

BOARD OF SELECTMEN
MEETING MINUTESK. DeLuca, Asst
'13 FEB 11 4:22PM

December 19, 2012

Approved on February 6, 2013

A meeting of the Orleans Board of Selectmen was held on Wednesday, December 19, 2012 in the Nauset Room of the Town Hall. Present were Chairman Jon R. Fuller, Vice-Chairman David M. Dunford, Clerk Susan B. Christie, Selectman Sims McGrath Jr., Selectman John Hodgson III, Town Administrator John Kelly and Recording Secretary Kristen Holbrook.

Chairman Fuller called the meeting to order at 6:02 PM and called for a moment of silence for the children and families of Newtown, CT.

Public Comment: (00:00:18)

Douglas Fromm, 21 Mill Pond Road, spoke to the Board regarding the creation of a new citizens' wastewater group called "Orleans Can". The goal of the group is to provide fact based information on wastewater issues.

Bob Rich, Chairman of the Orleans Board of Water and Sewer Commissioners, spoke to the Board regarding the newly created citizen group.

Meet With State Senator Dan Wolf: (00:05:19)

The Board met with State Senator Dan Wolf. Mr. Wolf presented the Board with information on wastewater issues.

Mr. Dunford noted that he is a member of the local government advisory commission and has reported the needs of the Cape communities.

Mr. Dunford asked that Mr. Wolf comment on the budget situation and Chapter 90 funds. Senator Wolf stated that the legislature is working diligently to move forward the local option on seasonal rooms tax.

Meet with Cape Cod Commission Representative Len Short: (00:12:27)

The Board met with Len Short and Christie Senatori, Deputy Director of the Cape Cod Commission. Ms. Senatori spoke to the Board to thank them for their support of the Challenge grants for technology.

Mr. Short spoke to the role of the town representatives to the Cape Cod Commission.

7:00 PM Public Hearing New Auto Class I License – AMR Holdings
d/b/a Orleans Toyota: (01:00:03)

Chairman Fuller read the notice for the public hearing as published in the Cape Codder and called the Public Hearing to order at 7:03 PM.

The Board met with the Matthew McGovern and Jack Carter, regarding the sale of the business and need for the new license. Mr. McGovern spoke to the Board and iterated his business experience in the automotive industry.

Mr. Dunford asked if the applicant was considering any physical changes to the property. Mr. McGovern stated that there are some anticipated changes to the façade of the building which would be pending approval of the planning/zoning boards. Mr. Fuller noted that the license would be subject to compliance with septic system guidelines. Mr. Dunford asked for clarification on the alternative flow system that is currently installed. Mr. Fuller noted that the applicant will need to be in contact with the Architectural Review Committee regarding the anticipated renovations to the outside of the building.

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

On a motion by Mr. McGrath, and seconded by Mrs. Christie, the Board voted to approve an Auto Class I license for AMR Auto Holdings – TO, LLC d/b/a Orleans Toyota, Matthew McGovern, Manager for the location at 16 O'Connor Road, Orleans, MA. This license is issued in accordance with all licenses, permits, bylaws, approvals and local, state and Federal rules and regulations and further provided that the Auto Class I license, issued to Mr. Carter, will become null and void on the issuance of this license, and is subject to requirements of the Board of Health. The vote was 5-0-0.

Committee Interviews and Appointments- Nauset Regional School Committee:
(00:47:55)

The Board met with and interviewed Christopher Galazzi, Holly Shackelford and Margie Fulcher regarding their interest in serving as members of the Nauset Regional School Committee.

Chairman Fuller announced that a show of hands vote would be used for the three candidates. In the event that a candidate failed to gain a majority of votes, the candidate with the least number of votes would be eliminated, and the vote would be held again. The candidate with a majority would be appointed through the May 2013 Annual Town Election.

The result of the first vote was 2-2-1, with Mr. Fuller and Mr. McGrath supporting Mrs. Fulcher, Mrs. Christie supporting Ms. Shackelford and Mr. Dunford and Mr.

Hodgson supporting Mr. Galazzi. As a result Ms. Shackelford was eliminated as a candidate and the vote was held again.

The second vote resulted in a 3-2 vote in favor of Mr. Galazzi. Mr. Fuller and Mr. McGrath supported Mrs. Fulcher. Mr. Dunford, Mr. Hodgson and Mrs. Christie supported Mr. Galazzi.

Review Council on Aging Business Operations Overview Report: (01:08:19)

Town Administrator John Kelly presented the Board with a review of the internal operations of the Council On Aging.

Council on Aging Director Judi Wilson spoke to the Board regarding her response to the report. Ms. Wilson noted that the audit took place on her second day as Director. Ms. Wilson outlined the changes that have been implemented as a result of the report. Ms. Wilson stated that she is working to implement the changes with an eye toward best practices.

Town of Orleans Finance Director David Withrow, spoke to the Board to update them on the cash handling procedures for all departments in the Town. Mr. Withrow stated that it may be possible to get all departments reviewed within three years. He would also like to have a discussion on whether or not the time schedule is aggressive enough for the Board.

Mr. Kelly noted that he and Mr. Withrow would work out a schedule of operational reviews by department and report back to the Board at a future date.

Review and Update 2012 Orleans Comprehensive Plan Status Report: (01:23:12)

The Board conducted their annual review of the Orleans Comprehensive Plan for updates on status and implementation.

On a motion by Mr. Dunford, and seconded by Mrs. Christie, the Board voted to confirm that the items listed on the Comprehensive Plan have been updated to reflect the actions taken by the Board over the last year and forward the item to the Planning Board for further review. The vote was 5-0-0.

Town Administrator's Report: (02:03:54)

The Board reviewed a memo from the Planning Board regarding the proposed protective bylaw for fertilizer management as well as implementation of fertilizer education programs and certification for application.

Mr. Dunford asked that the Town Administrator investigate models of similar management programs that are in place in other towns and any information available from the County.

On a motion by Mr. McGrath, and seconded by Mr. Hodgson, the Board voted to hold a public hearing for a proposed general bylaw to address Fertilizer Management and Education programs in the Town of Orleans. The vote was 5-0-0.

On a motion by Mr. McGrath, and seconded by Mrs. Christie, the Board voted to acknowledge receipt of the memo from the Planning Board outlining four (4) potential Zoning Amendments and referred the items back to the Planning Board for review and public hearing. The vote was 5-0-0.

The Board reviewed a request from the Planning Board to hold a public hearing on a companion general bylaw amendment regarding the definition of a Dog Kennel.

On a motion by Mr. McGrath, and seconded by Mrs. Christie, the Board voted to hold a public hearing for a general bylaw amendment for the definition of a dog kennel. The vote was 5-0-0.

Mr. Kelly updated the Board with information on the Community Preservation Committee application for funds to update the irrigation system for Eldredge Field.

The Board discussed potential savings in completion of the project in both conservation measures as well as cost avoidance.

Liaison Reports: (02:15:30)

Mr. Dunford reported on recent meetings of the Architectural Review Committee, Shellfish and Waterways Advisory Committee and the Nauset Regional School Committee.

Mr. Hodgson reported on an Orleans Elementary School Committee meeting.

Mrs. Christie reported on a joint meeting of the Cape Cod Harbormasters and the National Seashore representatives. The discussion focused on advisory signage for both federal and municipal bathing beaches and landings.

Mr. Fuller reported on a meeting of the Finance Committee.

Any Other Items for Future Agendas: (02:48:12)


Mr. Fuller reviewed the items for upcoming agendas and meetings schedule for January.

Adjourn: (02:57:20)

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

Respectfully submitted,

Kristen Holbrook



Susan B. Christie, Clerk

