

BOARD OF SELECTMEN
MEETING MINUTES

February 18, 2009

Approved on March 4, 2009

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TOWN OF ORLEANS
TOWN CLERKS OFFICE
Seane DeLude, Asst

A meeting of the Orleans Board of Selectmen was held on Wednesday February 18, 2009 in the Nauset Room of the Town Hall. Present were Chairman David M. Dunford, Vice- Chairman Mark E. Carron, Clerk Jon R. Fuller, Selectwoman Margie Fulcher, Town Administrator John Kelly, and Recording Secretary Kristen Holbrook.

Chairman Dunford called the meeting to order at 6:30 pm.

Public Comment: (00:00:21)

Augusta McKusick, Orleans representative to the Cape Cod Water Protection Collaborative spoke to the Board to inform them of the progress being made by the Water Protection Collaborative and some workshops the Collaborative has been conducting. Ms. McKusick also spoke to the Board as a Wastewater Management Steering Committee member about the information that the committee has been gathering regarding fertilizer and insect control measures as they apply to Wastewater Management issues.

Sean DeLude, a business owner and resident of Orleans, spoke to the Board in regards to the proposed Noise Bylaw and the lack of an exemption for waste removal vehicles. Mr. DeLude also spoke to the Board in regards to the Rock Harbor Town Landing.

Hap Farrell, a resident of Orleans and Charter Boat Captain, spoke to the Board regarding the Board's recent vote on the Rock Harbor Town Landing.

Jason Weaver, a resident of Orleans, spoke to the Board about the Rock Harbor Town Landing.

Lewis Reis, a resident of Orleans, spoke to the Board regarding his concerns about the Tri-town Sewage Treatment Facility.

Marcia Duggan, an Orleans resident and photographer, spoke to the Board in regards to the Rock Harbor Town Landing.

Adopt Meeting Minutes: (00:44:00)

On a motion by Mr. Carron, and seconded by Mr. Fuller, the Board voted to adopt the minutes of the March 26, 2008 Executive Session as amended. The vote was 4-0-0.

Mr. Carron moved the Board to consider the minutes of the April 9, 2008 Executive Session, the motion was seconded by Mr. Fuller. After a brief discussion of the minutes, Mr. Fuller asked that the minutes be postponed until corrections and verification could be made. Mr. Fuller withdrew his second and Mr. Carron withdrew the motion.

Committee Interviews and Appointments: (00:47:50)

The Board met with and interviewed Orleans resident Elizabeth Kuechenmeister for a vacancy on the Cultural Council.

On a motion by Mr. Fuller, and seconded by Mr. Carron, the Board voted to appoint Elizabeth Kuechenmeister to the Cultural Council, with a term ending date of June 30, 2012. The vote was 4-0-0.

Fire Chief's Monthly Report and Budget Review: (00:50:50)

The Board met with Orleans Fire Chief William Quinn. Chief Quinn presented the Board with his report for the month of January 2009. Chief Quinn also presented the Board with a draft of the Fire Department's new rules and regulations.

Chief Quinn also discussed his proposed FY2010 budget with the Board.

Firefighter Deering spoke to the Board to discuss possible purchase of the Ambupro system for Orleans' Ambulance fleet.

Police Chief's Monthly Report and Budget Review: (01:50:00)

Police Chief Jeff Roy met with the Board to present his report for the month of January and to review the Police Department's proposed operating budget for fiscal year 2010.

Finance Director David Withrow presented the Board with an updated version of the financial plan. Mr. Withrow spoke to the Board about the format for the financial plan. Mr. Withrow also discussed the FY 2010 tax rate and the path he would like to take to ensure certification of the tax rate in the fall. Mr. Withrow recommended that the Board vote to approve lowering the estimated revenue for the upcoming fiscal year.

On a motion by Mrs. Fulcher, and seconded by Mr. Fuller, the Board voted to approve the Finance Director's recommendation to reduce the estimated revenues for Fiscal Year 2010. The vote was 4-0-0.

Town Administrator's Report: (03:00:00)

Town Administrator John Kelly presented the Board with the Budget Review information the Board had asked for at a previous meeting.

Mr. Kelly advised the Board of a forth-coming letter regarding the District Local Technical Assistance grant the Town would be receiving for a study pertaining to the possible merger of the Orleans and Eastham Police Departments. Wellfleet may also be included in the discussion.

Mr. Kelly informed the Board that the snow removal budget deficit for the Town is currently at \$57,000.

Mr. Kelly also provided the Board with a draft of a letter, to be sent to Massachusetts Governor Deval Patrick, regarding the un-funded state mandates and the need for fundamental regulation reform.

Mr. Fuller requested that copies of the letter also be sent to all State Representatives and Mr. Carron requested that the Speaker of the House and Senate President also be sent copies.

On a motion by Mr. Fuller and seconded by Mr. Carron the Board voted to sign and send the letter regarding un-funded state mandates with the recommended changes. The Vote was 4-0-0.

Town Administrator John Kelly presented the Board with 2 bylaw amendments for possible placement on the Annual Town Meeting Warrant and to schedule a Public Hearing for March 18, 2009.

Mr. Kelly updated the Board on the progress of the Affordable Housing Committee Bylaw Amendment.

Mr. Kelly presented the Board with the final draft of the charge for the Agricultural Task Force.

Mrs. Fulcher suggested that the final report date be amended to January 1, 2010.

On a motion by Mr. Fuller and seconded by Mr. Carron the Board voted to amend the Agricultural Task Force Draft Charge final report date to no later than January 1, 2010. The vote was 4-0-0.

Continue Weekly Review of FY 2010 Budget:

Due to the late hour, the Board did not continue with the Budget Review.

Liaison Reports: (03:32:46)

Mr. Fuller presented the Board with updates on the Lighthouse Charter School Committee and two recent Community Preservation Committee meetings.

Mrs. Fulcher presented the Board with an update on the Human Services Committee.

Mr. Carron reviewed a recent Finance Committee meeting for the Board.

Mr. Dunford presented the Board with an update of the Architectural Review Committee.

Any other Business: (03:42:40)

Mr. Carron asked for a status update on the Hess Station Liquor License transfer. Mr. Kelly reported that the Board would be reviewing the license at an upcoming meeting.

Mr. Dunford presented the Board with some informational items.

Mr. Dunford reviewed the upcoming agenda items.

Mr. Fuller suggested that the Board begin at 6:00 pm next week.

Adjourn: (03:49:12)

On a motion by Mr. Fuller, and seconded by Mr. Carron, the Board voted to adjourn. The vote was 4-0-0.

Respectfully submitted,
Kristen Holbrook


Jon R. Fuller, Clerk