

ORLEANS BOARD OF SELECTMEN  
MEETING MINUTES

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April 14, 2010

Approved on April 29, 2010

A meeting of the Orleans Board of Selectmen was held on Wednesday, April 14, 2010 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, Orleans Town Administrator John Kelly and Recording Secretary Kristen Holbrook.

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

Public Comment: (00:00:15)

*Ben Buck*, a resident of Rock Harbor Road, spoke to the Board regarding the condition of the Police Department's existing building, the Highway Department building, and the Bike and Walkways Committee, and wastewater.

Approval of Minutes: (00:07:20)

**On a motion by Mrs. Fulcher, and seconded by Mr. Carron, the Board voted to approve the minutes of the March 31, 2010 executive session meeting as amended.** The vote was 5-0-0.

**On a motion by Mr. Carron, and seconded by Mr. Dunford, the Board voted to approve the minutes of the March 31, 2010 meeting as written.** The vote was 5-0-0.

Meet with Police Chief – Quarterly Update: (00:08:31)

The Board met with Orleans Police Chief Jeffrey Roy. Chief Roy presented the Board with his quarterly update for the months of January, February and March 2010.

**On a motion by Mr. Dunford, and seconded by Mrs. Fulcher, the Board voted to sign the Mutual Aid Law Enforcement Council Agreement as amended.** The vote was 5-0-0.

Chief Roy informed the Board of an energy efficiency audit that had been performed at the Police Station by National Grid. National Grid has provided an estimate for increasing the energy efficiency of the building including a grant program that would allow for a 50% match.

Mrs. Fulcher asked if this was in reference to the Rise Program estimate that the Board had received. She suggested that because it is unanticipated, that the local match funds be taken out of free cash. Mr. Kelly suggested that the Board could also ask the Finance Committee to fund this project out of the reserve funds. In order to take the

money from free cash, the Board would have to amend this year's budget to appropriate the funding for use.

Chief Roy stated that he could contact Rise Engineering, and see if the plans could be altered so that the work can be started in as soon as possible. The Board asked that Mr. Kelly's office present the Board with all of the possible options for funding this item.

Mr. Fuller asked if the Chief would be able to impound the vehicle of someone who was found to be trespassing or vandalizing the beach or the watershed. Chief Roy replied that he would have the vehicle towed and the individual would be criminally charged.

The Board also discussed the Town's financial share of the Regional Sheltering Plan.

Meet with Highway Manager – Quarterly Update: (00:45:18)

The Board met with Town of Orleans Highway Department and Transfer Station Manager Mark Budnick to discuss the Road and Drainage Project progress for the fourth quarter of 2010 and the scheduled projects for 2011.

Mr. Carron asked what the total allocation for all of the projects was. Mr. Budnick replied that the budgeted amount for water quality is \$229,000 and for pavement is \$379,000 and the Chapter 90 funding is \$396,000.

Meet with Bike and Walkways Committee: (01:19:30)

The Board met with Judith Weil, Chairwoman of the Bike and Walkways Committee. Ms. Weil presented the Board with the Committee's report and recommendations for improvements to Orleans roads.

**On a motion by Mrs. Fulcher, and seconded by Mr. McGrath, the Board voted to direct the Highway Department and Transfer Station Manager to examine and incorporate the Bike and Walkways Committee recommendations into the Capital Plan Pavement and Drainage Improvement Projects under consideration or scheduled for FY2011 wherever possible, pending cost analysis and feasibility. The vote was 4-0-1; Mr. Carron abstained from the vote.**

Mr. Budnick informed the Board that in the past, the Town had painted crosswalks until several citizens slipped and fell due to the painted area becoming slippery when wet.

Mr. Budnick recommended that the Town adopt some type of standard for the Highway Department Manager to have some direction when the cross walks are relined and redefined.

Discuss Solid Waste Issues and Solid Waste District: (01:47:10)

Mr. Kelly presented the Board with information on a report from the Cape Cod Commission regarding the evaluation of future disposal alternatives for municipal solid waste.

Mr. Carron stated that it was nice to see that the outreach of the committee has gone to off cape towns as well. Mr. Carron asked that Mr. McGrath make himself available to answer any questions for the Board of Health.

Sign and Post Town Meeting/Election Warrant: (02:03:10)

**On a motion by Mr. Carron, and seconded by Mr. McGrath, the Board voted to sign and post the May 10, 2010 Annual Town Meeting Warrant, the May 10, 2010 Special Town Meeting Warrant, and the May 18, 2010 Town Election Warrant. The vote was 5-0-0.**

Wastewater Issues and Updates: (02:03:45)

Mr. Carron asked the Town Administrator why the Town of Chatham was building a wastewater treatment plant large enough to treat Orleans wastewater.

Mr. McGrath replied that it was an off-the-cuff suggestion by Dr. Duncanson some time ago and that others keep bringing it to the forefront, even though it is generally acknowledged as an impractical idea due to the length of pipe required.

Mr. Carron asked if the wastewater plume was still being monitored under the capped landfill. Mr. Kelly replied that the Town has a contract for sampling and monitoring of the plume.

Mr. Carron also asked if the Town had responded to the Pleasant Bay report, and what the status was on the 120 day response period.

Town Administrator's Report: (02:09:49)

**On a motion by Mr. McGrath, and seconded by Mr. Carron, the Board voted to accept the resignations of Norris Shook from the Personnel Advisory Committee and Peggy Dunn from the Cultural Council, with regret and gratitude. The vote was 5-0-0.**

Mr. Kelly also presented the Board with information regarding the Orleans Elementary School budget. The Elementary School Committee has made sufficient cuts in the budget for FY2011, and the Board will not need to make an amendment from the floor of town meeting. Mr. Kelly also provided the Board with the updated financial plan for the next five years, and informed the Board that the House Ways and Means Committee has presented their budget proposal for FY11 and it appears that the Local Aid projected would be an increase over what has been budgeted.

Mr. Kelly updated the Board with the monthly comparisons of local receipts, and the notice of a grant award for the Rivers and Harbors programs.

**On a motion by Mr. Carron, and seconded by Mr. McGrath, the Board voted to authorize the Town Administrator to accept and sign the grant award. The vote was 5-0-0.**

Mr. Kelly also informed the Board of a request to sign a proclamation for Silver Star Banner Day.

Mr. Kelly also informed the Board of a retiring town employee Leslie Derrick, from the Conservation Department.

**On a motion by Mrs. Fulcher, and seconded by Mr. Carron, the Board voted to authorize the Town Administrator to advertise the full-time shared clerical position for the Conservation Department and the Health Department. The vote was 5-0-0.**

Liaison Reports: (02:36:45)

Mr. Carron updated the Board on a recent meeting of the Finance Committee.

Mrs. Fulcher presented the Board with information on recent meetings of the Fourth of July Committee and the Orleans Elementary School Committee.

Mr. Dunford updated the Board with information on a meeting of the Shellfish and Waterways Advisory Committee and the Water Quality Task Force.

Mr. McGrath reported on recent meetings of the Barnstable County Solid Waste Advisory Committee and the Renewable Energy Committee.

Mr. Fuller updated the Board on recent meetings of the Planning Board, and the Nauset Juice Bar Youth Center.

Any Other Business: (02:51:44)

Mr. Carron suggested that the Board find a more effective way of distributing information.

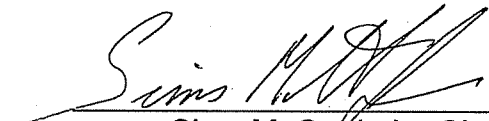
The Board reviewed the letter Mr. Kelly had drafted regarding the Department of Public Health and signed the memorandum of agreement with the Police Federation.

Adjourn: (02:54:20)

**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