



**Board of Selectmen  
Town Hall Hearing Room  
October 6, 2009  
Regular Meeting**

The meeting was called to order at 7:00 p.m. by Selectmen Jim Hoben. Selectmen present: Bud Groskopf, Jerry Sullivan, Erik Tolley and Suzanne McAuliffe. Also Attending: Town Administrator Robert C. Lawton Jr. The Board of Selectmen gave the pledge of allegiance.

## Public

1. Dick Martin – 3 Lanes Main Street (Route 28)

*Mr. Martin spoke to the Board about the possible negative impacts that could occur with widening Route 28 to three lanes. Mr. Martin felt that there was more traffic twenty years ago and currently traffic signals were the main culprit of traffic holdups. Road takings and decrease of green buffers were of a concern of his. He felt that the business owners have been ignored with the planning of this project. Ms. McAuliffe suggested a more interactive public meeting. Other board members agreed that a meeting where both sides can talk about the pros and cons of this proposal would be beneficial for the public and the board.*

2. Harris Contos – “Our Town: a Community in Conversation” project

*Mr. Contos announced a meeting on October 15<sup>th</sup> at the South Yarmouth Library to discuss the wastewater management and commercial redevelopment with DPW Director George Allaire. There will be additional meetings taking place where the public can meet with Town Employees to become better informed on what is taking place within the community.*

3. Patrick Dempco wanted to know if the Planning Board had any additional information regarding the Route 28 plans before the next Public hearing.

4. Tom Kelly asked if the Board of Selectmen watched the Board of Health meeting on October 5<sup>th</sup>. He requested adjustments to be made.

## Assessors Classification Hearing

*Mr. Lawton informed the Board that the Deputy Assessor requested to continue the hearing till October 20 but preliminary approval has been authorized by the State.*

Chairman Hoben turned over the hearings portion to Licensing Chair Jerry Sullivan

## Liquor Hearing

1. 43 Rte. 6A Inc., Ann O'Connor, mgr., d.b.a. **Lyric** requesting a change in hours on Sunday.

*Represented by Ann O'Connor. Ms. O'Connor gave a brief description as to the reason for this application being that it would allow her to better serve customer requests of service on Sunday mornings.*

**MOTION:** To move that the Board of Selectmen to close the hearing.

**Motion by:** Suzanne McAuliffe      **Seconded by:** Jim Hoben    Yea 5    Nay 0

**MOTION:** To move that the Board of Selectmen to grant the request for change in hours.

**Motion by:** Bud Groskopf      **Seconded by:** Suzanne McAuliffe    Yea 5    Nay 0

The meeting was turned back to Chairman Hoben.

## Interviews/Selection

### 1. One Yarmouth Member of D-Y School Committee (3)

- *John Henderson spoke to the Board, asking for consideration for appointment to the School Committee. He updated the Board on his qualifications. Ms. McAuliffe asked what would be his key educational priorities if appointed. Mr. Henderson mentioned looking into school consolidation which would allow increase quality education rather than quantity education. Mr. Tolley asked if Mr. Henderson could explain his primary motivation for his request of appointment and what is his number one priority. Mr. Henderson said that his number one priority is quality as a community at-large, and his primary motivation for applying was tackling the continued decrease in enrollment. Mr. Sullivan asked what philosophy Mr. Henderson would bring to the Committee. Mr. Henderson spoke about necessary cooperation between the Towns on the Committee. Mr. Hoben asked about what steps he would take in order to achieve the cooperation and open dialog. Mr. Henderson spoke about mistrust in the district financial formulas and opening the information to better inform and gain trust within the Committee.*
- *Brian Carey spoke to the Board, asking for consideration for appointment to the School Committee. Mr. Carey mentioned that the greatest threat to the Committee is relationships. He spoke about his goals on accomplishing bridging the gap between the Towns of Yarmouth and Dennis. Ms. McAuliffe asked about his ideas on educational quality. Mr. Carey said that he has a unique characteristic, he has children currently enrolled in the system. He sees first hand where the potholes are. Mr. Tolley asked what is his motivation and number one priority. Mr. Carey reiterated that the district and Town suffers from a lack of communication and trust. Bringing the two Towns together is his key motivation and number one priority. Mr. Groskopf asked if he would run for the position in May election. Mr. Carey said he would. Mr. Sullivan asked about the philosophy Mr. Carey would bring to the Committee. Mr. Carey said that he is most proud of his accomplishments with the Memorial Day celebrations, bringing the entire Town and all branches of citizens to join together. Mr. Hoben asked what steps he would do to bring the two Towns together. Mr. Carey said that change is constant, but trust needs to be eminent throughout and he will strive to accomplish securing trust.*

*The Board deliberated. Ms. McAuliffe spoke about the need for change. Current perception of the Committee is negative and she wants the Board's choice to turn that perception around. She felt that all correspondence in favor of Mr. Henderson was crisp and she is in favor of voting in favor of Mr. Henderson. Mr. Sullivan agreed and was also in favor of Mr. Henderson. Mr. Groskopf spoke about the financial difficulty in the upcoming future, and having a financial force on the Committee would be beneficial to the Town, so he would vote in favor of Mr. Henderson. Mr. Hoben said that both candidates were very qualified yet would vote in favor of Mr. Carey due to all of his dedication to the Town and the events he volunteers for. Mr. Tolley said that this appointment needs to be looked at with the interests of the children of two towns, not only the Town of Yarmouth which he would be in favor of Mr. Carey. Ms. McAuliffe said that having both financial and the youth's interest is possible in a single vote for a certain candidate.*

#### Cast of Votes

- *Jerry Sullivan for John Henderson*
- *Bud Groskopf for John Henderson*
- *Jim Hoben for Brian Carey*
- *Erik Tolley for Brian Carey*
- *Suzanne McAuliffe for John Henderson*

*Mr. Henderson was appointed to the D-Y School Committee.*

## W. Moran – Golf Course Construction Issues

Mr. Lawton informed the Board that Mr. Moran requested to be rescheduled at a later date.

### Selectmen

#### 1. Individual Items

- Erik Tolley asked about the possibility of not having a “No Meeting” packet. Ms. McAuliffe said that the majority of the material in the No Meeting packet is just to give the members a heads up. Mr. Sullivan hesitates in combining packets since there might be correspondence/events that may be missed. He suggested trying not picking up the packet but he warned that items will be missed. Mr. Peter Johnson-Staub suggested scanning in the material and emailing it out. Mr. Sullivan mentioned that not everyone has email so the board does not have the capabilities yet to accomplish an electronic packet.
- Mr. Tolley spoke about the available Freddy the Fire Engine CD and announced that the Fire Department has copies for the public.
- Ms. McAuliffe announced meetings that are coming up.
- Ms. McAuliffe spoke about the Board of Health meeting on October 5<sup>th</sup> and the difficult functioning of the members. She read from Robert’s Rules of Order. She updated the Board on the issue of the requested resignation from Mr. Snowden. Ms. McAuliffe announced opening interviews for the Board of Health. With the Town within the flu season it is not productive for the Board of Health to be preoccupied with non-health issues. There was discussion within the Board of Selectmen on possible changes they must do to make the Board of Health productive and more harmonious.

#### 2. Approval of Minutes – September 15 & 22, 2009

**MOTION:** To move that the Board of Selectmen to approve the minutes of September 15 and 22, 2009 with the amendment to the September 22 minutes that there was a concession vote of 3-2 to request Mr. Snowden to resign from the Board of Health.

**Motion by:** Bud Groskopf    **Seconded by:** Jerry Sullivan    Yea 5    Nay 0

### Town Administrator

#### 1. Consent Agenda

##### Donations

1. Bench Donations	
▪ Town of Yarmouth Employees	\$50.00
	<u>          </u>
	<b>\$50.00</b>
2. Police Department	
▪ University of Delaware	\$275.00
	<u>          </u>
	<b>\$275.00</b>
3. Animal Control – I.F.A.W.	
▪ Cash	\$406.00
	<u>          </u>
	<b>\$406.00</b>
4. Use of Town Hall Hearing Room	
▪ Cash	\$150.00
	<u>          </u>
	<b>\$150.00</b>
<b>Total</b>	<b>\$881.00</b>

**MOTION:** To move that the Board of Selectmen to approve the consent agenda.

**Motion by:** Erik Tolley    **Seconded by:** Jerry Sullivan    Yea 5    Nay 0

2. Other Items

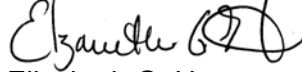
- *Seaside Festival Parade is on Sunday and those members being part of the parade will meet at 11:30 at the old Drive In. Mr. Lawton will contact Mr. Bob DuBois and notify him which Selectmen will be riding.*
- *Mr. Lawton informed the Board that nominations for the MPO were received.*

## **Adjourn**

**MOTION:** To move that the Board of Selectmen to adjourn the meeting at 8:25pm.

**Motion by:** Suzanne McAuliffe      **Seconded by:** Jerry Sullivan      Yea 5    Nay 0

Respectfully submitted,



Elizabeth G. Hartsgrove