

BOARD OF SELECTMEN
MEETING MINUTES

May 4, 2011

Approved on May 18, 2011

A meeting of the Orleans Board of Selectmen was held on Wednesday May 4, 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.

Call to Order:

Chairwoman Fulcher called the meeting to order at 6:00 pm.

Executive Session:

On a motion by Mr. Fuller, and seconded by Mr. McGrath, the Board voted, by way of roll call, to enter into executive session for the purpose of discussing strategy with respect to collective bargaining. The vote was 5-0-0, with Mr. Dunford, Mr. Fuller, Mrs. Fulcher, Mr. McGrath and Mrs. Christie all voting aye.

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

The public session continued at 6:35 pm. Mrs. Fulcher called for a moment of silence to honor all fallen and active troops serving our country both here and abroad.

Mrs. Fulcher announced that she had received an email from Dr. John Teal, regarding the USGS surveys completed in Orleans in the past.

Mrs. Fulcher made a brief statement regarding the Comprehensive Wastewater Management Plan.

Public Comment: (00:03:41)

Beverly Carney, spoke to the Board regarding the upcoming Annual Town Meeting.

Tim Linkkila, a resident of Orleans, spoke to the Board regarding a recent Orleans Taxpayers Association meeting.

Meet with Director of Finance David Withrow: (00:13:25)

The Board met with Town of Orleans Finance Director David Withrow. Mr. Withrow presented the Board with a quarterly update on the anticipated local receipts and the update financial plan for FY12.

Mr. Fuller asked if in the future, sewer funds would be accounted for in the water reserves. Mr. Withrow replied that it is unknown how the funds will be handled in the future but they will probably be separated for accounting purposes.

On a motion by Mr. Dunford, and seconded by Mr. Fuller, the Board voted to increase the State Aid Estimate by \$37,000, and offset the amount by increasing the Town of Orleans unused levy capacity by \$37,000. The vote was 5-0-0.

Vote on Article 33: Authorize Conservation Commission to lease Putnam Property for Agricultural Use: (00:25:15)

The Board reviewed a copy of the land management plan for the Putnam Property and a memorandum from Alan McClennen, Chairman of the Open Space Committee.

Mr. McGrath asked Mr. Kelly to outline the differences between the land management plan and a community garden plan.

Mr. Fuller stated that he felt that liability and maintenance would be an issue and further stated that he would like to hear from Bond Counsel before making a decision.

Mr. Kelly replied that all of the parameters and contingencies are listed in the warrant article.

Mr. Dunford stated that he felt there were enough safe guards in place.

On a motion by Mr. McGrath, and seconded by Mr. Fuller, the Board voted to recommend approval of Article 33: "Authorize Orleans Conservation Commission to Lease Putnam Property for Agricultural Use". The vote was 5-0-0.

Board to sign Proclamation declaring May 9, 2011 as Arbor Day: (00:35:37)

On a motion by Mr. McGrath, and seconded by Mr. Fuller, the Board voted to sign the proclamation declaring May 9, 2011 as Arbor Day in the Town of Orleans. The vote was 5-0-0.

Sarah Brown Scholarship Awards: (00:36:15)

On a motion by Mr. Fuller, and seconded by Mr. McGrath, the Board voted to award the 2011-2012 Sarah Brown Scholarship in the amount of \$3000 to the recommended applicant. The vote was 5-0-0.

Meet as Park Commissioners: (00:37:19)

On a motion by Mr. Dunford, and seconded by Mr. Fuller, the Board voted to meet as Park Commissioners. The vote was 5-0-0.

Chairman of the Park Commissioners Sims McGrath Jr. called the meeting to order.

The Park Commissioners reviewed a request from the Lower Cape Outreach Council regarding their Wishing Bell fundraiser.

On a motion by Mr. Dunford, and seconded by Mrs. Fulcher, the Board voted to allow the Lower Cape Outreach Council to place their Wishing Bell in the Nauset Beach Parking Lot until Memorial Day. The vote was 5-0-0.

On a motion by Mrs. Christie, and seconded by Mr. Fuller, the Board voted to adjourn from Park Commission session. The vote was 5-0-0.

Lower Cape Outreach Council Requests Permission to Sell Buttons in Parrish Park During Week of Hope Event: (00:40:51)

On a motion by Mr. Fuller, and seconded by Mr. McGrath, the Board voted to grant permission for the Lower Cape Outreach Council to sell buttons in Parrish Park During the Week of Hope fund raising event, and waive the regulations regarding signage at Eldredge Park Way and Route 6, and Route 28 in South Orleans provided there are open sign spaces. The vote was 5-0-0.

Town Administrator's Report: (00:42:16)

Town Administrator John Kelly presented the Board with a letter of resignation from Board of Water and Sewer Commissioners member Jimmy Dishner.

On a motion by Mr. Fuller, and seconded by Mr. Dunford, the Board voted to accept the resignation of Jimmy Dishner from the Board of Water and Sewer Commissioners effective June 1, 2011, with regret and gratitude. The vote was 5-0-0.

The Board reviewed a request from the Conservation Commission for the expenditure of funds from the Wetland Protection Filing Fee account.

On a motion by Mr. McGrath, and seconded by Mr. Dunford, the Board voted to approve the use of \$2500 from the Wetlands Protection Filing Fee account for fencing repairs and parking lot creation as requested in the memo dated April 26, 2011. The vote was 5-0-0.

On a motion by Mr. McGrath, and seconded by Mr. Fuller, the Board voted to approve the request of the Cape Cod Hospital Auxiliary to hold their

annual Tag Day event in Orleans on Thursday August 4, 2011. The vote was 5-0-0.

Town Administrator John Kelly presented the Board with the information previously requested regarding changes in voting precincts and the census.

Mr. Kelly presented the Board with a letter from Executive Director of the Orleans Chamber of Commerce Mary Corr, commending Town of Orleans Highway Department and Transfer Station Manager Mark Budnick.

Mr. Kelly reported to the Board regarding Annual Town Meeting Warrant Articles 4 and 35. Mr. Kelly informed the Board that he has met with the petitioner and drafted a proposed amendment to the Annual Town Meeting Article 4.

On a motion by Mr. McGrath, and seconded by Mr. Dunford the Board voted to direct the town Administrator to formalize the draft with the petitioner for the Board's consideration at their scheduled pre-town meeting session. The vote was 5-0-0.

On a motion by Mr. McGrath, and seconded by Mr. Fuller, the Board voted to post the Board of Selectmen's meeting for Monday May 9, 2011 at 6:00 pm. The vote was 5-0-0.

Liaison Reports: (01:04:52)

Mrs. Christie reported on a recent meeting of the Board of Health, and announced that she had attended the Village Center meeting.

Mr. Fuller presented the Board with updates from the Planning Board and the Bike and Pedestrian Committee.

Mr. Dunford updated the Board with information on the Council on Aging and a meeting of the Architectural Review Committee.

Any Other Business: (01:08:58)

Mrs. Christie asked how the "C2C Bike and Walkway" project was progressing. Mr. Kelly replied that the engineer has been hired and the information will be forthcoming.

Adjourn: (01:10:04)

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

Respectfully submitted,

Kristen Holbrook

Jon R. Fuller, Clerk