

BOARD OF SELECTMEN
MEETING MINUTES

July 14, 2010

Approved on August 11, 2014

A meeting of the Orleans Board of Selectmen was held on Wednesday July 14, 2010 in the Nauset Room of the Town Hall. Present were Chairwoman Margie Fulcher, Vice-Chairman Sims McGrath Jr., Clerk Jon R. Fuller, Selectman David M. Dunford, Town Administrator John Kelly and Recording Secretary Kristen Holbrook.

Call to order: (00:00:02)

Chairwoman Fulcher called the meeting to order at 6:30 pm.

Public Comment: (00:00:15)

Don LeSieur, Vice-President of the Orleans Athletic Association, spoke to the Board regarding the Board's recent decisions on banners and signs at Eldredge Park.

James Dishner, a resident of Orleans, spoke to the Board regarding the success of this year's Fourth of July celebration in the Town of Orleans. Mr. Dishner urged the Board to continue to do their utmost to support the annual celebration.

Elaine Brickman, a resident of Orleans spoke to the Board in support of the Orleans Athletic Association.

Approval of Minutes: (00:19:36)

On a motion by Mr. Fuller, and seconded by Mr. Dunford, the Board voted to adopt the minutes of the June 23, 2010 meeting as amended. The vote was 4-0-0.

Architectural Review Committee: (00:20:27)

On a motion by Mr. Dunford and seconded by Mr. Fuller, the Board voted to appoint Gerald Davies as a regular member of the Architectural Review Committee with a term ending date of June 30, 2011. The vote was 4-0-0.

Lower Cape Community Access Television, Inc. (00:22:55)

The Board met with and interviewed David Dolbec, regarding his interest in serving on the Board of Directors for Lower Cape Community Access Television Inc.

On a motion by Mr. Dunford and seconded by Mr. McGrath the Board voted to appoint David Dolbec to the Lower Cape Community Access Television Inc. Board of Directors. The vote was 4-0-0.

6:45 p.m. Joint Meeting with Board of Health: (00:24:25)

The Board held a joint meeting with the Board of Health. Present from the Board of Health were Chairman Job Taylor III, Augusta McKusick, Jan Schneider MD, Robin K. Davis and Health Department Manager Bob Canning.

On a motion by Mr. Taylor, and seconded by Mrs. Fulcher, the joint Boards voted to appoint Elizabeth Suraci, to the Board of Health with a term ending date of May 16, 2011. The vote was 8-0-0.

The joint Boards discussed the future disposal costs for the transfer station. Mr. Taylor explained that the current contract with SEMASS will expire in 2015. Therefore the cost to the Town will increase considerably after that time. Mr. Taylor further explained that the Boards have discussed possible solutions to lessen the impact in the future, such as a stabilization fund for the transfer station that would stretch the increase over the next several years. Mr. Taylor also explained that another solution would be a “pay-as-you-throw” program.

Health Department Manager Bob Canning presented the information on the “pay-as-you-throw” program. Mr. Canning stated that the program essentially is designed to promote recycling, as users would be charged per bag. However, the program is most often used by cities and towns that utilize curbside pick up.

Mr. Kelly explained how costly and difficult it would be for the Town of Orleans to undertake curbside pickup.

Transfer Station and Highway Department Manager Mark Budnick spoke to the Boards regarding the work the Transfer Station employees are doing in order to curb abuse of the transfer station permits.

The joint boards discussed the possibility of creating a program to register privately owned rental homes in the Town of Orleans. Mrs. McKusick explained that the Board of Health had undertaken the discussion and research on the feasibility of instituting a registration for private rental homes, and after much discussion, the Board of Health felt that in order to run such a program successfully, the Health Department would need a minimum of two additional full time employees. Also, the Board of Health felt that at this time, the program would create an inordinate amount of additional work and that it would not be financially feasible.

Andrew Gottlieb, Cape Cod Water Protection Collaborative and Mike Giggey, Wright Pierce: (00:13:15)

Andrew Gottlieb, Executive Director of the Cape Cod Water Protection Collaborative, spoke to the Board regarding the 2010 Comparison of Costs for Wastewater Management Systems.

Mike Giggey, a consultant from Wright-Pierce, presented the Board with a power point presentation on the cost comparisons.

Change of Hours: (02:28:00)

On a motion by Mr. McGrath, and seconded by Mr. Fuller, the Board voted to approve the request of Hurricane Hugo d/b/a Lost Dog Pub, located at 63 Route 6A to change the hours on the current weekday and Sunday entertainment licenses to Monday through Saturday from 2:00 pm to 1:00 am, and Sundays from 1:00 pm to 1:00 am, subject to all licenses, bylaws, permits and approvals and in accordance with M.G.L 136 section 2-4. The vote was 4-0-0.

On a motion by Mr. McGrath, and seconded by Mr. Fuller, the Board voted to approve the request of Good Sea d/b/a Capt'n Elmer's Restaurant, Orleans Waterfront Inn d/b/a Orelans Inn to change the hours on the current All Alcoholic Common Victualler's License from 12:00 noon to 10:00 am until 1:00 am on Sundays and Seashore Deli Inc. d/b/a Yardarm Restaurant from 12:00 noon to 11:00 am until 1:00 am on Sundays subject to all licenses, bylaws, permits and approvals and in accordance with M.G.L 136 section 2-4. The vote was 4-0-0.

Town Administrator's Evaluation: (02:39:35)

Mr. Fuller reported on the compilation of the evaluation reports for Orleans Town Administrator John Kelly. He reported that on the over all evaluation Mr. Kelly scored an 8 out of a possible 10, which is very good.

Mrs. Fulcher apologized for the lateness of the evaluation.

Mr. Dunford asked if the Board could have a quarterly update on the Town Administrator's goals.

Town Administrator's Report: (01:42:58)

Mr. Kelly presented the Board with a request from Lt. Sean Diamond to hold the Police Departments Annual Block Party on Wednesday August 18, 2010. Also the Police Department is requesting a road closure for the event on Main Street from Brewster Cross Roads to the Route 6A Intersection from the hours of 5 pm until 10 pm.

On a motion by Mr. McGrath, and seconded by Mr. Fuller, the Board voted to close Main Street in Orleans from Brewster Cross Road to Route 6A on August 18, 2010 from 5:00 pm until 10:00 pm. The vote was 4-0-0.

Mr. Kelly presented the Board with a written opinion from Town Counsel Mike Ford regarding the advertising banners at Eldredge Park. Mr. Ford outlined several possibilities for the Board to pursue in terms of allowing the banners.

Mr. Kelly provided the Board with information on their letter for support of a referral of the SMAST linked model to the National Academy of Science for a peer review. Mr. Kelly informed the Board that the towns of Harwich and Provincetown have declined the request for support. The Town of Dennis asked for additional information and the Town of Barnstable has not met to consider the letter, and Falmouth has not responded at all.

Wastewater Planning Issues/Updates as Necessary:

Liaison Reports: (03:02:10)

Mr. McGrath presented the Board with updates from recent meetings of the Cape Cod Water Protection Collaborative, the Board of Water and Sewer Commissioners.

Mr. Fuller presented the Board with information on a recent meeting of the Finance Committee.

Mr. Dunford reported on a recent meeting of the Open Space Committee.

Adjourn: (03:18:28)

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

Respectfully submitted,
Kristen Holbrook

Jon R. Fuller, Clerk