

BOARD OF SELECTMEN
MEETING MINUTES

November 3, 2010

Approved on December 1, 2010

A meeting of the Orleans Board of Selectmen was held on Wednesday, November 3, 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.

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

Public Comment: (00:05:02)

Patricia Fallender, President of the Orleans Improvement Association, spoke to the Board regarding the Association's donations to the Town of Orleans. The Orleans Improvement Association will be donating to the Council on Aging for the garden walkway maintenance, a donation to replace Cherry Trees on Main Street, and a new solar trash compactor in Parrish Park.

Paul Amman, a resident of Orleans, spoke to the Board regarding a study done by Barnstable County for wastewater cost comparisons for Cape Cod. Mr. Amman stated that the report neglected to include adequate decentralized wastewater options and is misleading.

Chris Ramsey, Land Manager for the Orleans Conservation Trust, invited the Board to attend a presentation on November 13, 2010 at 10:30 am at Snow Library, which will focus on salt marsh die-off on Cape Cod.

Alan McClennen, Chairman of the Open Space Committee, spoke to the Board regarding the purchase of the Putnam Farm and the acquisition of the Matthews Property in Brewster approved at the Annual Town Meeting. Mr. McClennen announced that state grants would provide \$195,000 for purchase of the Matthews Property and \$187,200 in funding for the Putnam Farm purchase. Mr. McClennen also explained that the Open Space Committee is working on a management plan for the Putnam Property in order to allow for agricultural use of the property.

Mr. McGrath read a notice regarding a November 12, 2010 flu clinic being held at the Orleans Senior Center from 9:00 am until 4:00 pm. Pre-registration is required via website or by calling 508-240-3700.

Mrs. Fulcher announced that the Personnel Advisory Board has vacancies at this time and interested volunteers should inquire in the Town Administrator Office.

Approval of Minutes: (00:22:40)

On a motion by Mr. McGrath, and seconded by Mr. Dunford, the Board voted to adopt the minutes of the October 6, 2010 meeting as amended. The vote was 3-0-1. Mr. Fuller abstained from the vote.

Committee Interviews and Appointments: (00:23:59)

The Board met with and interviewed Orleans citizen Richard Tyldesley regarding his interest in serving on the Shellfish and Waterways Advisory Committee.

On a motion by Mr. Fuller, and seconded by Mr. Dunford, the Board voted to appoint Richard Tyldesley as a regular member to the Shellfish and Waterways Improvement Advisory Committee with a term ending date of June 30, 2013. The vote was 4-0-0.

The Board met with and interviewed Orleans citizen Gail Myers-Lavin regarding her interest in serving on the Human Services Advisory Committee.

On a motion by Mr. McGrath, and seconded by Mr. Fuller, the Board voted to appoint Gail Myers-Lavin to the Human Services Advisory Committee with a term ending date of June 30, 2013. The vote was 4-0-0.

6:45 p.m Property Classification Hearing with Town Assessor Ken Hull: (00:31:41)

Mrs. Fulcher read the Notice for the hearing as published in the Cape Codder.

Mrs. Fulcher introduced Town of Orleans Assessor Ken Hull. Mr. Hull presented the Board with information on the Property Classification for the Town of Orleans.

Mr. Fuller, Mr. McGrath and Mr. Dunford stated that they were not in favor of splitting the tax rate for the fiscal year.

Mr. McGrath asked if Mr. Hull was aware of the size of the communities that have decided to split their tax rate. Mr. Hull replied that there is a lack of consistency in the size of the communities that choose to split the tax rate.

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

Mr. Hull asked the Board to vote a residential factor of one and to recognize that the excess levy capacity for the Town of Orleans is \$26,062.96.

On a motion by Mr. McGrath, and seconded by Mr. Fuller, the Board voted to support a residential factor of one and to recognize that the excess levy capacity for the Town of Orleans is \$26,062.96. The vote was 4-0-0.

Vote to sign Conservation Restriction for 40 Payson Lane, Great Blue Trust: (01:08:45)

Town Administrator John Kelly presented the Board with a request for the Board to execute a conservation restriction for the property located at 40 Payson Lane from Great Blue Trust.

On a motion by Mr. Fuller, and seconded by Mr. McGrath, the Board voted to sign and execute the conservation restriction for 40 Payson Lane, Orleans, MA, owned by Great Blue Trust and find that the property is located in the Pleasant Bay Area of Critical Concern, the Mass Department of Environmental Protection has designated the area in and surrounding Little Pleasant Bay as a Noteworthy Landscape under its Scenic Landscape Inventory, the Town of Orleans Conservation, Recreation and Open Space Plan includes goals to “Protect Orleans’ Coastal/Saltwater Resources to preserve coastal water quality that will enable fishing shell fishing, swimming and boating to continue”, to preserve and manage unspoiled natural areas to protect the Town’s special places, maintain a healthy natural environment, provide habitat for wildlife, and retain Orleans’ rural character, and that the Town of Orleans Comprehensive Plan contained a goal as follows: “To protect open space as much as possible, in order to preserve a healthy natural environment, safeguard ground water quality and retain the picturesque quality of the Town.” The vote was 4-0-0.

Town Administrator’s Report: (01:12:00)

Mr. Kelly presented the Board with information from a recent review of the Trust Fund guidelines. Based on the review conducted, it was recommended that no changes to the income guidelines be made at this time. Assistant Town Administrator Myra Suchenic provided a brief memo to the Board outlining her review.

Mr. Kelly announced that he had received a memo from Paul Niedzwiecki of the Cape Cod Commission regarding an upcoming Public Hearing for municipal leaders and the public to share their concerns about water and wastewater infrastructure challenges facing communities on Cape Cod. The hearing will be held at Cape Cod Community College on November 10, 2010 at 10:00 am.

The Board reviewed a letter from John Ford, Chairman of the Bourne Board of Selectmen regarding an upcoming forum scheduled for November 17, 2010 at 7:00 pm at the Upper Cape Regional Technical School regarding the solid waste disposal options available for Cape Cod.

Mr. Kelly informed the Board that Ms. Jenny Wood has announced her retirement from the Conservation Department.

Mrs. Fulcher requested that a letter be drafted for Ms. Wood thanking her for her service.

On a motion by Mrs. Fulcher, and seconded by Mr. Dunford, the Board voted to send a letter thanking Ms. Wood for her service and dedication to the Town. The vote was 4-0-0.

Liaison Reports: (01:27:01)

Mr. McGrath informed the Board that he had received a letter from a Brewster citizen congratulating the Board on their decision to pursue alternatives for effective Beach management.

Mr. Fuller presented the Board with updates from a Lighthouse Charter School Board of Trustee's meeting, a Planning Board meeting, a meeting of the Finance Committee and a meeting of the Bike and Pedestrian Committee.

Mr. Dunford presented the Board with information from a recent meeting of the Open Space Committee.

Mrs. Fulcher reported on a meeting of the Orleans Elementary School Committee.

Mr. McGrath presented the following liaison reports on behalf of Mrs. Christie who was not present for the meeting. Mrs. Christie attended meetings of the Board of Health and the Zoning Bylaw Task Force.

Adjourn: (01:49:12)

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

Respectfully submitted,
Kristen Holbrook

Jon R. Fuller, Clerk