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BOARD OF SELECTMEN
MEETING MINUTES

October 28, 2009

Approved on September 19, 2012

A meeting of the Orleans Board of Selectmen was held on Wednesday, October 28, 2009 in the Nauset Room of the 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 Administrative Assistant Marge Astles.

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

Public Comment: (00:00:15)

Helen Berger, a resident of South Orleans, spoke to the Board regarding the Comprehensive Wastewater Management Plan.

Robert Bay, owner of Woody's Burgers and Fries, spoke to the Board regarding a change to the Town of Orleans sign display bylaw enacted by the May 2009 Annual Town Meeting.

Gary Clinton, representative for the citizen committee Decentralized Wastewater Options for Orleans, spoke to the Board regarding the new technology available for municipal wastewater systems.

Selectman Mark Carron spoke to the Board regarding the recent resignations of four members of the Wastewater Management Validation Committee.

Wastewater Planning Issues: (00:35:25)

The Board discussed the dissolution of the Wastewater Management Steering Committee and the Wastewater Management Validation Committee.

On a motion by Mr. Carron, and seconded by Mr. Dunford, the Board voted to sunset the Wastewater Management Steering Committee and the Wastewater Management Validation Committee effective December 31, 2009, and direct the Town Administrator to provide a draft charge for the proposed Wastewater Management Implementation Committee by December 31, 2009. The vote was 4-0-1. Mrs. Fulcher voted no.

The Board discussed the next steps in the Comprehensive Wastewater Management Plan.

On a motion by Mr. Dunford, and seconded by Mr. Carron, the Board voted to contract with Woods Hole Group to evaluate and respond to the questions raised by the response from DEP regarding the Pleasant Bay Report, to direct the Town Administrator to draft an RFP for analysis of the three existing Cape Cod Bay reports and the upcoming Nauset Estuary Report, and to direct the Town Administrator to draft an RFP for analysis of the Woods Hole Group Report as well as the Comprehensive Wastewater Management Plan. The vote was 5-0-0.

Meet as Park Commissioners with Parks and Beaches Superintendent: (01:41:39)

On a motion by Mr. McGrath, and seconded by Mr. Dunford, the Board voted to meet as Park Commissioners. The vote was 5-0-0.

Park Commission Chairman Mark E. Carron welcomed Parks and Beaches Superintendent Paul Fulcher.

The Park Commissioners met with Town of Orleans Parks and Beaches Superintendent Paul Fulcher to discuss a possible one year extension of the Nauset Beach Agreement with the Town of Chatham. Mr. Fulcher indicated that the Commissioners needed to consider the following issues in considering the extension of the agreement:

- ▲ Hammatt Park Way legal status determination pending by Chatham Conservation Commission
- ▲ Public ORV access to the point in Chatham
- ▲ Who will have authority to open and close beach and access areas in Chatham
- ▲ Should Orleans continue to provide bird monitoring service in Chatham
- ▲ Should Orleans continue providing Beach Patrol in Chatham

The Board discussed drafting a letter to the Town of Chatham outlining the areas for discussion and inviting a meeting prior to extending the agreement.

On a motion by Mr. Fuller, and seconded by Mrs. Fulcher, the Board voted to direct the Town Administrator to draft a letter to the Town of Chatham listing the issues for consideration and suggesting a joint meeting with the Parks Superintendent for a beach management discussion prior to issuing an extension of the Nauset Beach Access Agreement. The vote was 5-0-0.

Mr. Fulcher updated the Commissioners with information from a recent regional ORV Beach Manager's meeting. The managers discussed the future planning needed to address the beach management regulations promulgated by state and federal officials.

On a motion by and seconded by the Board voted to adjourn from Park Commission session. The vote was 5-0-0.

Banner Bylaw Review: (02:27:44)

The Board reviewed the Banner Bylaw and suggestions from the Town Administrator and Town Counsel to make the bylaw consistent with the Board of Selectmen's Policy on banner placement. The Board asked that the Town Administrator draft a revision of the current Banner Bylaw for the Board's consideration.

Town Administrator's Report: (02:42:19)

Mr. Kelly reported to the Board that the Traffic Study Committee is considering changes to School Road in order to prevent the issues of high speed traffic through the area. The Board's consensus was not to consider changes to School Road at this time.

Mr. Kelly presented the Board with a letter from the Manager's Union. The Manager's Union agreed to the Town's offer for a two year contract extension with a 3% cost of living pay

increase in FY10 and a 0% increase in FY11.

Mr. Kelly informed the Board of a grant of \$265,000 awarded to the Highway Department for the purchase of road sanding equipment to promote safer practices in the Department.

The Board discussed the upcoming meeting schedule for the Board of Selectmen.

On a motion by Mrs. Fulcher, and seconded by Mr. McGrath, the Board voted to cancel the Board of Selectmen's meeting for November 11, 2009. The vote was 5-0-0.

On a motion by Mrs. Fulcher, and seconded by Mr. Dunford, the Board voted to schedule a special meeting of the Board of Selectmen on Thursday November 12, 2009

On a motion by Mr. Dunford, and seconded by Mr. Carron, the Board voted to cancel the Board of Selectmen's meeting scheduled for November 25, 2009. The vote was 5-0-0.

Liaison Reports: (02:58:10)

Mr. Dunford reported on meetings of the Water Quality Task Force and the Council on Aging Board of Directors.

Mr. Carron updated the Board with information from a recent meeting of the Board of Water and Sewer Commissioners.

Mr. Fuller reported on a meeting of the Planning Board.

Any Other Business: (03:09:15)


Mr. Dunford informed the Board that the County Commissioners are in the process of changing the structure of the Cape Cod Water Protection Collaborative.

Adjourn: (03:10:25)

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

Transcribed by,

Kristen Holbrook



Susan B. Christie, Clerk

