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BOARD OF SELECTMEN
MEETING MINUTES

November 2, 2011

Approved on December 7, 2011

A meeting of the Orleans Board of Selectmen was held on Wednesday, November 2, 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 called for a moment of silence.

Approval of Minutes: (00:00:31)

On a motion by Mr. Fuller, and seconded by Mr. Dunford, the Board voted to approve the minutes of the October 5, 2011 meeting as written. The vote was 5-0-0.

On a motion by Mr. Fuller, and seconded by Mrs. Christie, the Board voted to approve the minutes of the October 19, 2011 meeting as written. The vote was 4-0-1; Mrs. Fulcher abstained from the vote.

Committee Appointments: (00:02:30)

The Board considered a request to appoint Ken Rowell as the Town of Orleans Representative to the Cape Light Compact.

On a motion by Mr. Fuller, and seconded by Mr. McGrath, the Board voted to appoint Ken Rowell as the Town of Orleans Representative to the Cape Light Compact with a term ending June 30, 2012. The vote was 5-0-0.

Public Comment: (00:04:21)

No public comment was offered.

Meet with Paula Aschettino, Chair and Founder of Citizens for Homeowners Insurance Reform: (00:04:42)

Ms. Aschettino was unable to meet with the Board, but the Board will review information and hold a discussion at a future meeting.

Request of Charles S. Goldberg of Clam Bar, Inc. d/b/a Academy Ocean 2 Academy Place, to extend his seasonal liquor license closing for his business from November 30, 2011 through January 15, 2012: (00:06:06)

On a motion by Mrs. Christie, and seconded by Mr. McGrath, the Board voted to approve the request of Charles S. Goldberg, Owner Manager of Clam Bar Inc., d/b/a Academy Ocean Grille to allow Clam Bar Inc. d/b/a Academy Ocean Grille, 2 Academy Place to extend the dates for operating under the 2011 Seasonal Liquor License from November 30, 2011 to January 15, 2012, subject to all permits, approvals and licenses and in accordance with the Town of Orleans Rules and Regulations of the Liquor

Licensing Authority and M.G.L Chapter 138. The vote was 5-0-0.

Town Administrator's Report: (00:09:31)

The Board reviewed a letter of resignation from Phil Peterson, a member of the Shellfish and Waterways Improvement Advisory Committee.

On a motion by Mr. Fuller, and seconded by Mr. Dunford, the Board voted to accept the resignation of Phil Peterson from the Shellfish and Waterways Improvement Advisory Committee with regret and gratitude. The vote was 5-0-0.

Mr. Kelly presented the Board with a letter from the Board of Health regarding the Board of Health Show-Cause Hearing on the Daniel's Recycling Plant. The Board of Health will hold the hearing on Thursday, November 17th at 3:00 pm in the Skaket Room.

The Board reviewed an opinion from Town Counsel regarding the perambulation of the Town boundaries. The Board advised Mr. Kelly that they will discuss the possibility of attending a perambulation with the Town of Eastham at some point.

6:45 Public Hearing for Shellfish Grant License Renewal:(00:17:42)

Mrs. Fulcher read the notice for the public hearing as published in the Cape Codder and called the hearing to order.

No public comment was offered.

On a motion by Mr. Fuller, and seconded by Mr. Dunford, the Board voted to close the public hearing. The vote was 5-0-0.

On a motion by Mr. Dunford, and seconded by Mr. Fuller, the Board voted to allow for the license renewal of a two acre Shellfish Grant #59 to David Slack of Orleans, MA per the application filed with the Shellfish Department on February 24, 2011 with said license to expire on November 23, 2021. This license does not grant any property rights. It does not authorize any injury to private property or invasion of private rights. The vote was 5-0-0.

Meet with Affordable Housing Committee and George Meservey:(00:21:20)

The Board met with members of the Affordable Housing Committee and Town of Orleans Director of Community Development and Planning, George Meservey. Mr. Meservey spoke to the Board regarding the multitude of issues surrounding affordable housing in the current economic climate. Mr. Meservey presented the Board with several options for continuing to strive to meet the affordable housing goals in the Orleans Comprehensive Plan.

Vice-Chairman of the Affordable Housing Committee, John Holt, spoke to the Board to urge them to support the committee's effort to partner with Habitat for Humanity. Mr. Holt explained that Habitat for Humanity is a reliable, well established organization with a very high success rate. Also this arrangement would allow for the Town to spend less money, as well as retaining the support of the community. Finally because the company has their own financing available, there would not be such an issue with mortgages falling through.

Mrs. Fulcher stated that she supports the committee in their efforts. Mr. Dunford also stated that Habitat For Humanity would be the best option for the town and would like to see the next step taken. Mr. Fuller was also in support of the project.

Asst. Town Administrator Myra Suchenicz Update on Trust Fund Emergency Assistance:
(00:43:03)

Assistant Town Administrator Myra Suchenicz presented the Board with her annual update on the Trust Fund Emergency Assistance Program. Ms. Suchenicz recommended that the Board change the management of the Trust Fund Emergency Assistance Program in order to reach a wider group of citizens in need of assistance. Ms. Suchenicz recommended that the Board consider joining forces with the Lower Cape Outreach Council to manage and review the applications and refer qualified candidates to the Town Administrator's Office.

Discussion of Proposed Legislation to Change Primary Dates: (00:54:40)

The Board reviewed information from Town Clerk Cynthia May regarding a bill before the General Court to change the dates of the State and Presidential Primaries.

On a motion by Mr. McGrath, and seconded by Mrs. Fulcher, the Board voted to send a letter in opposition of Bill HB1972 "An Act Regulating State Primaries". The vote was 5-0-0.

Liaison Reports: (01:03:10)

Mrs. Christie reported on meetings of the Historical Commission, Zoning Bylaw Task Force and the Board of Health. The Board discussed the proposed Zoning Bylaws and amendments to existing bylaws regarding the expansion of regulations of historic buildings in the Town of Orleans.

Mr. McGrath updated the Board with information from the Renewable Energy and Wind Committee.

Mr. Fuller presented the Board with information on the October 27, 2011 meeting of the Finance Committee.

Mr. Dunford reported on meetings of the Architectural Review Committee and the Open Space Committee.

Mrs. Fulcher updated the Board on the recent meeting of the Nauset Regional School Sustainability Committee.

Any other business: (01:22:44)

Mr. Fuller asked if the Board would like an expanded version of the liaison reports that are discussed during the course of the meeting. The consensus of the Board was that the minutes should reflect any decisions, or in depth discussion should be reflected in the minutes including any further action to be taken.

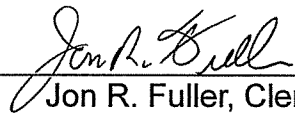
Mrs. Fulcher noted that the Board had received a letter complimenting the Parks and Beaches Department for their meticulous maintenance of the Orleans landscape.

Adjourn: (01:28:30)

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