

BOARD OF SELECTMEN  
MEETING MINUTES

09 OCT 23 AM 9:51

July 8, 2009

Approved on July 15, 2009

A meeting of the Orleans Board of Selectmen was held on Wednesday, July 8, 2009, in the Nauset Room of the Orleans Town Hall. Present were, Chairman Jon R. Fuller, Vice Chairwoman Margie Fulcher, Clerk Sims McGrath Jr., Selectman David M. Dunford, Selectman Mark E. Carron, Town Administrator John Kelly and Recording Secretary Kristen Holbrook.

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

Public Comment: (00:00:11)

No public comment was offered.

Discuss request from Council on Aging for advertising on Roadrunner vans: (00:00:20)

Elizabeth Smith, Executive Director of the Council on Aging spoke to the Board regarding the possibility of the Council on Aging selling advertising space on their roadrunner vans. Ms. Smith relayed to the Board photos of the proposed advertising space. Ms. Smith explained that her proposal is to sell the advertising space to financial institutions and have each of the two vans sponsored by two separate institutions.

Mr. Dunford asked if Elder Services of Cape Cod or the Cape Cod Regional Transport Authority had voiced any objections to the proposal. Ms. Smith replied that the choice of financial institutions had garnered no objections from either organization.

Mrs. Fulcher stated that while she supports the proposal, she is concerned that this decision might set a precedent for other Town departments to be approached for similar advertising.

Mr. Kelly suggested that the Board might approve the proposal on a trial basis, and craft the Request for Proposals in such a way that preference will be given to the businesses that meet the criteria of elder services.

Ms. Smith stated that the Cape Cod Regional Transit Authority and Elder Services of Cape Cod made it clear that the advertising on the Road Runner vehicles needed to be limited to businesses that catered to the elderly. Mrs. Fulcher suggested that Adult Education Services and certain other non-profit agencies, might also be interested in the advertising.

**On a motion by Mr. Dunford, and seconded by Mrs. Fulcher, the Board voted to approve the van sponsorship plan from the Council on Aging, for a trial period of two-years, to be reviewed two years from this date, to be implemented in the form**

of a Request for Proposals as outlined by the Town Administrator and that the Executive Director of the Council on Aging will return to the Board with any proposed changes in implementation of said plan. The vote was 5-0-0.

Committee Interviews in conjunction with annual appointments and reappointments:  
Conservation Commission (0) vacancies: (00:16:42)

On a motion by Mr. Carron, and seconded by Mr. McGrath, the Board voted to reappoint Judith Bruce as a Regular Member to the Conservation Commission with a term ending date of June 30, 2012, to reappoint Arnold Henson as a Regular Member to the Conservation Commission with a term ending date of June 30, 2011, to appoint Stephan Phillips as a Regular Member of the Conservation Commission with a term ending date of June 30, 2012, and to appoint James O'Brien as an Associate Member to the Conservation Commission with a term ending date of June 30, 2012. The vote was 5-0-0.

Shellfish & Waterways Improvement Advisory Committee (2) vacancies: (00:23:37)

The Board met with citizens David Slack, Norman Appleyard, and Mark Mathison regarding their interest in serving on the Shellfish and Waterways Advisory Committee.

On a motion by Mrs. Fulcher, and seconded by Mr. McGrath, the Board voted to appoint Mark Mathison to the Shellfish and Waterways Advisory Committee with term ending date of June 30, 2012. The vote was 4-1-0. Mr. Dunford voted nay.

On a motion by Mr. Dunford, and seconded by Mr. McGrath, the Board voted to reappoint Judith Scanlon to the Shellfish and Waterways Advisory Committee with a term ending date of June 30, 2012. The vote was 5-0-0.

On a motion by Mr. Dunford, and seconded by Mrs. Fulcher, the Board voted to appoint David Slack to the Shellfish and Waterways Improvement Advisory Committee with a term ending date of June 30, 2012. The vote was 4-1-0. Mr. Fuller voted nay.

On a motion by Mr. Dunford, and seconded by Mr. Fuller, the Board voted to appoint Norman Appleyard to the Shellfish and Waterways Improvement Advisory Committee with a term ending date of June 30, 2012. The vote was 2-3-0 and the motion failed. Mrs. Fulcher, Mr. Carron and Mr. McGrath all voted nay.

Mrs. Fulcher stated that she was not against Mr. Appleyard as a member of the committee, but the other applicants had expressed interest in serving for an extended period of time. Mrs. Fulcher stated that she hoped that Mr. Appleyard would continue to express interest in serving on the committee.

Marine & Fresh Water Quality Task Force: (00:34:40)

Mr. Dunford stated that he would suggest that the Board postpone the appointments, until some decisions had been made. Mr. Kelly stated that in reference to the memo from the Chair of the Marine and Fresh Water Quality Task Force, that his staff not be

held responsible for any actions relating to the committee and that the issue of potential vacancy on the Marine and Fresh Water Quality Task Force, be left to the committee chair. Mr. Dunford stated that the Board should interview Mr. Barr because he has made time to attend the meeting.

The Board met with Mr. Edwin Barr regarding his interest in serving on the Marine and Fresh Water Quality Task Force.

**On a motion by Mr. McGrath, and seconded by Mrs. Fulcher, the Board voted to postpone their vote on appointments to the Marine and Freshwater Quality Taskforce until the July 22, 2009 Board of Selectmen's meeting. The vote was 5-0-0.**

Fourth of July Committee (3) vacancies: (00:44:17)

**On a motion by Mrs. Fulcher, and seconded by Mr. Carron, the Board voted to reappoint Bonnie Roy and Jane Peno to the Fourth of July Committee with term ending dates of June 30, 2012. The vote was 5-0-0.**

Council on Aging (1) vacancy: (00:44:38)

The Board met with George Dunn regarding his interest in serving on the Council on Aging.

**On a motion by Mrs. Fulcher, and seconded by Mr. McGrath, the Board voted to appoint George E. Dunn and Dennis GiaQuinto, to the Council on Aging with a term ending date of June 30, 2012. The vote was 5-0-0.**

Historical Commission: (00:46:36)

**On a motion by Mr. Dunford, and seconded by Mrs. Fulcher, the Board voted to reappoint Catherine Southworth and Dennis Dowd to the Historical Commission with term ending dates of June 30, 2012. The vote was 5-0-0.**

Human Services Advisory Committee: (00:47:10)

**On a motion by Mrs. Fulcher, and seconded by Mr. McGrath, the Board voted to reappoint Pamela Chase to the Human Services Advisory Committee with a term ending date of June 30, 2012. The vote was 5-0-0.**

Zoning Bylaw Task Force (1) vacancy: (00:47:59)

**On a motion by Mrs. Fulcher, and seconded by Mr. McGrath, the Board voted to reappoint Robert Osterberg to the Zoning Bylaw Task Force with a term ending date of June 30, 2012. The vote was 5-0-0.**

Town Administrator's Report: (00:48:26)

Town Administrator John Kelly provided the Board with information on a temporary entertainment license from the Orleans Chamber of Commerce for the annual Pops in the Park concert.

**On a motion by Mr. Carron, and seconded by Mrs. Fulcher, the Board voted to reduce the application filing fee from \$25 to \$10 and waive the temporary one day entertainment license fee for the annual Pops in the Park concert to be held on Saturday, August 22, 2009 with a rain date of Sunday, August 23, 2009. The vote was 5-0-0.**

Mr. Kelly provided the Board with a copy of the annual contract that the Board holds with Barnstable County for services provided to the Town of Orleans.

**On a motion by Mrs. Fulcher, and seconded by Mr. McGrath, the Board voted to sign the Fiscal Year 2010 Professional Services Agreement with Barnstable County for Assistant Public Health Sanitarian Services for an amount not to exceed \$30,059.00. The vote was 5-0-0.**

Mr. Kelly provided the Board with information on a bill working its way through the State Legislature regarding the acceleration of available funds for the Community Preservation Committee. The Community Preservation Coalition, has contacted the Town, and is seeking support for the bill. Mr. Kelly stated that he would continue to provide information to the Board as it becomes available.

Mr. Kelly provided the Board with an email that he has received in response to the Board's letter requesting information relating to the June 10, 2009 Wastewater Management Validation and Design Committee workshop. Mr. DiLorenzo has asked to meet with the Board prior to relaying any information in writing. Mr. Kelly recommended that the Board schedule a future meeting with Mr. DiLorenzo.

Mr. Fuller suggested a meeting date of August 12, 2009. Mr. Dunford stated that he felt an earlier meeting date would be better, and suggested July 22, 2009.

Mr. McGrath suggested inviting Mr. DiLorenzo to the meeting with State Senator O'Leary and State Representative Peake. Mr. Fuller stated that the potential for politics to take over in that situation was too great.

Liaison Reports: (01:10:24)

Mr. Carron provided the Board with an update on a recent Board of Health meeting.

Mrs. Fulcher updated the Board on a recent meeting of the Fourth of July Committee. Mrs. Fulcher praised the Committee's efforts for a wonderful, well-organized Fourth of July celebration.

**On a motion by Mr. Carron, and seconded by Mr. McGrath, the Board voted to send letters of appreciation to the Fourth of July Committee and the Friends of the Fourth organization, for their efforts in the Fourth of July celebration and events in the Town of Orleans. The vote was 5-0-0.**

Mr. Fuller provided the Board with an update on a recent Community Preservation Committee meeting, and a recent meeting of the Bike and Walkways Committee.

Any other business: (01:19:45)

Mr. Dunford asked if it was possible for Mr. Withrow to provide the Board with the updated financial summary for fiscal years 2010 and 2011. Mr. Kelly replied that Mr. Withrow would be providing the summaries for fiscal years 2009 through 2011 for the Board at the July 22, 2009 meeting.

Mr. Dunford also showed the Board an article regarding Nstar's herbicide plan. The article stated that the herbicide spraying has been postponed.

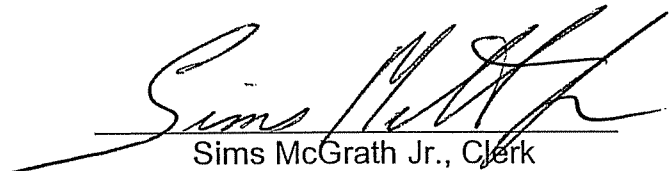
Mr. Carron asked about a letter from an Orleans citizen. Mr. Kelly stated that he had received the letter and is waiting for some additional information before responding.

Mr. Dunford pointed out a mobile shredding service that has been advertised in the Wall Street Journal. Mr. Dunford asked if Mr. Kelly could look into whether the service could be provided in the Town of Orleans.

Adjourn: (01:28:20)

**On a motion by Mrs. Fulcher, and seconded by Mr. Dunford, the Board voted to adjourn.** The vote was 5-0-0.

Respectfully submitted,  
Kristen Holbrook



Sims McGrath Jr., Clerk

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