



Board of Selectmen **Regular Meeting Minutes** **January 5, 2016**

The regular meeting was called to order at 6:00 p.m. in the Town Hall Hearing Room by Selectman Post. Selectmen present: Norm Holcomb, Jim Quirk, and Michael Stone. Chairman Tolley joined the meeting in progress. Also attending: Town Administrator, William Hinchey. The Board of Selectmen gave the Pledge of Allegiance.

1. Public Announcements & Comments

Mr. John Pappadonis stated he is speaking in support of Coach Jim Hoar being reinstated as the sailing program coach.

Mr. Joe Goldstein, Chairman of the Finance Committee, briefed the Board and the public on the progress of the FY17 budget review. Additionally, he informed the Board that the Finance Committee voted at their last meeting that they would not approve expenditure of any additional funds for the purpose of another town administrator search. Further, he stated that he felt it was important to the town, town employees, and the residents that an expedient resolution to the town administrator selection process be forthcoming.

Ms. Vida Morris commented on the town administrator selection process and her views on supporting a candidate who enthusiastically supported a large expenditure of taxpayer funds for a wastewater project, then hired the same consulting firm as the town paid previously for a wastewater study, and already hired a DPW director with wastewater experience. Additionally, she is not in support of a candidate who aggressively supports the use of CPA funds for extravagant projects within the town. She further commented on the Coach Hoar matter and stated the Board should take a harder look at the circumstances surrounding his release from employment.

Ms. Kristen Sullivan-Stone, Ms. Pam Walsh, Ms. Julia Johnson, Mr. Jack Merck, Mr. Jim Douglas, and Ms. Keira Casey commented on the positive influence and dedication that Coach Hoar has had on so many students and residents of Yarmouth, and voiced their support for Mr. Jim Hoar being reinstated as the sailing coach.

Mr. Bill Hinchey, Town Administrator, commented that the Coach Hoar issue, as a personnel matter, is a very sensitive issue and caution needs to be exercised with regard to publicly discussing the matter. Further, he commented that the issue was decided by two very experienced staff members and he supports their decision. However, he stated that he has initiated a process to revisit the matter and possibly reach some common ground with Mr. Hoar.

2. FY17 Budget Presentation

Mr. Hinchey briefed the Board on the proposed FY17 Budget using a PowerPoint presentation. The presentation is available in the January 5, 2016 Board of Selectmen Agenda Packet for review (<http://ma-yarmouth.civicplus.com/DocumentCenter/View/5162>).

The Board had comments and general questions on some line items within the budget. Mr. Hinchey explained that staff will prepare specific presentations for each question or budget line item the Board would like.

MOTION: To move that the Board of Selectmen submit the FY17 Budget to the Finance Committee as presented.

Motion by: Tracy Post

Seconded by: Jim Quirk

Yea 5 Nay 0

3. Town Administrator Appointment Process

Chief Frederickson spoke on behalf of the town department heads in support of Mr. Johnson-Staub's appointment to the town administrator position.

Selectman Holcomb suggested that, given the Board members' positions on nominating a town administrator, perhaps consideration might be given to offering a shorter term contract. Chairman Tolley commented that he believes the process, in the past, has been to appoint the town administrator, then negotiate the terms of a contract. He then asked for a motion to end the current search to then be able to move forward with the process.

MOTION: To move that the Board of Selectmen nominate Peter Johnson-Staub as Interim Town Administrator effective January 23, 2016 for a term of 90 days or sooner if the position is otherwise filled, allowing Mr. Johnson-Staub to revert to his previous position of Assistant Town Administrator if an alternate candidate is appointed.

Motion by: Tracy Post

Seconded by: Norm Holcomb

Yea 3 Nay 0 Abstain 2

Chairman Tolley asked for volunteers to serve as a negotiating team to work out the details of the interim town administrator contract. Selectmen Post and Quirk volunteered to serve as the negotiating team members.

MOTION: To move that the Board of Selectmen appoint Selectmen Tracy Post and Jim Quirk as the Negotiating Team to negotiate an Interim Town Administrator contract with Mr. Peter Johnson-Staub.

Motion by: Norm Holcomb

Seconded by: Erik Tolley

Yea 5 Nay 0

4. Town Counsel Appointment Process

Mr. Hinchey explained the processes available are to assemble a list of the attorneys and/or firms the Board is interested in and ask them in for interviews. Another process is to advertise for the position and solicit input from many attorneys and/or firms, review the letters of interest and resumes, reduce the applicants to a number the Board would like to interview, and then conduct interviews of the finalists in open session. No contracts, rates, or fees need to be negotiated at that time. Once an appointment is made, the Town can negotiate terms with the selected candidate and/or firm.

MOTION: To move that the Board of Selectmen advertise for the town counsel position.

Motion by: Jim Quirk

Seconded by: Tracy Post

Yea 5 Nay 0

5. Board of Selectmen

a. Board and Committee Actions. Appointments Chairman Quirk outlined the letter of resignation from Ms. Debra Martin from the Board of Appeals.

MOTION: To move that the Board of Selectmen accept, with thanks, the resignation of Ms. Debra Martin from the Board of Appeals.

Motion by: Tracy Post

Seconded by: Mike Stone

Yea 5 Nay 0

b. Approval of Minutes.

MOTION: To move that the Board of Selectmen approve the Board of Selectmen Minutes for December 3rd and December 4th, 2015.

Motion by: Jim Quirk

Seconded by: Tracy Post

Yea 5 Nay 0

c. Individual Items.

1) Selectman Holcomb commented that he feels the Board did not finish its business in that an interim town administrator has been appointed but nothing was decided on a new search process. Chairman Tolley explained that he felt a "cooling down" period might be in order and that the Board can revisit the matter in 60-90 days. Discussion was held on alternate search options that might be available.

2) Selectman Stone offered his condolences to Mr. Tom George and his family on the passing of his son recently. He also wished a happy birthday to his wife and expressed his appreciation for her exhaustive work as a teacher of 40 years. Mr. Stone also commented on the people who showed this evening to demonstrate their support for Coach Jim Hoar.

3) Selectman Quirk offered, belatedly, his Christmas message, a quote from Mother Teresa: "Few of us can do great things, but all of us can do small things with great love."

6. Town Administrator's Items

a. Consent Agenda

Donations:

• Senior Services	
- F. Lamalva	\$ 25.00
- C. Esteves	\$ 20.00
YPD	
- Joseph Ravalese III	\$ 200.70
- Executive Office of Environmental Affairs	\$ 550.00
• YFD	
- Margaret & Pete Rice	\$ 25.00
- Sea Notes	\$ 25.00
• Parks & Recreation	
- Anonymous Donor	\$ 50.00
- Cape Cod Senior Softball League	\$ 2,500.00
- Community Visions	\$ 5,878.33
- Rotary Club of Yarmouth	\$ 250.00
TOTAL	\$ 9,524.03

MOTION: To move that the Board of Selectmen approve the Consent Agenda.

Motion by: Norm Holcomb

Seconded by: Tracy Post

Yea 5

Nay 0

Selectman Holcomb commented that he will not be available for Mr. Hinchey's last Board of Selectmen meeting and has other travel plans the end of January/early February but wanted to express his appreciation and thanks to Mr. Hinchey for his professionalism and hard work on behalf of the town.

b. Town Administrator Updates. None.

7. Adjourn

MOTION: To move that the Board of Selectmen adjourn the meeting.

Motion by: Jim Quirk

Seconded by: Tracy Post

Yea 5

Nay 0

Respectfully submitted,



Linda Dennehy

DISTRIBUTED MATERIAL AGENDA PACKET

- FY17 Budget Presentation
- Memo to Chairman, BOS from Assistant Town Administrator dated December 21, 2015 re: Town Counsel Selection
- Email to Board of Appeals from Debra Martin dated December 23, 2015 re: Resignation
- Board of Selectmen Meeting Minutes of December 3, 2015
- Board of Selectmen Meeting Minutes of December 4, 2015
- Memo to BOS from Parks & Recreation dated December 10, 2015 re: Donations
- Memo to Town Administrator from Senior Services dated December 1, 2015 re: Gifts
- Memo to BOS from Parks & Recreation dated December 21, 2015 re: Donations
- Memo to Town Administrator from YFD dated December 21, 2015 re: Gifts
- Memo to Town Administrator from YFD dated December 28, 2015 re: Gifts
- Memo to BOS from Parks & Recreation dated December 29, 2015 re: Donations
- Memo to BOS from YPD dated December 29, 2015 re: Donation Request
- Memo to BOS from YPD dated December 30, 2015 re: Donation Request
- Memo to BOS from Parks & Recreation dated December 30, 2015 re: Donations
- Yarmouth Seaside Festival Letter dated December 8, 2015
- Yarmouth Board of Health Meeting Agenda for December 14, 2015
- Yarmouth Finance Committee Minutes of December 17, 2015