

## **MINUTES BOARD OF SELECTMEN JUNE 18, 2009**

Present: John Kennan, Dana Barrette, Linell Grundman, James Pierce

George Dunham, SACAT, Paul Tilton, Attorney Ford O'Connor and Mukesch V. Shah, Sangita Shah

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### **PLEDGE OF ALLEGIANCE**

### **REVIEW AND APPROVAL OF MINUTES**

No minutes were presented for approval.

### **TOWN MANAGER'S REPORT**

1. Town Hall moved to Oak Crest Cove today. Mr. Dunham singled out Ted Hamilton, Bill Sewell, Mike Twomey and Kathy Coggeshall for their part in making the move happen. Verizon had a few glitches with the phone service which were cleared up by the end of the day and all of the computer systems will be up and running by Friday.
2. Upcoming meetings: Finance Committee met Tuesday, June 16 regarding the Reserve Fund transfers. Selectmen meet Thursday, June 25 - The MMR will be in to give a general update and Steve Powers will give a presentation of his proposed LIP project in Forestdale. Guy Boucher has scheduled the first meeting for the Beach Committee for June 24, 6:30 p.m. at the Human Services Building.

### **CORRESPONDENCE/STATEMENTS/ANNOUNCEMENTS**

1. Ms. Grundman announced the Freedom Festival is scheduled for June 19 at Heritage Museum and Gardens from 5:00 – 10:00 p.m. The Festival is a fundraiser for Sarah Simmons' Emancipation Network and a tribute to her work. Ms. Grundman attended the Cape Selectmen's Association meeting. Members of the Cape Delegation and Jeff Beckworth from the Mass. Municipal Association were present on issues at the Statehouse. Ms. Grundman thanked Tom Keyes for years of service on the Executive Board and she is now serving in that capacity. Ms. Grundman and Health Agent Dave Mason graduated last Thursday from the Leadership Council which was a 6-month program put on by Cape Cod Community College.
2. Mr. Pierce and Mr. Barrette will be at Stop & Shop for the Selectmen's Corner this Saturday, 10:00 – 11:45 a.m.
3. Mr. Dunham and the Board wished his daughter, Katherine, happy 12<sup>th</sup> birthday.

## PUBLIC FORUM

None

## OLD BUSINESS

1. Mr. Dunham presented the list of Reserve Fund transfers totaling \$250,000 that the Finance Committee unanimously approved. The amounts were “up to” but Accountant Doreen Guild and Mr. Dunham anticipate the amount will come in closer to \$200,000. Mr. Dunham also briefed the Board on the State budget figures which is now in Conference Committee. If the Senate budget is approved, it could mean roughly \$900,000 reduction, as well as the proposed health insurance changes which could hurt towns.
2. Mr. Dunham passed along a message from Sgt. Dan O’Connell, who worked all the recent road details, saying the cooperation of the DPW staff, Paul Tilton and Stefan Masse are to be commended.

## STAFF MEETING – DPW Superintendent

Mr. Tilton gave an update on the solid waste disposal contract. Currently the Town has a contract with SEMASS through 2015. The current price is \$37 a ton, however, it is anticipated the rate will increase to \$100 a ton by 2015 if the Town signs the SEMASS MOU that extends the contract for an additional 15 years. As part of the MOU, SEMASS has agreed to gradually increase the fee over the next five years. In terms of landfill stickers that could mean an \$80 per sticker increase in five years to \$190. Currently the waste disposal issue is being looked at regionally with the assistance of the Cape Cod Commission. Other options, including Bourne, rail to another state, as well as SEMASS are being considered. SEMASS has submitted an MOU for Sandwich to begin negotiations with them and extend the contract for an additional 15 years which they would like signed by June 30, 2009. The Cape Cod Commission has done its own MOU to bring the towns together to collectively negotiate as a region. Mr. Tilton stated SEMASS cannot stop accepting the Town’s waste or increase the fees if the Town elects to go with the Commission MOU since their contract runs through 2015. Mr. Tilton believes the Town will have more power through the Commission MOU and anticipates the analysis of the options will be complete by the end of summer.

**Mr. Barrett moved that the Board of Selectmen authorize the Chair or Town Manager to sign the non-binding Memorandum of Understanding between interested Cape Cod communities regarding negotiations with Coventa/SEMASS.**

**Ms. Grundman seconded. Unanimous.**

**Mr. Barrette moved that the Board of Selectmen reject the Memorandum of Understanding proposed between the Town of Sandwich and SEMASS Partnership, a Mass. Limited Partnership but reserve the right to revisit at a later date. Ms. Grundman seconded. Unanimous.**

Mr. Tilton presented the final CCC MOU for the Board to sign. Mr. Tilton stated that the roadwork on Cotuit and Quaker Meetinghouse Road is complete except for road striping,

loam/seeding and planting trees. As funding allows, other roads on the DPW list are Tupper, Town Neck, Snake Pond and Farmersville as well as crack sealing on additional roads.

Mr. Tilton is working to get the Harlow/South Sandwich Road intersection on the list for State improvements through the Highway Safety Improvement Program. If accepted, the project design and construction would be fully funded by the State. This intersection is the second highest accident rate next to Exit 2, which is also being looking at.

Regarding the Winter Road Maintenance Policy, the policy has been rewritten to make the policy clearer. The language reflects what is already being done. Mr. Dunham stressed this is purely for winter maintenance, not sand removal in accordance with State law. The Board agreed to hold a public hearing on the policy on August 20, the same evening as the Seasonal Public Forum. For those needing private road repairs, Mr. Tilton is available to offer suggestions and give them the contacts for available contractors.

### **8:00 P.M. PUBLIC HEARING – Transfer of All Alcoholic Package Goods Store Sandwich Package Store**

**Ms. Grundman moved to open the public hearing. Mr. Barrette seconded.  
Unanimous.**

Mr. Kennan read the public hearing notice.

Attorney Ford O'Connor and Mukesch V. Shah, proposed Manager, were present and spoke about the transfer of the Annual Wine & Malt license currently held by Wilman, Inc. d/b/a Sandwich Package Store to Shree Ashapuri, LLC, d/b/a Sandwich Package Store, Mukesh V. Shah, Manager. Attorney O'Connor explained there are no plans to change the business operations and that all employees will be TIPS trained. Mr. Shah spoke of his interest in owning a business in Sandwich. No public comment. Mr. Dunham thanked the previous owner Jack Sherman for his cooperation with Town Hall over the years.

**Mr. Barrette moved to close the hearing. Ms. Grundman seconded. Unanimous.**

**Mr. Barrette moved that the Board of Selectmen authorize the transfer of the Annual All Alcoholic Package Goods Store from Wilman, Inc. d/b/a Sandwich Package Store, John Sherman, Manager to Shree Ashapuri LLC, d/b/a Sandwich Package Store, Mukesch V. Shah, Manager, 118 Route 6A, Sandwich, MA. Ms. Grundman seconded. Unanimous. Mr. Shah was welcomed to Sandwich.**

### **NEW BUSINESS**

1. Mr. Pierce said he would like the Board to consider picking an issue and testing the flow chart process. His idea is to look at manning the East Sandwich Fire Station with an ambulance. He would like to vote next week on the idea and if the discussion should move forward based on the flow chart.

### **PUBLIC FORUM**

None

**CLOSING REMARKS**

None

**ADJOURNMENT**

**8:15 p.m. Mr. Barrette moved to go into Executive Session for the purpose of discussing Litigation Strategy and reconvening for the purpose of adjournment only. Ms. Grundman seconded. Mr. Barrette, Mr. Pierce, Ms. Grundman, Mr. Kennan so moved. Unanimous.**

Respectfully submitted,

Kathleen Coggeshall