of July 8, 2016
- 3) Presentations by both the Cedar Point & Pocasset Heights Associations
- 4) Discuss recruiting new members
- 5) Future agenda items
- 6) Date and time of the next meeting
- 7) Adjourn meeting


Christine Kane, Secretary
Date: September 8, 2016 

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TOWN CLERK BOURNE

**SELECTMEN'S TASK FORCE
ON LOCAL POLLUTION**

and

**PHASE II STORMWATER MANAGEMENT
COMMUNITY OVERSIGHT GROUP**

MEETING NOTICE

Location: Pocasset Community Club
314 Barlows Landing Road
Pocasset, MA 02559

Date: October 3, 2016

Time: 7:00 PM

Agenda Topics

- 1) Comment period for non-agenda items
- 2) Approve minutes from September 12, 2016
- 3) Election of Officers
- 4) Continue recruitment of new members
- 5) Update on Stormwater Regulations
- 6) Work on Pamphlet Hand-Out for Town Meeting
- 7) Stewart to discuss workshop he attended
- 8) Date and time of the next meeting
- 9) Adjourn meeting

Christine Kane
Christine Kane, Secretary
Date: September 27, 2016

2016 DEC 1 AM 10 53
TOWN CLERK'S OFFICE
BOURNE, MASS

**SELECTMEN'S TASK FORCE
ON LOCAL POLLUTION
and
PHASE II STORMWATER MANAGEMENT
COMMUNITY OVERSIGHT GROUP**

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TOWN CLERK BOURNE

MEETING NOTICE

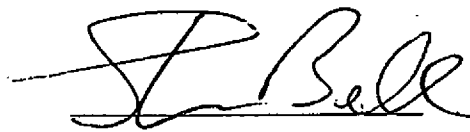
Location: Pocasset Community Club
314 Barlows Landing Road
Pocasset, MA 02559

Date: December 12, 2016

Time: 7:00 PM

Agenda Topics

- 1) Comment period for non-agenda items
- 2) Approve minutes from October 3, 2016
- 3) Status Stormwater Regulations
- 4) Continue recruitment of new members
- 5) Hen's Cove Water Quality Issue
- 6) Status of Nitrogen Runoff/Lawn Fertilizer Education Initiative
- 7) Status of Bourne's NPDES Annual Report
- 8) Date and time of the next meeting
- 9) Adjourn meeting



Stewart Bell, Chairman
Date December 1, 2016