

BOARD OF SELECTMEN  
MEETING MINUTES

February 3, 2010

Approved on February 24, 2010

A meeting of the Orleans Board of Selectmen was held on Wednesday, February 3, 2010 in the Nauset Room of the Orleans Town Hall. Present were Chairman Jon R. Fuller, Clerk Sims McGrath Jr., Selectman David M. Dunford, Selectman Mark E. Carron, Town Administrator John Kelly, Assistant Town Administrator Myra Suchenicz and Recording Secretary Kristen Holbrook.

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

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

Mrs. Fulcher joined the meeting at 5:44 PM.

**On a motion by Mr. McGrath, and seconded by Mrs. Fulcher, the Board voted by way of roll call to return to open session.** The vote was 5-0-0, with Mr. McGrath, Mr. Fuller, Mr. Dunford, Mrs. Fulcher and Mr. Carron all voting aye.

Chairman Fuller reconvened the Public session at 6:55 pm.

Public Comment: (00:00:33)

*Orleans Fire Chief William Quinn* spoke to the Board regarding an award of \$144,000 grant for equipment for the Fire Department.

**On a motion by Mr. Carron, and seconded by Mrs. Fulcher, the Board voted to send a letter of thanks and congratulations to Orleans Firefighter Tim Gula, in appreciation of his efforts in obtaining several financial grants for the Fire Department.** The vote was 5-0-0.

*David Farquar*, a resident of Orleans, spoke to the Board regarding a letter from Gary Clinton and Mary Hartley connected to the petitioner's request for a hearing on decentralized wastewater options.

*Gary Clinton*, representative of the citizen committee for Decentralized Wastewater Options in Orleans, spoke to the Board regarding addressing issues of shared watersheds.

Vote to sign Bond Anticipation Notes and sign Bond Issue Award: (00:15:05)

**On a motion by Mr. Carron, and seconded by Mr. Dunford, the Board voted to sign the Bond Anticipation Notes in the amount of \$950,212 to Eastern Bank at 1.20% with an issue date of February 15, 2010 and a due date of February 15, 2011 and the Bond Issue Awards in the amount of \$1,281,000 to Roosevelt and Cross with the issue date of February 15, 2010 and a due date of February 15, 2025. The vote was 5-0-0.**

Decision on Local Options for Meals and/or Lodging Tax Article/s: (00:20:21)

**On a motion by Mr. Carron, and seconded by Mrs. Fulcher, the Board voted to not to consider local option taxes for meals or lodging. The vote was 3-2-0. Mr. McGrath and Mr. Fuller voted nay.**

Wastewater Planning Issues/Updates as Necessary: (00:28:05)

The Board reviewed and discussed letters surrounding the decentralized wastewater options and wastewater issues. The letters discussed were between the Department of Environmental Protection and Pio Lombardo, of Lombardo Associates, Inc., and one letter was sent from the Cape Cod Water Protection Collaborative to the Barnstable County Commissioners.

Mr. Dunford stated that if the Town has the ability to have a test of the Nitrex system, they should pursue that possibility.

Mr. Fuller said he could support that concept if the Town of Orleans received financial support from outside organizations.

Mr. Carron stated that he had received notice that the Town of Mashpee had received word from Congressman Delahunt's office that they needed to submit their plans to Congressman Delahunt's office in order to secure funding.

Mr. McGrath stated that his concern is that there is no plan in the Town of Orleans that is shovel ready. There needs to be site investigations and inquiries with the conservation commission. With the respect to the cluster systems nothing is clearly defined, and it may cost the town money to come by that info. This opportunity does not come a low price tag.

Mrs. Fulcher asked where the Town was in the timeline for an independent review of the Comprehensive Wastewater Management Plan.

Mr. Kelly replied that the Wastewater Management Plan Project Coordinator Ron Collins was finalizing the Request For Proposals for the independent review.

FY2011 Budget Review: (01:19:00)

The Board continued their review of the proposed fiscal year 2011 departmental budgets.

Town Administrator's Report: (02:13:45)

Mr. Kelly presented the Board with a memo from the Planning Board on two proposed zoning bylaw amendments for placement on the Annual Town Meeting Warrant as well as information from Orleans Town Counsel Michael Ford regarding the language for the legal advertisement for the Annual Town Meeting Notification.

**On a motion by Mrs. Fulcher and seconded by Mr. McGrath, the Board voted to hold the Annual Town Meeting in the gymnasium of the Nauset Regional Middle School.** The vote was 5-0-0.

Mr. Kelly updated the Board with the proposed Annual Town Meeting Warrant Article for the July 4<sup>th</sup> Celebration activities.

Mr. Kelly presented the Board with an updated copy of the Nauset Regional School District Operating and Capital Budget.

Mr. Kelly updated the Board with information on the status of the wind turbine project in the watershed.

Mr. Kelly also provided the Board with information on the United States Geological Service proposal for monitoring the water quality of the Namskaket Marsh area.

The Board reviewed information on an upcoming hearing on Stop and Shop's proposed gas station. The Board also reviewed information on the proposed bike path from the village center to south Orleans, and a hearing being held in Eastham on the proposed Ocean Management Planning District.

Liaison Reports: (02:43:40)

Mr. McGrath presented the Board with information from a recent meeting of the Cape Cod Regional Technical High School Committee.

Mrs. Fulcher updated the Board with information from the Human Services Committee, and a meeting of the Nauset Regional School District Committee.

Mr. Carron reported on a recent meeting of the Board of Water and Sewer Commissioners, and also spoke to the Board about the Cape Cod Regional Transit Authority's consideration of an east to west route in the Town of Orleans.

Mr. Fuller updated the Board with information on a recent meeting of the Community Preservation Committee, the Bike and Walkways Committee, and the

Any other business: (02:57:55)

Mr. Carron asked if Mr. Kelly was aware of any revenue loss, for Barnstable County, associated with the State of Massachusetts taking over the Barnstable County Sheriffs

Department. Mr. Carron also asked if the Water Department's revenue system would be able to handle a floating interest rate.

Mr. Fuller presented the Board with a draft of the Annual Report of the Board of Selectmen.

Adjourn: (03:06:12)

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

Respectfully submitted,

Kristen Holbrook

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Sims McGrath Jr., Clerk