

BOARD OF SELECTMEN  
MEETING MINUTES

ORLEANS TOWN CLERK  
J. D. Kelly, ASST  
'11 NOV 18 9:10AM

October 5, 2011

Approved on November 2, 2011

A meeting of the Orleans Board of Selectmen was held on Wednesday, October 5, 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 and asked for a moment of silence to honor all military personnel serving in the US and abroad.

Public Comment: (00:00:30)

No public comment was offered.

Approval of Minutes: (00:00:38)

**On a motion by Mr. Fuller, and seconded by Mr. Dunford, the Board voted to approve the minutes of the August 3, 2011 Board of Selectmen's meeting as amended.** The vote was 4-0-1, Mr. McGrath abstained from the vote.

**On a motion by Mr. McGrath, and seconded by Mr. Dunford, the Board voted to approve the minutes of the September 7, 2011 meeting as written.** The vote was 4-0-1, Mr. Fuller abstained from the vote.

**On a motion by Mr. Dunford, and seconded by Mr. McGrath, the Board voted to approve the minutes of the September 14, 2011 meeting as amended.** The vote was 4-0-1, Mr. Fuller abstained from the vote.

Committee Interviews and Appointments: (00:03:01)

The Board met with and interviewed Libby Callahan regarding her interest in serving on the Bike and Pedestrian Committee.

The Board met with and interviewed Margy Mead-McEnaney regarding her interest in serving as a member of the Bike and Pedestrian Committee.

**On a motion by Mr. McGrath, and seconded by Mr. Dunford, the Board voted to appoint Libby Callahan to the Bike and Pedestrian Committee with term ending dates of June 30, 2013.** The vote was 5-0-0.

**On a motion by Mr. Fuller, and seconded by Mr. Dunford, the Board voted to appoint Margy Mead-McEnaney to the Bike and Pedestrian Committee with term ending dates of June 30, 2014.** The vote was 5-0-0.

The Board met with and interviewed John Grant, William Garner and Beth Avery regarding their interests in serving on the Community Preservation Committee.

Mr. Dunford moved the Board to appoint Beth Avery to the Community Preservation Committee with a term ending date of June 30, 2013. There was no second and the motion failed.

After a brief discussion the Board held a voice vote for individual candidates. Mr. Dunford supported Beth Avery. Mr. Fuller, Mr. McGrath and Mrs. Christie supported William Garner and Mrs. Fulcher supported John Grant.

**On a motion by Mr. McGrath, and seconded by Mrs. Christie, the Board voted to appoint Bill Garner to the Community Preservation Committee with a term ending date of June 30, 2013. The vote was 5-0-0.**

Mrs. Fulcher announced that the Board would be interviewing 2 candidates for the open unexpired term on the Nauset Regional School Committee. Candidates Christine Altneu and Sarah Turano-Flores, declined to be interviewed and withdrew their applications for consideration.

The Board met with and interviewed Brian Kavanaugh and Holly Shackelford, regarding their interest in filling the unexpired vacant term on the Nauset Regional School District Committee.

Mr. Dunford, Mr. Fuller and Mrs. Fulcher supported Brian Kavanaugh for the position and Mrs. Christie and Mr. McGrath supported MS. Schackelford.

**On a motion by Mr. McGrath, and seconded by Mr. Fuller, the Board voted to appoint Brian Kavanaugh to the Nauset Regional School District Committee with a term ending at the next annual election in the spring of 2012. The vote was 5-0-0.**

The Board met with David Abel regarding his interest in serving as a member of the Renewable Energy Committee.

**On a motion by Mr. McGrath, and seconded by Mr. Fuller, the Board voted to appoint David Abel as an associate member to the Renewable Energy Committee with a term ending date of 6/30/14. The vote was 5-0-0.**

One-Day Liquor License Academy of Performing Arts: (00:40:20)

**On a motion by Mr. Fuller, and seconded by Mr. McGrath, the Board voted to approve a Special One-Day Liquor License for the Academy of Performing Arts to serve wine and malt beverages on October 13, 2011 from 6:30 pm until 8:00 pm at 120 Main Street for their opening night reception and waive the license fee and reduce the filing fee to \$10.00. The license is subject to all licenses, bylaws, permits and approvals and in accordance with M.G.L Chapter 138 section 14. The vote was 5-0-0.**

Meet with Town Planner George Meserve and Project Manager Ron Collins: (00:41:07)

The Board met with Town of Orleans Director of Community Development George Meservey and Comprehensive Wastewater Management Plan Project Manager Ron Collins, to discuss the Cape Cod Commission's draft DRI decision.

**On a motion by Mr. McGrath and seconded by Mr. Fuller, the Board voted to support the revisions and amendments presented in a memo dated September 30, 2011 to the Cape Cod Commission's draft DRI decision dated September 16, 2011. The vote was 4-1-0. Mr. Dunford voted no.**

**On a motion by Mr. McGrath, and seconded by Mr. Fuller, the Board voted to endorse the Cape Cod Commission's draft DRI decision on the Orleans Comprehensive Wastewater Management Plan dated September 16, 2011 as amended. The vote was 4-1-0, Mr. Dunford, voted no.**

Continue review of draft FY13 Budget Policy: (01:12:30)

The Board continued their review of the FY13 Budget policy. Mr. Kelly presented the Board with the information from the revisions to the FY 13 Budget per the Board of Selectmen's discussion on September 21, 2011.

**On a motion by Mr. Dunford, and seconded by Mr. Fuller, the Board voted to adopt presented Option #2 as the Board of Selectmen Fiscal Year 2013 Budget Policy. The vote was 5-0-0.**

38 Old Timers Lane – Demolition of unsafe building and notice of lien: (01:20:51)

**On a motion by Mr. McGrath, and seconded by Mr. Fuller, the Board voted to sign the statement of claim in the amount of \$6,636, and remit the notice of claim to the property owner of 38 Old Timers Lane and record the lien with the Registrar of Deeds. The vote was 5-0-0.**

Consideration and possible execution of Police Lieutenant Compensation Agreement: (01:28:30)

Mr. Dunford asked that the Board defer their decision on this item until after a scheduled November 1, 2011 executive session meeting.

Annual Board of Selectmen Policy Review: (01:30:50)

The Board reviewed their policies for relevance and need for FY2013. Mr. Kelly presented the Board with a draft policy to address the Board's concern in funding future OPEB liabilities.

**On a motion by Mr. Fuller, and seconded by Mr. McGrath, the Board voted to adopt the proposed Board of Selectmen's policy for OPEB liabilities as presented and labeled item #8 in the Board of Selectmen's Packet for October 5, 2011. The vote was 5-0-0.**

Town Administrator's Report: (02:23:54)

**On a motion by Mr. McGrath, and seconded by Mr. Dunford, the Board voted to appoint the elections officials and registrar as outlined in the September 13, 2011 memo from Town Clerk Cynthia May with the election officials terms expiring August 31, 2012 and the registrar's term expiring March 31, 2014. The vote was 5-0-0.**

**On a motion by Mr. Fuller, and seconded by Mr. Dunford, the Board voted to accept the resignation of John Hodgkinson as Orleans Representative to the Cape Light Compact with regret and gratitude. The vote was 5-0-0.**

Mr. Kelly presented the Board with a letter acknowledging citizen contributions to the restoration of Pochet Road. Mrs. Fulcher read the letters of acknowledgment.

Mr. Kelly updated the Board on the progress of the Comprehensive Wastewater Management Plan Alternative Study.

The Board reviewed the RFQ that has been issued for the Building Facilities Master Plan.

Mr. Kelly provided the Board with an update on the anticipated bond refinancing and refunding options. Mr. Kelly asked the Board if they would consider holding a special meeting on Monday October 17<sup>th</sup> in order to sign the paperwork.

**On a motion by Mr. McGrath, and seconded by Mrs. Christie, the Board voted to continue the effort to refinance and refund the callable bonds. The vote was 4-1-0, Mr. Dunford voted no.**

The Board reviewed the minutes of recent meeting of the Traffic Study Committee and acknowledged the recommendation that the proposed Beach Road sidewalk not proceed any further.

**On a motion by Mrs. Christie, and seconded by Mr. McGrath, the Board voted to acknowledge and accept the recommendation of the Traffic Study Committee, thereby ending the project for a sidewalk on Beach Road. The vote was 5-0-0.**

Mr. Kelly announced that Council on Aging Director, Liz Smith, has been named Massachusetts Council on Aging Director of the Year. The Board also reviewed letters of praise for Erica Woods of Health Department and the Snow Library Board of Trustees, volunteers and staff.

Mr. Kelly also updated the Board with information from a recent meeting of the Cape Cod Municipal Healthcare Group and an update on the Nauset Regional School District Committee's vote in favor of the school proposed repairs and renovations.

Liaison Reports: (03:20:04)

Mr. Dunford reported that he had attended the annual volunteer luncheon for the Council on Aging.

Mr. Fuller presented the Board with updates from a recent meeting of the Finance Committee and a meeting of the Planning Board.

Mr. McGrath updated the Board with information on a recent meeting of the Renewable Energy and Wind Committee.

Mrs. Christie presented an update on the Zoning Bylaw Taskforce,

Mrs. Fulcher updated the Board on a meeting of the Orleans Elementary School Playground Committee.

Any other business: (03:29:20)

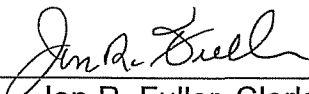
Mr. Dunford asked for an update on CMED activities.

Mrs. Fulcher asked if all members were up to date with their Special Town Meeting assignments.

Adjourn: (03:33:22)

**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

  
\_\_\_\_\_  
Jon R. Fuller, Clerk

