

BOARD OF SELECTMEN
MEETING MINUTES

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May 27, 2009

Approved on June 3, 2009

A meeting of the Orleans Board of Selectmen was held on Wednesday, May 27, 2009, in the Nauset Room of the Orleans Town Hall. Present were Chairman Jon R. Fuller, Clerk Sims McGrath Jr., Selectman Mark E. Carron, Selectman David M. Dunford, Town Administrator John Kelly and Recording Secretary Kristen Holbrook.

Chairman Fuller called the meeting to order at 5:30 pm.

On a motion by Mr. Dunford, and seconded by Mr. McGrath, the Board voted, by way of roll call, to enter into executive session for the purposes of discussing strategy with respect to collective bargaining and non-union contract negotiations. The vote was 4-0-0, with Mr. McGrath, Mr. Dunford, Mr. Fuller and Mr. Carron all voting aye.

On a motion by Mr. McGrath, and seconded by Mr. Dunford, the Board voted, by way of roll call, to return to open session. The vote was 4-0-0, with Mr. McGrath, Mr. Dunford, Mr. Fuller and Mr. Carron all voting aye.

Chairman Fuller reconvened the public session at 6:30 p.m.

Public Comment: (00:00:15)

Gary Clinton, spoke to the Board about the questions raised regarding the presentation of the Woods Hole Group's study.

Jaan Vari, of Tar Kiln Road, spoke to the Board regarding the change in policy for resident Beach Parking Sticker.

Margie Sparrow, owner of the Hot Chocolate Sparrow, spoke to the Board about the vendor licenses issued in the Town of Orleans.

Chairman Fuller thanked Mr. Dunford for his leadership for the past year.

Approval of Minutes: (00:22:45)

On a motion by Mr. Dunford, and seconded by Mr. Carron, the Board voted to adopt the minutes of the May 20, 2009 Executive Session as written. The vote was 4-0-0.

On a motion by Mr. Carron, and seconded by Mr. McGrath, the Board voted to adopt the minutes of the May 20, 2009 meeting as amended. The vote was 4-0-0.

Meet with Don Jacobs on Classification/Compensation Study: (00:24:20)

Assistant Town Administrator Myra Suchenicz introduced Consultant Don Jacobs, of D.I Jacobs Consulting Inc., to present an update of his classification and compensation study.

Don Jacobs, of D.I Jacobs Consulting, spoke to the Board to update them on the completion of the Classification and Compensation Study. Mr. Jacobs, spoke to the Board about conversations, studies, surveys and interviews that had taken place to form the job description drafts, and the basis of the study. Mr. Jacobs also informed the Board that the salary information included in the study had been gathered from across the Cape. Mr. Jacobs stated that the goal of the study was to create a process that can be used going forward and implemented in a way that will be consistent. Mr. Jacobs stated that it is imperative to establish a policy that supports the process.

Approve revised Taxicab Rules and Regulations: (00:35:20)

Town Administrator John Kelly provided the Board with the revised taxicab rules and regulations for the Town of Orleans. Mr. Kelly stated that Town Counsel had reviewed the revisions.

On a motion by Mr. Dunford, and seconded by Mr. McGrath, the Board voted to approve the Town of Orleans Revised Taxicab Rules and Regulations as amended with a non-criminal disposition amount to be recommended by the Chief of Police. The vote was 4-0-0.

One-Day Liquor License: (00:37:30)

On a motion by Mr. Dunford, and seconded by Mr. McGrath, the Board voted to approve the application for a one-day liquor license for Brilliant Foods, LLC d/b/a Summer Shack to serve Beer and Wine to invited guests at the rehearsal/wedding dinner, located at 193 Skaket Beach Road, on June 6, 2009, between 6:30 pm and 10:30 pm. This license is issued subject to all licenses, permits, bylaws and approvals and in accordance with Massachusetts General Law Chapter 138 § 14. The vote was 4-0-0.

Meet with Highway Manager Mark Budnick: (00:39:10)

The Board met with Highway and Transfer Station Manager Mark Budnick to discuss the progress of the Road and Drainage Projects in the Town of Orleans.

Mr. Budnick reviewed the completed and ongoing road improvement and drainage projects for the Town of Orleans. Mr. Carron asked if it would be possible to move the Finlay Road project up, due to the fact that the current condition of the road is causing a public safety issue. Mr. Fuller asked if it would be possible to install signage indicating that the light at the intersection of Tonset Road and Main Street is a delayed light for West bound traffic. Mr. Budnick stated that there is a sign as part of the project and it should be installed shortly. Also Mr. Budnick is investigating the possibility of switching the signal head at the intersection to a green arrow.

Town Administrator John Kelly provided the Board with a Snow Removal Policy dated March 2005, for their review. Mr. Carron felt that the policy is currently working for the Town and that he would not be in favor of changing the policy. Mr. Dunford suggested that the Highway and Transfer Station Manager investigate the possibility of paying the plow contractors on a per route basis rather than an hourly basis.

On a motion by Mr. Carron, and seconded by Mr. McGrath, the Board voted to reaffirm the applicability of the Snow Removal Policy dated March 8, 2005. The vote was 4-0-0.

Review Gift House Use and Heating: (01:24:19)

Mr. Kelly provided the Board with a letter dated January 9, 2009 regarding adding a heating system to the Gift House located at the Transfer Station. Mr. Kelly felt that installing a propane heating system in the Gift House would not meet the state energy code and that the Town needed to be consistent in applying the Massachusetts State Energy and Building codes.

The Board discussed the options for the seasonal running of the Gift House located at the Transfer Station. Mr. Dunford stated that the Gift House did not need to be a year round operation. Mr. Fuller suggested the possibility of operating the Gift House only when the outside temperature is above 40 degrees. Mr. McGrath suggested looking at the possibility of alternative heating sources such as solar panels or the possibility of insulating a portion of the building. Mr. Fuller suggested that the Board meet with the volunteers and coordinator of the Gift House to discuss a plan for the upcoming fall and winter season.

Annual Committee Appointments and Reappointments: (01:33:35)

The Board reviewed the initial listing of the committee's with members whose terms will be expiring on June 30, 2009. Mr. Dunford stated that the Board had previously expressed an interest in seeing some additional candidates, and suggested that the Board advertise all of the openings.

Town Administrator's Report: (01:39:18)

Town Administrator John Kelly informed the Board of a request by Cape Cod Hospital Auxiliary to hold a tag day in the Town of Orleans, as a fundraiser for the Cardiac Care Unit.

On a motion by Mr. Dunford, and seconded by Mr. McGrath, the Board voted to approve the request of the Cape Cod Hospital Auxiliary to hold their annual Tag Day Fundraiser on August 6th 2009, in the Town of Orleans from 6 am until 4 pm. The vote was 4-0-0.

Mr. Kelly provided the Board with a proclamation from the Barnstable County Human Rights Commission for "Celebrating Our Immigrant Communities Week" for the week of July 8th through the 14th.

On a motion by Mr. McGrath, and seconded by Mr. Fuller, the Board voted to send a letter to the Barnstable County Human Rights Commission in support of "Celebrating Our Immigrant Communities Week". The vote was 4-0-0.

Mr. Kelly asked the Board if they would care to reschedule next week's Executive Session, as there will be at least one member of the Board missing.

Liaison Reports: (01:48:40)

Mr. Dunford reported on a recent meeting of the Council on Aging.

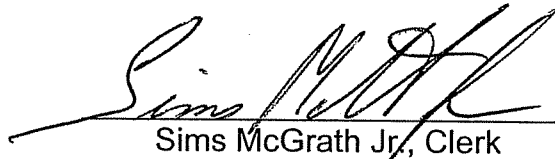
Any other Business: (01:49:00)

Mr. Kelly suggested that the Board consider rescheduling the June 3, 2009 Parks Commission meeting. Mr. Fuller also asked about a letter the Board had received from Attorney Zender. Mr. Kelly stated that he would be providing the Board with some follow-up information for their consideration.

Adjourn: (01:51:57)

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

Respectfully submitted,
Kristen Holbrook



Sims McGrath Jr., Clerk