

Donna ASD  
TOWN OF ORLEANS  
TOWN CLERKS OFFICE

10 JUN 15 PM 1:54

**TOWN OF ORLEANS**  
**MINUTES OF SPECIAL MEETING**  
**BOARD OF HEALTH and BOARD OF SELECTMEN**

**May 19, 2010**

The Board of Selectmen convened its meeting at 6:30 p.m. on Wednesday, May 19, 2010 in the Nauset Meeting Room of the Orleans Town Hall.

Present from the Board of Selectmen: Chair Marge Fulcher, Vice Chair Sims McGrath, Clerk Jon Fuller, Selectmen David Dunford, and Susan Christie. Also present: Town Administrator John Kelly.

Present from the Board of Health: Chair Robin Davis, Ph.D., Vice Chair Augusta McKusick, Jan Schneider, M.D., Attorney Job Taylor, III; and Robert Canning, Health Agent.

**These minutes reflect only the portion of the meeting involving the Board of Health at 7:12 p.m.**

**Discussion with the Board of Health**

Mr. Kelly explained the purpose for a joint meeting of the Board of Selectmen and the Board of Health to follow up each of the Boards' discussions about the future of the Orleans Solid Waste Disposal contract with SEMASS in 2015. Mr. McGrath had presented and discussed the findings of the Camp, Dresser, & McKee report prepared for Barnstable County. During this meeting the members of both Boards discussed the options available for the Town of Orleans. He noted that the largest concern for the Town is that in 2015 the current tipping fee of \$41.19 per ton will most likely double at the expiration of the current agreement.

Mr. McGrath described the issues of concern during his earlier presentation to the Board of Health. He noted that Board of Health members suggested incrementally raising the cost of a Transfer Station Sticker prior to the expiration of the SEMASS contract to alleviate some of the impact on Orleans residents.

Mr. Dunford discussed the new contract between SEMASS and Brewster; basically how they have signed on to a reduced rate earlier. It was his opinion that it would be difficult for Orleans to mirror that contract. Mr. McGrath explained further that the voluntary increase at this time could obtain a rate approximately ten percent below the market rate in 2015 and beyond.

Ms. Fulcher discussed the need for a very detailed explanation to town residents, or perhaps a Public Hearing to explain the proposed increases, either now or in the future. Mr. Dunford suggested that part of the presentation include an analysis of the two approaches to paying for solid waste disposal.

Mr. Kelly discussed that the process tonnage figures have been dropping each year because commercial haulers are looking for the least expensive way to dispose of their loads, and the fact that the Town of Orleans will not accept credit payment. He suggested that some residents that have curb-side pickups may opt to return to bringing their trash to the Transfer Station. He noted that any analysis should include all other variables other than the Brewster contract. Mr. Kelly also discussed establishment of a "stabilization fund" from the excess paid by residents as the fees are incrementally increased. Use of that fund could only be authorized by Town Meeting, and only for the cost to dispose of municipal solid waste.

Mr. McGrath described the different options that Camp, Dresser, & McKee had studied and summarized in their report. He noted that the Barnstable County Solid Waste Advisory Committee has supported the concept of establishing and negotiating as a "district" for disposal tipping fees.

Ms. Christie inquired whether Orleans would continue subsidizing the tipping fees as it now does. Mr. Kelly explained that would all be part of the Board's discussions.

Attorney Taylor noted that he agreed with the concept of establishing a "stabilization fund" to help offset the very large increase in tipping fees at the expiration of the Town's contract with SEMASS.

Dr. Davis suggested the emphasis should be on reducing solid waste and increasing recycling.

Ms. McKusick cautioned against making the cost of disposing waste so prohibitively expensive to take trash to the Transfer Station that people start dumping their trash in the woods. It is a concern that the Town doesn't know what the new tipping fee will be in five years, the structure of any agreement, or with whom the Town will have a contract. She asked about the legality of charging a fee for more than what it costs to perform the service. Mr. Kelly responded that establishing a stabilization fund would be an investment in the future.

Dr. Schneider noted that as Ms. Fulcher suggested, an early Public Hearing to explain the need for an increased fee would be very appropriate.

Ms. McKusick volunteered to work with Mr. McGrath to develop a handout of educational facts to be distributed prior to a Public Hearing.

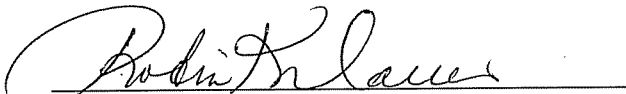
**At this point in the meeting of the Board of Selectmen the members of the Board of Health retired from the Nauset Meeting Room. It was 7:35 p.m.**

Respectfully submitted,

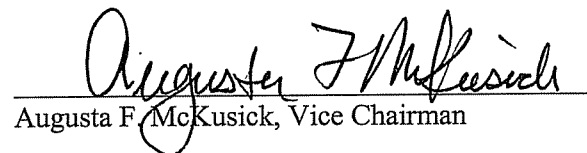


Lynda M. Burwell, Secretary to the Board of Health

## ORLEANS BOARD OF HEALTH



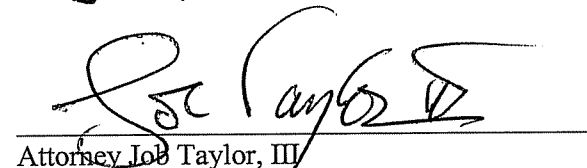
Robin K. Davis, Ph.D., Chairman



Augusta F. McKusick, Vice Chairman



Jan Schneider, M.D.



Attorney Job Taylor, III

June 3, 2010  
Date Approved/Accepted