

**MINUTES
BOARD OF SELECTMEN
SPECIAL WORKSHOP MEETING
TUESDAY, JANUARY 22, 2008**

Present: Selectmen – Suzanne McAuliffe, Jim Hoben, Bud Groskopf, Dr. William Marasco; Town Administrator – Robert C. Lawton Jr.

Public Forum

A. Pat Armstrong – Get Up and Get Active Award

Pat Armstrong – States that the Recreation Department has been working on improving the health and wellness of the community in addition to recreation. She introduces Joan Hogan who has been the Director of the Flax Pond program for the last five summers. Ms. Armstrong states that Joan Hogan and the staff came up with the idea of having a “get up and get active” contest for children in town to create a new game. Mary J. Rezendes is the winner of the contest. Ms. Armstrong presents Mary-Joan with a certificate for her accomplishments in creating Marble Bowling as well as gift certificates and games donated from local businesses.

Ms. McAuliffe – Thanks Mary-Joan and the Recreation Department for getting people up and going.

B. S. Kaczynski – Trash Concerns

Ms. McAuliffe – She introduces Mr. Stan Kaczynski and informs the Board that Mr. Kaczynski was featured in the Register for cleaning up all of Rt. 6A and trails in Yarmouth. She says that the Board has a letter in their packets from Mr. Kaczynski describing what his issues are with trash in Yarmouth.

Mr. Kaczynski - He states that trash is a much larger problem then just on Yarmouth’s beaches. He believes that the DPW Department has been doing a good job with cleaning up the trash but they could do an even better job. In addition he also states what department’s in town he believes could do a better job picking up trash.

Ms. McAuliffe – She says that she would like to have a Yarmouth Pride Day on Earth Day in April to have a community trash pick-up day. She also says that the Board will look into Mr. Kaczynski comments and suggestions.

Dr. Marasco – He states that during the winter time there are less police officers on duty therefore patrolling the main areas where people dump trash may be a good project.

ATM Special Article Review

A. Agriculture Commission

Bill Snowden Chair Yarmouth Agriculture Commission – He introduces members from the Commission, Tanya Johansen, and Martin Rivero. Mr. Snowden talks about the formation of the Commission and that to receive credits from the state, the Commission must be formed by town meeting. He also talks about the Right-to-Farm by-law.

Mr. Groskopf – He asks Mr. Snowden what the notification provision entails in the Right-to-Farm by-law?

Mr. Snowden – He states that a posting must be made in Town Hall stating that Yarmouth supports farming.

Discussion continues between the BOS and the Agricultural Commission on the Right-to-Farm by-law. The Board asks multiple questions to the Agriculture Commission with how the by-law will be implemented.

Ms. McAuliffe – She says that the BOS will keep the Right-to-Farm by-law on the warrant, but the BOS should get more information from the Board of Health in ensure that this new by-law will not affect any laws in the town or reduce the Board of Health's farming restrictions.

Mr. Groskopf – Asks further questions about the dispute resolution clause in the by-law.

Mr. Hoben – Asks the Commission what they have accomplished in the past two months since the Commission was formed.

Mr. Rivero – He states that the Commission has accomplished the development of a community garden at Senior Services. He also talks about the research the Commission currently working on to create more community gardens around Yarmouth.

Mr. Snowden – He states that the Yarmouth Commission has organized a Cape-wide meeting of all the Agricultural Commission's in the area. The meeting will be held on February 26th in the town hall hearing room. He continues to review the Commission's goals and plans for the future.

B. Community Preservation Committee

Curt Sears from CPC – Introduces other members of the CPC as well as members from several other Boards and Committees. He reviews the applications the CPC received this year.

Dr. Marasco – He comments that the town is facing a unique time because of the downturn in the economy and it might be a great opportunity to acquire land for open space and potentially de-develop some land specifically on Route 28.

Discussion continues with regards to creating open space on Route 28, and how to productively accomplish this goal without discouraging growth.

Mr. Groskopf – He asks the CPC to inform the Board on the process going forward with securing affordable housing in the community.

The CPC representatives then go on to explain the differences in the affordable housing entities such as the Affordable Housing Trust, Yarmouth Housing Committee, and Yarmouth Housing Authority.

Mr. Lawton – Explains what progress the Affordable Housing Trust is accomplishing including securing funds for a buy-down program possibly through grants.

Ms. McAuliffe – She explains how the Housing Trust will get funds for the future.

Discussion continues with regards to the Trust receiving money from CPC.

In addition a discussion occurs about how much money the State is willing to contribute to Housing, including repairs/modifications of current units, and matching funds.

C. Ambulance for Reserve for Appropriation

Ms. McAuliffe – She introduces Fire Chief Sherman and Deputy Kelleher. She states that the BOS has been thinking about including this article at town meeting for several years, in terms of being able to better cover capital needs in the town. She indicates that the idea behind the article is to use the ambulance fees for “general public safety” instead of only utilizing the funds for the Fire Dept. She asks Chief Sherman to detail what the implications would be to the Fire Dept. if the ambulance fees would be spread out to cover all public safety entities.

Chief Sherman – He states that he is against the article being put on the warrant for town meeting. He understands that the town has capital needs, but he wants people to know that the Fire Department isn’t just spending the money without oversight, but that they are required to go before the Capital Budget Committee to seek approval for spending any of the money. He goes over the history of the ambulance fees. He states that the funds have always been used for the Fire Department capital needs in addition a portion is to be used for offsetting wages and expenses and the remaining funds are used for fire capital items such as new ambulances, fire trucks, Fire Dept. building repairs, new construction added to Station 1, and engineering/design for Station 3.

Deputy Chief Kelleher – He reviews how the ambulance for reserve for appropriation funds have supported the AED program, and the ongoing maintenance of equipment for AED program as well as the funding of EMS equipment. He states that the Fire Dept. has extended an invitation to other town departments to look into what their needs are for EMS equipment to see if their needs can be met through the ambulance for reserve for appropriation funds.

Chief Sherman – He states that the remaining funds in the ambulance for reserve for appropriation do not cover all the needs that the Fire Dept. requests on a yearly basis. He indicates that the dept. budget depends on the ambulance receipts and it would be detrimental to the dept. if the receipts were diverted elsewhere.

Mr. Hoben – He states that he believes the intent of the article would be to not take away the funds that the Fire Dept. uses to offset their operating expenses but that the remaining money would be distributed between public safety capital needs.

Discussion continues with regards to where the ambulance for reserve for appropriation funds should be spent.

Ms. McAuliffe – She states that the town needs to be proactive and inventive in trying to distribute funds because of the dire financial situation the town is facing.

D. List of Zoning Articles

Mr. Lawton – Tells the Board that they have a memo from Terry Silvia the town planner explaining the 8 zoning articles. Mr. Lawton reviews the 8 articles.

The Board discusses the proposed zoning articles.

Dr. Marasco – He asks if the zoning articles could be explained in detail at a future BOS meeting?

Mr. Lawton – He states that he will have the Zoning Board attend a future meeting in February or March.

Discussion continues the regards to proposed warrant articles including the ambulance for reserve for appropriation.

Dr. Marasco – He says that he would like to have the other public safety entities come before the Board to discuss the possible ambulance for reserve for appropriation funds being used across the board for public safety.

Mr. Lawton – Informs the Board that research is being done to determine if charging for emergency response for car accidents could be possible.

Ms. McAuliffe – She states that next Tuesday the Board will be the vote on the warrant.

The Board has a discussion about the administration of ballot questions, including dates, pro/con statements and when D-Y Schools will have their assessment to the Board for the school override.

Adopt Committee Operations Policy

Ms. McAuliffe – She asks the Board if they are ready to vote to adopt the Committee Operations Policy which they have previously reviewed.

Dr. Marasco – He reviews section III and IV of the policy with regards to alternates on boards.

Ms. McAuliffe – She states that she would like the policy to not single anyone out and be all encompassing so that individual boards do not feel left out.

Discussion continues reviewing the sections of the Committee Operations Policy.

Ms. McAuliffe – She asks the Board is they would like to make a motion to approve the policy?

Mr. Groskopf – Motions to approve the policy. Seconded by Mr. Hoben.

Discussion continues on whether or not the policy is geared toward solving problems with one particular committee or if the policy is an overall policy for all committees.

Motion to approve Committee Operations Policy, Seconded. **VOTE 3-1** (Dr. Marasco)

Consent Agenda

Town Administrator reviews the consent agenda.

Moved, Seconded. **VOTE 4-0**

Town Administrator's Report

Selectmen - Discuss setting hearing date with Cape Cod Commission to review progress of the Commission. Selectmen set March 25th, 2008 at Mattacheese Middle School for the meeting.

Mr. Lawton – Discusses the current status of on goings with the Barnstable Airport. He also states that he has asked Attorney Koff to investigate what the next steps are going forward with the airport.

Mr. Lawton – Reviews the ballot questions.

Selectmen's Items

Dr. Marasco – Reviews the article for sewerage along Rt. 28 which will be on the warrant for 2008 ATM.

Selectmen discuss the formula to assess taxpayers for funding the sewerage project.

Adjourn

Ms. McAuliffe – Asks for a motion to adjourn.

Moved, Seconded. **VOTE 4-0.**

Meeting adjourned at 9:15p.m.

**BOARD OF SELECTMEN SPECIAL WORKSHOP MEETING
JANUARY 22, 2008
(CONSENT AGENDA)**

Donation to the Library from Cape Cod Five Cent Savings Bank - Funds for materials for the Annual Teen Read Event	\$200.00
Donation to Recreation Department Proceeds from Youth Basketball Clinic hosted by the Mid-Cape Hoops School	\$330.00
Donation to Yarmouth Fire Department from:	
OE Anon	\$20.00
AAUW	\$25.00
Contribution to Town of Yarmouth from Vacation Resorts International Re Neptune Lane for Drainage Improvements	\$15,000.00
Donation to Yarmouth Police Department from Yarmouth Lodge #2270	\$500.00
Training Donation	<u>\$2,250.00</u>
TOTAL	\$18,325.00

Approved: VOTE 4-0

Date: January 22, 2008