

BOARD OF SELECTMEN  
MEETING MINUTES

January 19, 2011

Approved on April 6, 2011

A meeting of the Orleans Board of Selectmen was held on Wednesday, January 19, 2011 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, Selectwoman Susan B. Christie, Town Administrator John Kelly, and Recording Secretary Kristen Holbrook.

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

Chairwoman Fulcher offered her deepest condolences, on behalf of the Board, to the family of Conservation Agent Jennifer Woods, who passed away recently.

Public Comment: (00:00:45)

*Beverly Carney*, a resident of Orleans, spoke to the Board regarding the Wright-Pierce study hearing on held on January 18, 2011.

*Jane Hinckley*, Chair of the Affordable Housing Committee, spoke to the Board regarding the affordable housing limitations in the Town of Orleans. Ms. Hinckley, stated that she would like to the Board to look into recouping the funds from the Community Preservation Committee and returning the funds to the Affordable Housing Committee.

Mrs. Fulcher asked if Mrs. Hinckley wanted to be placed on a future Board of Selectmen's meeting for discussion with the Board and the Finance Director.

*Gary Clinton*, a resident of Orleans and member of the citizen group Decentralized Wastewater Options for Orleans, spoke to the Board regarding Pio Lombardo's presentation to the Town of Mashpee.

Approval of Minutes: (00:22:10)

**On a motion by Mr. Fuller, and seconded by Mr. McGrath, the Board voted to adopt the minutes of the December 15, 2010 Board of Selectmen's meeting as written.** The vote was 5-0-0.

Orleans Villa Pizza – New Common Victualler: (00:22:32)

**On a motion by Mr. Fuller, and seconded by Mrs. Christie, the Board voted to approve the request a Common Victualler license for Orleans Villa Pizza, located at 87 Route 6A, Todd Goddard and Christopher Tomkinson, Owners/Managers. Said license is to expire on December 31, 2011 and is issued subject to all**

**permits, bylaws, approvals and licenses in the Town of Orleans.** The vote was 5-0-0.

Pleasant Bay Alliance – Carole Ridley: (00:26:00)

The Board met with Carole Ridley, of the Pleasant Bay Alliance. Ms. Ridley gave a brief power point presentation on a recently completed Fertilizer Management Study.

Ms. Ridley explained that the result of the study indicated that implementing policies and bylaws to govern fertilizer application would be a positive step to reduce the nitrogen load in the Pleasant Bay Watershed.

Mrs. Christie stated that the Parks and Beaches Superintendent had asked the Orleans Improvement Association to help purchase a compost ready machine.

Mr. Fuller asked how the reductions would be verifiable, and Ms. Ridley informed him that the Alliance has the data to tell them whether there is a reduction in the Nitrogen in the Pleasant Bay system and the Department of Environmental Protection will accept policies and bylaws as verifiable.

Mr. McGrath asked if the report recommended language for policy and bylaw changes and implementation. Ms. Ridley stated that there are not any specific recommendations.

Mrs. Fulcher asked if the Town Administrator could have the Parks and Beaches Superintendent make recommendations to the Board for improvements in fertilizer management for the Town properties.

Mrs. Fulcher read a letter from the Orleans Improvement Association commending Tree Warden Dan Connolly for his work in extending the bike and walking path in the center of Orleans.

Town Administrator's Overview of FY 2012 Budget Recommendations: (00:52:10)

Town Administrator John Kelly presented the Board with his recommendations for the FY 2012 Budget. Mr. Kelly also explained that the Board would begin meeting with Department Managers and reviewing the 2012 budgets. Also, in anticipation of the budget process the Board will be holding additional meetings on the off weeks for exclusively for budget discussions.

Mr. Fuller asked how much was budgeted currently for unfunded liabilities. Mr. Kelly replied that there is a line item in the Selectmen's budget of \$10,000 for unintended items. Mr. Fuller urged the Board to begin looking at the future of unfunded liabilities in the retirement section of the budget. He stated that the future of that funding is uncertain at best, but the Town should look to increase that fund as much as possible in the coming years.

Town Administrator's Review of Recommendations for FY 2011-FY 2016 CIP and Capital Budget: (01:35:45)

Town Administrator John Kelly presented the Board with a draft of his recommendations for the Capital Improvement Plan and Capital Budget for FY2013 – FY 2017.

Vote to call Annual Town Meeting and Election: (01:45:20)

**On a motion by Mr. Fuller, and seconded by Mrs. Christie, the Board voted to hold the May 9, 2011 Annual Town Meeting at 6:30 pm at the Nauset Middle School Gymnasium and open the warrant on February 8, 2011 at 8:30 am and close on March 10, 2011 at 4:30 pm and vote to hold the May 9, 2011 Special Town Meeting at 6:30 pm and open the warrant on March 10, 2011 and close the warrant on March 25, 2011 at 4:30 pm. The vote was 5-0-0.**

Board of Selectmen acknowledgement of Planning Board notification for five potential amendments for public hearing scheduled for February 8, 2011: (01:47:24)

The Board reviewed a memo from the Planning Board regarding five potential amendments to the Zoning Bylaws.

**On a motion by Mrs. Christie, and seconded by Mr. Fuller, the Board voted to acknowledge the memo dated January 6, 2011 from the Planning Board regarding the 5 potential Zoning amendments for the 2011 Annual Town Meeting and send them back to the Planning Board for further review and Public Hearing. The vote was 5-0-0.**

Town Administrator's Report: (01:48:45)

Mr. Kelly updated the Board on a scheduled public hearing for the 25% design hearing for the roundabout at Route 6A/Route 28 and Canal Road, which will be held on February 10, 2011 at 7:00 pm in the Nauset Room. The Town has asked Massachusetts Department of Transportation to provide the draft plans in advance of the hearing for informational purposes.

Liaison Reports: (01:52:08)

Mrs. Christie explained the Board of Health's recent change to their meeting schedule for 2011.

Mr. McGrath reported that the Renewable Energy and Wind Committee will hold their meeting on January 24, 2011.

Mr. Fuller reported on recent meetings of the Planning Board and the Finance Committee.

Mr. Dunford updated the Board with information on recent meetings of the Shellfish and Waterways Advisory Committee, the Architectural Review Committee, the Open Space Committee and the Marine and Fresh Water Quality Task Force.

Mrs. Fulcher presented the Board with information on a recent meeting with the Chair of the Finance Committee and the Orleans Elementary School Playground Committee, as well as a meeting of the Nauset Regional School Committee.

Any Other Business: (02:17:25)

Mr. Fuller asked the Town Administrator if the Old Kings Highway Regional Historic District Committee was allowed to charge fees, and Mr. Kelly replied that they are authorized to assess fees for services.

Mr. Dunford informed the Board that he would be attending the Massachusetts Municipal Association conference and business meeting.

**On a motion by Mr. McGrath, and seconded by Mr. Fuller, the Board voted to allow Mr. Dunford to vote on behalf of the Board of Selectmen at the Massachusetts Municipal Association Business Meeting.** The vote was 5-0-0.

Mr. Fuller asked if the letter from the National Academy of Sciences had been forwarded to the Congressional Representatives.

Mr. McGrath informed the Board that he is anticipating a letter from the Town of Chatham regarding beach management regulation discussions.

Adjourn: (02:25:20)

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

Respectfully submitted,

Kristen Holbrook

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Jon R. Fuller, Clerk