

**BOARD OF SELECTMEN  
REGULAR MEETING MINUTES  
MONDAY – October 15, 2018**

Members Present: Shana M. Shufelt, Chair  
Steven J. Ouellette, Vice Chair  
Ann E. Boxler, Clerk  
Brian T. Valcourt  
Richard W. Brewer

Also Present: Timothy King, Town Administrator

Select Board Chair Shufelt called the regular meeting to order at 5:30 P.M. in the Westport Town Hall, 2nd floor meeting room, 816 Main Road, Westport, MA.

**Pledge of Allegiance**

1. **Executive Session - Motion** by Mr. Brewer to enter into Executive Session at 5:30 p.m. and resume into regular session at its conclusion pursuant to the provisions of MGL c 30A section 21(a) to discuss:
  - a). Chair declares an open meeting will have a detrimental effect on litigation: discussion with Attorney representing the Town on the Massachusetts Commission Against Discrimination matter.(6)
  - b). Approve Executive Session Minutes of October 1, 2018

Seconded by Mr. Ouellette. Members unanimously voted 5-0 in favor by roll-call vote to enter into executive session.

**At 6:08 p.m. The Board resumed the regular session**

**Chair's Announcement** – Under MGL Chapter 30A, section 20(f) – Meeting being recorded.

2. **Acknowledgments & Recognitions**

Select Board Chair Shufelt acknowledged the passing of Alfred Candeias, Richard Lambert and Rev. Robert Lawrence.

She also noted that the Westport Fire and Police Departments are having a Halloween family event on Sunday October 28, 2018 4-7pm.

3. **Discussion Items**

- a. Walter Barnes, Energy Committee Chair. CREE RSW Co. LED Street Lights – Review and demonstration. Mr. Barnes introduced Fred Davis, President of Fred Davis Corp from Medford; Brian Kelly from CREE in Durham NC, a manufacturer of LED lights, and Mr. Tony Connors, member of Energy Committee.

Mr. Barnes explained the light frequency and how the specs are met. They are ready to buy the streetlights through the MAPC grant which funds expire at the end of this year. There will be 150 towns – or 70% - that will have gone to LED lighting. Mr. Ouellette stated that he understands the luminosity is a little better but is concerned about the darkness between

the pole spacing. Mr. Davis stated the light will be more well distributed on the older poles. Mr. Ouellette stated that Route 6 needs more attention with recent accidents involving pedestrians.

Mr. Davis explained the MAPC process. Westport has a unique situation because there are two energy providers. The project is on track to meet the deadline. They are ready to receive the purchase order through the state. The state will give a grant reimbursement back.

Jon Alden asked what percent of electricity is saved. Mr. Davis stated it is 3%. Mr. King added that will also eliminate rental from the utilities.

- b. Westport Point Neighborhood Association on a parking plan at Westport Point. Bill Hunt, Linda Clark and Betty Slade were present. They are part of a subcommittee of the Westport Point Neighborhood Association. Ms. Slade stated that they have spoken with various town boards and thus identified some problems that were occurring and are asking for the addition of signs to address the problems. They are also worried about emergency equipment and safety apparatus not being able to access the area. She presented photos showing cars parked across the road. She asked the Board to approve a site plan for the area. She stated that Lt. Bell has already conducted a speed test and will do another to capture the volume during different seasons. He has also seen the potential sign requests.

**Motion** by Mr. Brewer to send the request for signs to Lt. Bell. Seconded by Mr. Ouellette. The Board voted 5-0 in favor.

Ms. Slade stated that she has also asked the Highway Department to trim some of the branches that are in the line of sight.

The Director of Marine Services, Chris Leonard was present. He discouraged trucks from parking on the wooden docks as he must repair these. Mr. Leonard shared the MapGeo imagery showing an aerial of the parking area where fishermen have parked for decades and would like to continue to allow the fishermen and his staff to access these spots for parking.

Ms. Slade was hoping the Board would follow through and look at the questions systematically and form a committee to look at the issues and consider the solutions. Ms. Slade also asked for this to be looked at in a broader way as it is a historic district.

Mr. Brewer stated he supports these requests, as he resides in this neighborhood, and supports the formation of a committee. He noted the economic activity of the fishermen.

Ms. Shufelt asked about the makeup of the committee. Ms. Slade suggested having an engineer and others who can be objective and not people in the neighborhood. Mr. King suggested that SRPEDD could be involved. Mr. Ouellette suggested Ms. Slade meet with Mr. King and Mr. Leonard.

Mr. Wayne Sunderland, who was present, stated that part of the increased problem are the two liquor licenses. He suggested an alternative: the process of imminent domain and the Leach property and that adjacent to it.



Ms. Slade is not suggesting this. She is suggesting that there should be more off premise parking via shuttle. The needs and all the alternatives need to be looked at.

Mr. Albert Lees asked about this area. He said it is a Town Landing and not a parking area. He said is this a place for people to access the water with mandates that date back to pre-colonial days and that the Landing Commission needs to weigh in on their landing and not to look at how many cars can be jammed into an area.

One problem is that some of the area is private and other parts are public. Mr. Borden stated that he is aware that the area was donated by the Almy family for the purpose of the fishing vessels.

Mr. Brewer stated that it is a big issue and it is not limited to the Point. The other problem points are at the Post Office and the United Methodist Church, both along Main Road.

Kerrian Fennely stated that he has yet to open his business on the wharf and they have issues getting on to his own property. He stated that the other venue has created many reoccurring issues. This would be a safer area with a plan in place.

Ms. Shufelt noted that there are many departments that this touches upon.

Chair of the Landing Commission, Mr. Bull stated that it took several years to create a parking plan at the Head Landing. Once the information concerning all lot lines was gathered, the parking plan was a lot simpler. The Landing Commission had paid for some of the engineering and the most was provided pro bono. He suggested applying for another Seaport Grant. There are overlapping responsibilities between the Landing Commission, Highway Department and Zoning Board.

Attorney Dorothy Tongue, resident at the Point, stated that she is aware of the parking plan at the Head of Westport and the Watershed Alliance was actively involved in securing the grant for the town and securing funding historic preservation from Community Preservation Act funds. She suggested the Selectmen put a group together but that it be directed by them.

Mr. King will discuss with Mr. Hartnett. Ms. Shufelt asked that the issue be brought to the 1<sup>st</sup> November meeting to define a committee or forum.

#### 4. Licenses

- a. Continued from September 17, 2018 & October 1, 2018: Request by **Top Quality Auto Sales** for approval of Class II License to sell used vehicles and a Repair License at 935 State Road Westport. Manager Joumana Chedid.  
Motion by Mr. Valcourt to approve. Seconded by Mr. Brewer. The vote was 4-1 with Mr. Ouellette voting against.
- b. Selectboard Approval of all 2019 License renewals for liquor, common victualler, inn holders, entertainment, automated amusement and motor vehicles. \*See attached list as posted and read into the record. Motion by Mr. Ouellette to approve conditional on all paperwork being in order. Second by Mr. Valcourt. The Board voted 5-0 in favor.

**5. Action Items**

- a. Request from the Westport Land Conservation Trust for permission to conduct a dune walk on November 15 from 7 am- 8:30 am at Cherry and Webb Beach. **Motion** by Mr. Ouellette to approve. Second by Mr. Brewer. The Board voted 5-0 in favor.
- b. Endorse Subordination of Mortgage Book 10028, Pages 235-240. **Motion** by Mr. Ouellette to approve. Second by Mr. Valcourt. The Board voted 5-0 in favor.
- c. Endorse the November Election Warrant. Election is November 2<sup>nd</sup> and registration **Motion** by Mr. Ouellette to approve as posted. Second by Mr. Valcourt. The Board voted 5-0 in favor.
- d. Approve Contract with M. Neves for Head of Westport Stonework.  
This item was passed over based on the vote by the Community Preservation Committee not recommending the bidder for lack of technical knowledge in sea wall construction.

**6. Appointments and/or Resignations**

- a. Request from Laurie Bullard for appointment to the Westport Cultural Council (two, 3-year terms). **Motion** by Mr. Ouellette to approve. Second by Mr. Valcourt. The Board voted 5-0 in favor.
- b. Accept resignation of Marshall A. Ronco as reserve officer.  
**Motion** by Mr. Ouellette to approve with a letter of thanks. Second by Mr. Valcourt. The Board voted 5-0 in favor.

**7. Town Administrator Report**

The Administrator provided his report.

**8. Minutes**

October 1, 2018. Tabled to the next meeting.

**9. Selectmen Liaison Committee Reports**

Ms. Boxler had nothing to report.

Mr. Valcourt stated that the Integrated Water Resource forum was well attended last week.

Mr. Ouellette has a SRPEDD meeting tomorrow and will inquire about any aid relative to a site plan for the Point.

Mr. Brewer stated that the Campground Committee will be meeting this Friday. There is a sense of urgency and he anticipates a recommendation soon.

Ms. Shufelt stated she attended the Integrated Water Resource Management Plan public forum and it was well attended. She also reported on the middle school demolition and informed the members that the fencing will be going up in the next few weeks and abatement will commence. Ms. Shufelt attended the Landing Commission meeting today and participated in discussions regarding concerns of the proposed construction work at the Watershed Alliance building at the Head of Westport. Ms. Shufelt stated that regarding the cannabis co-op agriculture proposal, she has received calls from people who were concerned that they are being targeted by the police for volunteering on such a committee. Ms. Shufelt stated that there is no tolerance for that and added that conversely, the Board does not know who is already being investigated by



the police. After her discussion with the detective, she is confident that the person who approached her was not being targeted.

Mr. Ouellette would like to know what will happen with our vacant buildings as soon as possible before they begin to deteriorate.

Mr. Valcourt asked Mr. Ouellette how the Bike Path Committee is coming along and offered to assist in any way. Mr. Ouellette stated that the committee tried to organize last week, but was unsuccessful.

Ms. Shufelt stated that they were going to talk about Animal Control this week and instead would like an update on the new assistants and the barn books and to consider a contract for the position at the next meeting. Ms. Shufelt asked that the barn books be substantially completed by November 1, and would like an update at the next meeting. She noted that one of the persons who recently passed was the father of the Animal Control Officer.

Mr. Valcourt noted that the culvert at the end of Rock Street has completely collapsed and there is a lot of sediment flowing into Bread & Cheese Brook. He has asked that the Conservation Agent and the Highway Surveyor look at this as the road will need repairs, because most of the road is an island in the middle of the brook. Mr. King would speak to them and get back to the Board. Mr. Valcourt stated that the bike path would be utilizing this road to the land beyond and it is an important access.

**10. Boards/Committees/Commissions Vacancy List**

The website was referenced for current vacancies.

**11. Board Members Suggestions for Future Agenda Discussion / Action**

None.

**12. \*Item not reasonably anticipated forty-eight (48) hours in advance of the meeting.**

The Holy Ghost Club dropped off a request for a one-day Liquor License for an event taking place this coming Sunday October 27, 2018. Due to the short time involved, Mr. Migliori is before the Board for their consideration in approving a one-day liquor license. The police recommendations are pending. **Motion** by Mr. Ouellette to approve pending favorable Police recommendations. Second by Mr. Valcourt. The Board voted 5-0, in favor.

**13. Question & Answers.**

Chris Wiley asked when the Economic Development Task Force would meet. She has a recall petition that Mr. Valcourt had vetted through Town Counsel and will be submitting it for the Annual Town Meeting. She asked that the Agricultural Commission meeting be taped, the last one was not. Ms. Wiley asked about the voluntary animal registry form. She has asked if this was approved by the Board. Ms. Shufelt stated as Agricultural Commission is an advisory committee to the Board of Selectmen and she expects they would present the form to the Board before they implement anything. Ms. Wiley asked the status of all this. The Agricultural Commission is working on it and they have been asked to come back to the Board with recommendations

## Adjournment

The Board voted unanimously to adjourn at 8:17 p.m.

Respectfully submitted,

  
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Lucy Tabit Administrative Assistant/  
Confidential Clerk

APPROVED: \_\_\_\_\_

  
Ann E. Boxler, Clerk, Select Board Member

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Attachments to Agenda of 10/15/18:

- 2a Alfred Candeias Obituary
- 2b Richard Lambert Obituary
- 2c Rev Robert Lawrence Obituary
- 2d Fire Department Halloween party
- 3a1 Barnes summary
- 3a2 RSW Series LED small
- 3a3 RSW Series LED Street Luminaire Brochure
- 3a4 RSW Series Street Sales Sheet
- 3b1 Westport Point Neighborhood Association for consideration
- 3b2 WPTNA.9.14.18
- 4a Chedid - corrected application 100418
- 4b License Renewals List
- 5a WLCT request to use Cherry Web Beach
- 5b Subordination of Mortgage
- 5c November Election Warrant
- 5d Neves Contract
- 6a Bullard request appointment to WCC
- 6b Resignation of M Ronco
- 7 Town Administrator Report