

Board of Selectmen Meeting Minutes
January 3, 2012
Town Hall Annex Meeting Room

Members Present: Chairman Florence Seldin, Timothy Roper, Len Sussman, Sean Summers and David Whitcomb also present Jill Goldsmith, Town Manager.

Chairman Florence Seldin called the meeting to order at: 4:03 pm and called for a moment of silence and offered condolences to the family of Charles Cormier, a retired Lt. of the Chatham Fire Department.

I. Minutes

December 20, 2011

Ms. Seldin suggested adding the following language as the final sentence to the Wastewater Zoning Update (page 6): *No action was taken by the BOS on Mr. McClennen's recommendation.*

MOTION by: Mr. Sussman to approve as amended

Seconded by: Mr. Roper

Vote: 5-0-0

II. Public Forum

There was no public comment.

III. New Business

- A. Shellfish Constable (Renee Gagne): Authorization to Open Muddy Creek and Champlain Creek and Emergency Closure at South Beach - for Quahog Harvesting

MOTION by: Mr. Whitcomb: Effective January 10, 2012 the waters and flats of Muddy Creek southwest of a line drawn across the mouth of the creek, as defined at low tide and northeast of the Route 28 culverts are open to the taking of shellfish by permit holders, until further notice.

Seconded by: Mr. Sussman and Mr. Roper

Vote: 5-0-0

MOTION by: Mr. Whitcomb: Effective January 10, 2012 the water, flats and all tributaries of Champlain Creek northwest of a line drawn from the outermost piling at the town boat ramp northeasterly to the "No Shellfishing" sign in the marsh on the opposite shore are open to the taking of shellfish by permit holders, until further notice.

Seconded by: Mr. Roper

Vote: 5-0-0

MOTION by: Mr. Whitcomb: Effective January 15, 2012 South Beach, south of the "No Shellfishing" sign located at 41°38'400N and 69°57'500W (approximately) to South

Board of Selectmen Meeting Minutes
January 3, 2012
Town Hall Annex Meeting Room

Monomoy Island and above the mean low tide line be closed to the taking of quahogs only, until further notice.

Seconded by: Mr. Roper

Vote: 5-0-0

B. Acceptance of Bench Donation – Labyrinth Project at Chase Park

Ms. Seldin read a brief request to place two benches as a compliment to the Labyrinth Project in Chase Park, one on the east side and one on the west side of the labyrinth, approximately eight (8) feet from the perimeter.

Mr. Roper raised a concern he received from a citizen regarding parking in that neighborhood. The neighbors on Shaddock Lane would like to see signs placed in that area stating there is no parking or no access to labyrinth or Chase Park from this neighborhood.

Ms. Seldin suggested referring it to the Traffic Study Committee to look at the possibility of posting no parking signs.

Mr. Summers received communication to ensure there wasn't additional parking created for the labyrinth.

Mr. Messina, spoke on behalf of the Chase Windmill group, raised concern of the benches that will further impede that area and encourage more people in that area.

Mr. Roper questioned how often the windmill group hopes to be open.

Mr. Messina announced there will be a ribbon cutting on May 19, 2012 and it will be open for visitors a couple of days per week. They have plans to operate the windmill approximately 5-6 times per year.

MOTION by: Mr. Sussman to accept the gift of the benches.

Seconded by: Mr. Whitcomb

Vote: 5-0-0

C. Approval of Annual Licensing Renewals (non-alcohol)

Ms. Goldsmith requested an extension of the licenses for an additional two weeks to complete the non-alcohol licenses. Consulted with Town Counsel and he will be consulting colleagues to obtain additional information.

Board of Selectmen Meeting Minutes
January 3, 2012
Town Hall Annex Meeting Room

Mr. Roper raised a question of Clark's Auto Service and its Class II & Class III licenses.

Ms. Goldsmith explained the definitions of Class II & Class III licenses. Mr. Clark is hoping to have just 10 cars left on his property. As licensing authority you can renew licenses but if it wanted to add conditions then it must be done through a public hearing.

Mr. Summers commended Ms. Goldsmith for her action on Clark's Auto. He raised the question of not reviewing these licenses prior to this year.

Ms. Goldsmith stated past practice for her has been to seek approval before the BOS.

Mr. Whitcomb added he doesn't recall in ten years having to approve the licenses.

MOTION by: Mr. Roper to extend the licenses until January 17, 2012

Seconded by: Mr. Whitcomb and Mr. Sussman

Vote: 5-0-0

D. Chatham/Harwich Municipal Golf Courses; Consider Exploring the Feasibility of a Partnership for Shared Golf Resources; Establish Ad Hoc Committee

Mr. Summers announced in the spirit of regionalization Harwich is looking to join together with Chatham to form a joint committee to explore opportunities to work with Harwich and possibly manage the golf courses together. The committee would be comprised of two members of each town and a selectman from each town.

If both Town's agree it would allow Harwich residents to use our golf facilities at the Chatham Town rate and allow Chatham residents to utilize Harwich golf facilities at the Harwich town rate.

Mr. Whitcomb questioned the make-up of the committee as the Town of Chatham does not have a Director of Golf.

Mr. Summers explained the composition of the ad-hoc committee would be: three members from each community, for Chatham: one selectman, one member of the Golf Advisory Committee and a member of the public; for Harwich: one selectman, one member of the Golf Advisory Committee and the Director of Golf.

Ms. Seldin stated Dougie Bohman volunteered to serve on this committee as a representative of the Golf Advisory Committee. She encouraged the Golf Committee to meet and nominate one of its members to serve. Ms. Seldin also announced there is an additional opening on the ad-hoc committee and interested parties should submit a talent bank form to the Town Manager's office.

Board of Selectmen Meeting Minutes
January 3, 2012
Town Hall Annex Meeting Room

MOTION by: Mr. Sussman to form the Ad-Hoc Golf Advisory Committee.

Seconded by: Mr. Whitcomb

Vote: 5-0-0

E. Mitchell River Bridge Project- Update

Ms. Seldin announced the FWHA has scheduled a conference call with the consulting parties January 4, 2012 at 10:00 am at Chatham Town Hall in the downstairs meeting room. While this meeting is open to the public to listen there will not be an opportunity for public comment.

Ms. Goldsmith spoke with Ms. Santiago from FWHA to confirm the call and Ms. Santiago stated she will announce at the beginning of the conference FWHA is not accepting public comments but there will be an opportunity for members of the public to submit written comments.

Mr. Frank Messina questioned the purpose of the conference call.

Ms. Seldin explained it was the Advisory Council who requested to hold the conference call to have MASS Dot answer any questions the Advisory Council or consulting parties may have.

Mr. Messina asked what the next step in the process would be.

Ms. Goldsmith stated that once the environmental agreements are distributed for comment there would be additional public hearings.

F. Capital Planning Review Committee (CPRC) Update by BOS Liaison as needed (Sel. Sussman)

Mr. Sussman stated the CPRC has been meeting weekly regarding the conceptual design of the fire station. The CPRC hopes to come to a consensus as to which design to recommend to the BOS by Thursday, January 5, 2012. There will be either an agenda item or a meeting dedicated to the fire station at which time the CPRC would announce their recommendation to the BOS, their reasons (pro and con), explain the alternatives, provide an overview of cost estimates and assist the BOS make a determination. He added they hope to have this on the agenda by the 3rd or 4th week in January.

IV. Letter of support for the Cape Vineyard Electric Cooperative (CVEC)

Ms. Seldin explained there was a request to write a letter of support for the Cape Vineyard Electric Cooperative and the Cape Light Compact indicating the Town's experience with both organizations.

Board of Selectmen Meeting Minutes
January 3, 2012
Town Hall Annex Meeting Room

Peter Cocolis, chairman of the Energy Committee and the Town's representative to the Cape Light Compact, provided a background on the relationship between Chatham, the CVEC and the Cape Light Compact. He explained there is a group of citizens concerned about the membership of the CVEC and the Cape Light Compact as well as Brewster's proposed wind projects. For these reasons he is requesting a statement from the BOS stating Chatham has had a good relationship with the two groups.

MOTION by: Mr. Summers to allow Mr. Cocolis and Mr. Scott to present a statement on behalf the Town of Chatham at the Assembly of Delegates

Seconded by: Mr. Whitcomb

Vote: 5-0-0

G. Executive Session: Litigation Update (MGL Ch.30A, §21#3)

ROLL CALL VOTE by Ms. Seldin: to adjourn to Executive Session with no public session to follow

Mr. Whitcomb: Yes

Mr. Summers: Yes

Mr. Roper: Yes

Mr. Sussman: Yes

Ms. Seldin: Yes

Vote: 5-0-0

MOTION by: Mr. Summers to adjourn

Seconded by: Mr. Whitcomb

Vote: 5-0-0

Meeting adjourned at 4:41 pm.

Respectfully submitted

Kristin M. Sullivan