MINUTES
SELECT BOARD
HARWICH TOWN HALL
732 MAIN STREET, HARWICH MA
MONDAY, JUNE 23, 2025
5:00 P.M. EXECUTIVE SESSION
6:00 P.M. - REGULAR MEETING

SELECTMEN PARTICIPATING: Chair Donald Howell, Vice Chair Peter Piekarski, Clerk Mark Kelleher & Member Anita Doucette

MEMBERS ABSENT: Member Jeffrey Handler

ALSO PARTICIPATING: Town Administrator Joseph Powers & Executive Assistant Jennifer Clarke

CALL TO ORDER

Mr. Howell called the meeting to order at 5:00 p.m.

Mr. Kelleher moved that the Select Board enter into Executive Session to discuss the items as outlined below, 2nd by Ms. Doucette. The vote was 3-0-0 with Mr. Howell, Mr. Kelleher & Ms. Doucette all voting aye by roll call

EXECUTIVE SESSION

A. Pursuant to MGL c. 30A, §21(a)(6) to consider the purchase, exchange, lease or value of real property if the Chair declares that an open meeting may have a detrimental effect on the negotiating position of the Town; 62 Route 28
B. Pursuant to MGL c. 30A §21(a)(7) to comply with, or act under the authority of, any general or special law or federal grant-in-aid requirements, the Open Meeting Law, MGL c. 30A §§ 22(f), (g) to review, approve and or discuss the possible release of executive session meeting minutes dated May 12, 2025, June 2, 2025 & June 9, 2025
C. Pursuant to MGL c.30A section 21 (a)(3) to discuss strategy with respect to collective bargaining for all town unions and non-union personnel and or contract negotiations with non-union personnel and the Chair has determined that open session would have a detrimental effect on the town's bargaining position
D. Pursuant to MGL c.30A section 21 (a)(3) to discuss with respect to collective bargaining for all town unions and the Chair has determined that open session would have a detrimental effect on the town's bargaining position; Service Employees International Union (SEIU)

Mr. Howell reported that the only action taken in Executive Session was to approve the June 2, 2025, and June 9, 2025 minutes. The Board did not vote to release the minutes because of ongoing Executive Session discussions.

III. **PLEDGE OF ALLEGIANCE**

Mr. Howell invited all attendees to join in the Pledge of Allegiance.

IV. STAFF COMMENTS/ANNOUNCEMENTS

Kara Mewhinney, Director of Cultural Affairs was present to review summer programming, starting with music at Brooks Park on Monday nights. On July 2nd, the Seaside Marketplace at Saquatucket Harbor will begin. The Harwich Farmer's Market will start on July 3rd from 3:00 p.m. – 6:00 p.m. on the front lawn at 204 Sisson Road.

Carolyn Carey, Community Center Director was present to review upcoming July events taking place at the Community Center.

Mr. Howell reminded everyone that Mr. Kelleher will be presenting the Harwich Town Band Proclamation at their 50th birthday celebration.

V. WEEKLY BRIEFING

Mr. Powers gave the Phase 3 sewer extension update, and a two week look ahead, highlighting the areas of work.

VI. PUBLIC COMMENTS/ANNOUNCEMENTS

Lou Urbano was present on behalf of the Charter Commission to remind the public that they will be having a public meeting on July 25th at 6:00 p.m. in the Griffin Room. Mr. Urbano said that this is a great opportunity for anyone who has questions about the charter or things they want to talk about, to come to the meeting.

Tom Evans, President of the Harwich Conservation Trust Board of Trustees was present with Mike Lach, Executive Director of the Harwich Conservation Trust (HCT), to share a tribute to the town. They presented the American Council of Engineering Companies of Massachusetts 2025 Grand Conceptor Award to the Town of Harwich. This award honors outstanding professional design excellence for Cold Brook Eco-Restoration by Inter-Fluve. It was noted that this project was a team effort and would not have happened without the participation from the Select Board and the Town Administrators over the length of the project.

VII. CONSENT AGENDA

A. Accept a gift of a tree to be planted at the 204 Sisson Road from the Guild of Harwich Artists

Mr. Kelleher moved to accept a gift of a tree to be placed at the 204 Sisson Road from the Guild of Harwich Artists, 2nd by Mr. Piekarski and approved 4-0-0.

B. Approve the Select Board Meeting minutes from June 16, 2025

Mr. Kelleher noted an edit needed on page 8 to change the word septic to special.

Mr. Kelleher moved to approve the Select Board Meeting minutes from June 16, 2025, as amended, 2nd by Mr. Piekarski and approved 4-0-0.

C. Approve the resignation of Eileen Garrity from the Treasure Chest Committee effective immediately

Mr. Kelleher moved to approve the resignation of Eileen Garrity from the Treasure Chest Committee effective immediately, 2nd by Mr. Piekarski and approved 4-0-0.

D. Vote to approve the following committee appointments as recommended by the Interview Committee:
1. Kenneth Dickson, Board of Appeals, full member, term to expire June 30, 2028
2. David Nunnally, Board of Appeals, alternate member, term to expire June 30, 2028
3. Tamara Harper, Cultural Council, full member, term to expire June 30, 2028
4. Russell Couturier, Board of Appeals, alternate member, term to expire June 30, 2027, and Golf Committee, full member, term to expire June 30, 2028
5. Sandra Hall, By-Law Charter Review Committee, full member, term to expire June 30, 2028

Ms. Doucette stated that the Interview Committee received an email from Mr. Couturier about not wanting to be appointed to the Board of Appeals.

Mr. Kelleher moved to approve the committee appointments as outlined above as recommended by the Interview Committee, except for # 4, 2nd by Mr. Piekarski and approved 4-0-0.

VIII. **PUBLIC HEARING**

A. Public Hearing for the purpose of revisiting the alleged liquor license violations by Lucky Labrador, Inc., d/b/a Perks, 545 Route 28, Harwich Port. Initial hearing was held on November 20, 2024; votes may be taken

Mr. Piekarski read the legal notice.

Mr. Piekarski moved to open the public hearing, 2nd by Ms. Doucette and approved.

Attorney Jeffrey Blake from KP Law was present. The last time this was before the Select Board was for a show cause hearing held by the Local Licensing Authority designated agent the Town Administrator. The hearing was originally noticed for October 24, 2024, and was rescheduled to November 20, 2024. Attorney Blake reviewed the 3 allegations from the hearing which were 3 separate occasions that there were instances of entertainment/noise emanating from the establishment in question. The recommended action from the original hearing was that the establishment ensure to the town that the sound control equipment and mechanism remain in place and that the establishment adequately proves to have trained all staff to ensure proper working of the same.

Mr. Powers stated that he stands by the commentary and recommendation that was written in his April 7, 2025, memo and believes that the establishment did violate the liquor license regulations.

Taylor Powell, owner of Perks was present.

Attorney Blake said that his recollection of at least 2 of the violations were because staff was inside cleaning and listening to the radio or music, and the outside sound system was on, and the staff didn't know how to turn if off, or the system wouldn't allow it. Mr. Powell responded that he is aware of the incidents and does not feel that this is what happened. He believes that the music was left on a couple of minutes past the end time, and a call was made to the Police Department. The complainant felt that the Police didn't arrive quickly enough, so they called again. Mr. Powell thinks that these issues are from their competitor. On the 3rd occasion, a patron had opened a window inside of the establishment and the sound could be heard outside and a complaint was made by the same person. As far as the sound system is concerned, they have made significant upgrades and have proven that they can contain the noise. Staff has taken full control of the music, and the musicians no longer supply their own equipment. Instead of 1 big speaker, they have 13 smaller speakers which are quieter than the 1. Mr. Powell added that they respect the hearing officer's decision and that their staff have been educated.

Mr. Powell said that his sound person was not able to attend the meeting tonight but went over what types of upgrades have been made to their sound system.

Mr. Howell said that at least one member of the board was inclined to just let the owners manage their business, but the problem is that it is a regulated business which they have a liquor license for. It is up to the establishment to make sure that their employees have the exact same understanding of what their responsibilities are under the license.

Sarah Powell was present. They spent a lot of money for the sound system and had submitted receipts to the Town. Their employees have been trained on the equipment and they hold staff trainings all the time. The staff manager can control the sound system from their phone. Ms. Powell added that they are doing the best they can and spending the money because they understand the responsibility that they have. In the past, they were before the Select Board for live music emanating out too far. They have fixed those issues as part of their sound investment.

Mr. Howell asked for staff's recommendation. Mr. Powers reviewed the process from the November 20, 2024, hearing was sworn testimony from several witnesses and exhibits that were entered into discussion. Mr. Powers was tasked by the Select Board to determine if the violations occurred. Mr. Powers read his recommendation from the memo dated April 7, 2025, which was provided in the packet. Mr. Powers believes that the relevant question before the Select Board as the Local Licensing Authority is whether the guilt is affirmed and if so, what action is necessary. Attorney Blake added that the owners have taken full responsibility and have also provided $20,000 in sound equipment upgrades. He thinks that as far as liability, the owners have come in here and admitted that there were mistakes made. It is up to the Select Board to make a determination.

Gary Sawin from 547 Route 28 was present. His concern is that these 3 violations were turned into 1 violation and asked if going forward, this would be consistent and fair with other establishments who have multiple violations. Mr. Howell responded that question is too hypothetical to answer and would depend on which violations were being talked about. Mr. Sawin responded that he is referring to the noise violations. Mr. Howell responded that the noise violations emanated from the same problem. Mr. Sawin hopes that the rest of establishments in Harwich Port will be treated the same way. Mr. Howell responded that the Board has been consistent with having hearings before them as the Local Licensing Authority. These businesses are beneficial to town and they are all trying to do their best. Mr. Howell did recognize that the 150' buffer is a challenge. Mr. Sawin noted that the buffer is a challenge for residents as well and invited the Select Board to sit on his deck at 11:00 p.m. to determine if the noise is reasonable.

Mr. Piekarski moved to close the public hearing at 6:44 p.m. 2nd by Mr. Kelleher and approved 4-0-0.

Mr. Piekarski moved to uphold the hearing officer's recommendation for 3 separate allegations on August 4, 2024, August 31, 2024, and October 13, 2024 that occurred outside of the boundaries, 2nd by Mr. Kelleher and approved 4-0-0.

Mr. Howell said that the business owners have clearly made an investment on this, and he doesn't know that it is unreasonable to ask a business to provide their employees something in writing as to how their sound system works and the employee can confirm in writing that they have read and understand the process. He added that every employee at a liquor licensed establishment needs to know what the regulations are.

Mr. Piekarski said that part of the reason that the business owners are before the Board tonight is that neither Mr. Powers nor the owners were available for the hearing. The owners need to ensure to the town that the investments in sound control equipment and mechanisms remain in place and that their staff is adequately trained and how that would be accomplished. Mr. Powers responded that there were 2 different hearings that he worked on for 2 different establishments. For him, the cases had similarities. He did not find that either establishment had egregious violations. Since that hearing, the first establishment has been very responsive and has proven everything that the town required. He had the same concept in mind for Perks to show proof of the system, which has been done, and something in writing saying that they have met with staff and that staff have been adequately trained. Mr. Piekarski asked how the town would ensure that the investments remain in place. Mr. Powers responded that during their sworn testimony, the owners had said that they had a sound system in place but that it was not functioning properly. The owners need to demonstrate that they have a system that works all of the time.

Mr. Piekarski said that the problem is that if there are future violations. He asked the establishment owners what they are doing different now to prevent these issues from happening again and how does the training occur. Mr. Powell responded that they have weekly meetings with staff, and they all attend the alcohol training and read the alcohol handbook that is on site. Mr. Powell added that they understand that the entertainment is linked to the liquor license, and they will be more vigilant about it.

Mr. Piekarski asked Attorney Blake to refresh his memory on what the board did as a training requirement for the other hearing. Attorney Blake responded that they were required to have a written policy and that every employee that comes on board had to sign the policy. He wasn't sure if Perks has a written policy with respect to operating the sound equipment and keeping windows closed, but the Board could say that they would have to provide a written policy, and all employees would read and sign as they are onboarded. Ms. Powell agreed to that, adding that she would write it up and make sure that everyone reads it.

Ms. Doucette thanked the Powell's for being present. She also let the public know that her grandson just started working at Perks, adding that he does not live in the same household as her. She noted that her grandson was not working for Perks at the time of the violation. Attorney Blake responded that he is a family member and that out of an abundance of caution, Ms. Doucette should recuse herself.

Ms. Doucette recused herself at 6:59 p.m.

Mr. Howell reviewed what kind of sound system the establishment has in place, adding that it does revolve around getting the system to turn off when it is supposed to turn off.

Mr. Piekarski moved to accept the hearing officer's recommendation that the owners of Lucky Labrador, Inc., d/b/a Perks confirm to the Town of Harwich that the sound system and mechanisms remain in place and operational and that a written policy and evidence of training on sound equipment requirements from all employees throughout the course of the annual license be brought to the Town of Harwich, 2nd by Mr. Kelleher and approved 3-0-0.

IX. <u>JOINT MEETING WITH THE SELECT BOARD AND THE COMMUNITY PRESERVATION COMMITTEE</u>

Present from the Community Preservation Committee were Dave Nixon, John Ketchum, Mary Maslowski, Kathy Green, Marcy Vigneau, Art Bodin and Emily Brutti.

Mr. Nixon moved to open the joint meeting of the Select Board and Community Preservation Committee, 2nd by Mr. Ketchum. The vote was 7-0-0 with all members voting aye by roll call.

Mr. Howell stated that the Community Preservation Committee (CPC) was given the results of draft audit documents as requested.

Mr. Nixon said that the only thing that he would request from the Select Board is the final copy of the CPC, which would close it out. He thanked Mr. Howell and Administration for pushing that over the top to be done. Mr. Nixon said that his committee is here tonight to talk about the grant agreements. The CPC makes a recommendation to Town Meeting, they make a recommendation to the Select Board and to the Finance Committee. That goes to Town Meeting floor and Town Meeting has the final say on those recommendations. In the past, they have had Finance Directors that have developed different types of grant agreements for the past 6-8 years. Most recently, they have had a some of hiccups with a couple of the Finance Directors. This will help clarify what the Select Board wants and what the CPC is looking for. Mr. Nixon how the monies would be distributed, if done by invoice or done by the totality of the grant itself. How will that happen and will that be part of the Select Board's grant agreement. The next thing would be the possible recission of the monies after the grant period, with Mr. Nixon adding that is a CPC policy. Anyone that goes beyond the 3-year period can apply for an extension. One of the hiccups in the past has been how it pertains to in house as far as departments are concerned and how it pertains to external units that are looking for the grants, and then there is the housing trust. One of the things that got caught up in the past with the trust was the 3-year rescinding policy, which was adjusted with Town Counsel and the former chair of the Select Board. There is no 3-year recission to the trust.

Mr. Nixon's question to the Select Board was if they want to have a grant agreement for the trust. Mr. Howell responded that he has thought a lot about this, and he would not want a grant agreement because the operate as a fiduciary. They cannot give money back as a recission because once it is there, it is an asset. Mr. Howell argued that in a larger sense, the only way that any money can go back would be through a vote of Town Meeting. Even if you had a grant agreement, you cannot rescind the money.

John Ketchum said that he heard Mr. Howell say that the Select Board would not want to agree to a 3-year recission. He believes that the CPC has already agreed with that. The other part of the question is whether there should be a grant agreement for the housing trust. Mr. Howell responded that under the law, the trust has a purpose which is filed with the Barnstable County Registry of Deeds. The trust must operate under Massachusetts General Laws. He added that he would not vote for the trust to have a grant agreement.

Mr. Ketchum said that anyone who receives CPC funds are required to spend them in a certain way. There are also external entities aside from the trust that receive money and they are bound to sign a grant agreement.

Mary Maslowski said that at the CPC level, they feel that the trust needs a contract because they are a quasi-governmental agency. She added that it is not about how the money is spent, but more about getting the basics out there of when they will receive their money. When applications are made to the CPC, they are signed applications, which are essentially contracts. Ms. Maslowski thinks that it would be helpful at the end of the day for all 3rd parties, non-town entities, non-town employees to have one contract signed by the Select Board that outlines the vote and the amount and sets it so there can be no argument later.

Mr. Powers said that the CPC exists because of the general bylaw. Town meeting voted recommendations for funds that will be available on or after July 1st. The Lower Cape Housing Institute, FORWARD at the Rock and Cape Cod Rail Trail Land Preservation are the only 3 that have grant agreements. From his perspective as the Town Administrator, the trust is a town entity. He believes that in years past, the trust signed a grant agreement.

Mr. Piekarski asked to confirm that historically, the trust had signed an agreement. Mr. Howell responded not consistently. Mr. Piekarski asked if the 3-year recission is a local CPC policy. Mr. Nixon responded that it is and that it was voted on by CPC. Mr. Piekarski asked if it would be up to the CPC to modify or grant the 3-year recission. Mr. Howell responded that the Select Board voted to not sign the agreement last year that the trust was willing to make.

Mr. Howell said that the Select Board is looking at addressing the fundamental problem which is far beyond the grant agreement.

Mr. Howell said that the biggest thing he wanted to express to Mr. Nixon is that the door needs to be kept open for dialogue.

Mr. Nixon asked the Select Board that if there is a grant agreement re-write, that the CPC would have the ability to reach out to them for input and have the ability to discuss it and make recommendations. Mr. Howell responded that from his own view point, there are regulatory boards that cannot be touched. The other bodies are advisory to the Select Board and he doesn't see how that could work if we give the opinion that we would want to get back. The answer would be yes, that they would be looking for advice from the CPC.

Mr. Piekarski said that July 1st is close and asked if anyone has heard anything about modifying grant agreements. Mr. Powers responded that the standard grant form is used. They are not changed, but they could change during the process. Mr. Piekarski said that if CPC has recommendations, they can be shared with the Select Board or Administration.

Mr. Ketchum moved to adjourn the meeting of the Community Preservation Committee, 2nd by Ms. Maslowski. The vote was 7-0-0 with all members voting aye by roll call.

IX. **NEW BUSINESS**

A. Discussion and vote to approve the Fiscal Year 2026 Compensation tables for Personnel bylaw positions

Mr. Powers stated that staff recommends approval of the information as provided in the packet.

Mr. Piekarski moved to approve the Fiscal Year 2026 Compensation tables for Personnel bylaw positions as presented in the packet, 2nd by Mr. Kelleher and approved 4-0-0.

Mr. Howell noted that there was talk about adding a step, which will be done at a later date.

B. Vote to approve the Fiscal Year 2026 Human Service Grant Recipients

Mr. Howell recused himself at 7:34 p.m. Mr. Piekarski acted as Chair.

Mr. Kelleher complimented staff on what was presented.

Mr. Piekarski said that he would be voting against this because of the $7500 going to the Housing Assistance Corporation. While there is nothing wrong with the agency itself or its staff, he knows that they receive significant funding from other sources and feels that the funding could go to other organizations.

Mr. Kelleher moved to approve the Fiscal Year 2026 Human Service Grant Recipients as presented, 2nd by Ms. Doucette and approved 2-1-0 (Piekarski opposed).

Mr. Howell returned.

C. Vote to approve a Special Permit application for a one-day wines & malt permit for Stan Frankenthaler, 204 Sisson Road, event to be held on July 3, 2025, from 5:00 p.m. – 7:00 p.m.

Mr. Piekarski moved to approve a Special Permit application for a one-day wines & malt permit for Stan Frankenthaler, 204 Sisson Road, event to be held on July 3, 2025, from 5:00 p.m. – 7:00 p.m., 2nd by Mr. Kelleher and approved 4-0-0.

D. Discussion on Year End Timeline Report from Ed Spellman, Interim Finance Director

Mr. Howell said that there are something things that we are off on and we need to know what our milestones are to achieve certain things. The memo provided is from the Interim Finance Director that outlines a roadmap.

Mr. Piekarski said that the information provided is helpful for the Select Board and to the benefit of others in town.

Mr. Kelleher said that he is happy to see that 2 new staff positions were hired and are being trained.

Mr. Howell said that he will be trying to put together a joint meeting with the Capital Outlay Committee for mid-summer.

X. **OLD BUSINESS**

A. Second reading of the policy on the 204 Café Policy; Discussion and Vote to adopt

Mr. Piekarski said that he appreciates the addition of item # 20 in the policy.

Mr. Kelleher moved to approve the 2nd reading of the 204 Café Policy as presented, 2nd by Ms. Doucette and approved 4-0-0.

Mr. Howell said that it would be nice to keep revisitng things that might have impacts on 501(c)3 organizations, noting that in this case, we have not asked the Director of Cultural Affairs to create a bifurcated fee system. Ms. Mewhinney responded that she will be revisiting things of that nature.

Mr. Kelleher asked that once this program is up and running, that Ms. Mewhinney come back and give the Select Board an update.

B. Discussion about reappointing Elizabeth Harder to the Housing Committee; votes may be taken

Mr. Howell said that Mr. Handler has a recommendation on this matter and the entire board should be involved in the discussion.

Ms. Doucette said that it was the recommendation of the interview committee that this come before the full board.

Mr. Howell said that he would bring this back when the full board would be present.

C. Discussion on legal counsel review process

Mr. Howell said that there is a bylaw in town that requires this review process be done and affirmed every year. He wondered if he were to ask for any contact that we put out and signed by the town for legal representation over the last 8 years, would he find one. Mr. Powers responded that all contracts are kept in the Accounting Department. Mr. Howell asked if anything that been done relating to a request for proposal (RFP). Mr. Powers responded not in the last 6 years.

Mr. Howell feels that the board needs to be able to explore what our options are. He thinks that this is the right time to put out an RFP, understanding that we might end up with the same counsel again, but we should go through the steps.

Mr. Powers said that in the packet, the board was provided with the Harwich Board of Selectmen Access to Town Counsel policy. This is the process that he as Town Administrator as followed and was required prior to him. Mr. Howell said that the problem with overuse of counsel was never about the access from town employees, it had to do with the Select Board having unfettered access for individual members.

The general consensus of the Select Board was to move forward with the RFP process resulting in the appointment of Town Counsel.

D. Discussion on Harwich Town Band Proclamation to designate July 1 as Harwich Town Band Day; votes may be taken

Peter Debakker was present and thanked the Select Board for their vote of confidence. Their first concert of the season starts tomorrow night at Brooks Park.

Mr. Piekarski moved to approve and authorize the Select Board to sign the Harwich Town Band Proclamation to designate July 1 as Harwich Town Band Day, 2nd by Ms. Doucette and approved 4-0-0.

E. Discussion on the Select Board Committee Liaison assignments; votes may be taken

Mr. Howell said that Mr. Handler and Mr. Kelleher swapped Conservation Commission and Waterways Committee.

Mr. Piekarski moved to approve the Select Board Liaison list as amended, 2nd by Ms. Doucette and approved 4-0-0.

XI. **CONTRACTS**

A. Discussion and vote to approve a contract amendment/change order in the amount of $27,704.00 with Rise Engineering

Mr. Powers reviewed the amendment/change order as presented in the packet.

Mr. Kelleher knows that there was $500,000 put into the furnace at 204 Sisson. He asked if the building has an energy management system in place. Mr. Powers responded that he does not know the reference that type of system. The memo provided talks about building management system. The facilities manager does hope to have control of the system remotely. Mr. Kelleher asked Mr. Powers to confirm.

Mr. Piekarski moved to approve the contract amendment/change order in the amount of $27,704.00 with Rise Engineering to be signed by the entire Select Board, 2nd by Ms. Doucette and approved 4-0-0.

Mr. Piekarski asked about the article that was for the funding. Mr. Powers reviewed the memo that was provided in the packet. This project qualified for a Green Communities Grant from the Massachusetts Department of Energy Resources and the Town was awarded $135,388 to use toward this project. Article 18 of the 2024 Annual Town Meeting appropriated $295,000 through the Capital Plan for this purpose. With this change order, the overall cost to the Town for this work comes to $32,914.00.

Mr. Howell said that for a future agenda, Val Bell of the Energy Committee would like to come in. The Board needs to address the fundamental questions of what we would be obligated to do in order to become a climate leader community and we would need to know what we get for what we give.

B. Discussion and vote to approve a contract with Sutphen Corporation for the purchase of a Pumper Truck in the amount of $1,129,571.00.

Mr. Piekarski moved to approve a contract with Sutphen Corporation for the purchase of a Pumper Truck in the amount of $1,129,571.00, 2nd by Mr. Kelleher and approved 4-0-0.

Mr. Howell said that if this truck is being ordered now, when would it be here. Fire Chief LeBlanc was present and responded that normal build time for this is 10 months. Right now, it is looking like 29-31 months and pre-construction with the company probably will not be until upwards of a year.

Chief LeBlanc spoke highly of Kyle Edson and the DPW for keeping their fleet running. They are trying to manage everything the best that they can and there are delays with all of the manufactures across the board. This truck was originally planned for 2032, but was moved up to 2026 after learning what they are up against.

Mr. Piekarski said that it doesn't sound like there is movement on delivery times on any apparatuses. Chief LeBlanc responded that Deputy Chief Thornton did the full procurement on all of this. They did see that there was an ad for a spec truck. They looked into and found that it was so out of spec with anything that Harwich currently has.

Mr. Piekarski asked if the amount in the contract would be enough. Chief LeBlanc responded that it should be.

Mr. Kelleher asked how it is working out with the mini pumper and if it is getting good use. Chief LeBlanc responded that the mini is great and that it becomes primary when the main engine goes out of service. The have been thinking about the international truck, that is not a good fit for their use. They may look at trading in the international truck and getting another mini pumper. They have the mini pumper, the urban interface, the 2 standard pumpers and the quint. It has also been discussed to possible try and trade in the 4WD and get another mini pumper.

XII. TOWN ADMINISTRATOR'S REPORT

Mr. Powers announced the contract with CMG, Inc. in the amount of $67,680.50 for the purchase of a new F-250 pickup truck for the Harbor Master Department.

Mr. Powers announced a contract with VHB, Inc., for Peer Review Services not to exceed $50,000. This contract is for peer review services for the Pine Oaks IV 40B application.

Mr. Powers thanked the Select Board for their time together.

Mr. Howell said that there was some sentiment from prior members of the board that VHB would be doing some things at an arms length themselves. He hopes that they would continue to view it that way.

XIII. **SELECT BOARD MEMBER REPORT**

Mr. Piekarski said that this is Mr. Powers last public meeting. He thanked Mr. Powers and appreciates what he has done for Harwich as a community.

Ms. Doucette thanked Mr. Powers for his 6 years of service to Harwich.

Mr. Kelleher said that he attended the Real Estate and Open Space Committee meeting, and that the committee identified properties under control of the Select Board that may be better suited under the jurisdiction of the Conservation Commission. They are in the process of forming a committee to vet that out and bring something forward to perhaps create a warrant article. Mr. Kelleher also thanked Mr. Powers for his service to Harwich.

Mr. Howell said that when a liaison is acting as a liaison should, they should be doing what Mr. Kelleher did and be the phone line that brings back information to the Select Board. It is extremely important to hear their advice and as we go forward, this is what he expects from everyone.
Mr. Howell said that he wishes Mr. Powers nothing but the best and that he lands where he wants to land and does well in the future.

XIV. **CORRESPONDENCE**

XV. **ADJOURNMENT**

Mr. Piekarski moved to adjourn the meeting of the Select Board at 8:09 p.m., 2nd by Ms. Doucette and approved 4-0-0.

Respectfully submitted,

Jennifer Clarke
Executive Assistant