



Board of Selectmen
Regular Meeting Minutes
March 1, 2016

The regular meeting was called to order at 6:30 p.m. at Bridgewater State University, Room 205, by Vice Chairman Tracy Post. Selectmen present: Norm Holcomb, Jim Quirk, and Michael Stone. Also attending: Interim Town Administrator, Peter Johnson-Staub.

1. Public Announcements & Comments

Ms. Andrea St. Germaine, School Committee, made the following announcements:

- Kindergarten registration will be held on Wednesday, March 9, 2016 from 9:45 am-3:00 pm at all elementary schools.*
- The high school band will conduct a concert on March 9th at 7:00 pm in the small cafeteria.*

Ms. Eleanor Thrope commented on safety concerns regarding the intersection of Pine Street and White Rock Road due to numerous accidents; she asked that a stop sign be placed on Pine Street at that intersection.

Ms. Vida Morris commented on the wastewater treatment project and expressed her view that the current project is no different than the project rejected by the residents in 2011 and the taxpayers cannot afford the extravagant price tag of this project. Further, she commented on the EPA and its mandates are in the process of being reined in by the courts.

Ms. Morris reiterated her concern over the town buying and using very expensive vehicles to launch boats. Additionally, she opposes the expenditure of \$500,000 of taxpayer funds for a pavilion at Packets Landing. She also stated that Superintendent Woodbury should be asked to bring the principal of Mattacheese Middle School to the school budget presentation to explain why that school cannot be brought out of level 3 status.

Mr. Don Costa commented on and expressed support for the Packet Landing pavilion project.

Mr. Joe Glynn commented on the Cape Wind project, the regional agreement, and the proposed feasibility studies for the schools and suggested the Board should do a lot of research and planning before entering into any further agreements.

Mr. Tom Nickinello thanked Bridgewater State University for the use of their facilities for this meeting.

2. Public Hearing

Proposed Parks & Beach Rules and Regulations Changes (2nd hearing). Selectman Post explained that after the first hearing, Director of Parks and Recreation, Pat Armstrong, was going to go back to the Recreation Commission for additional information and clarification on some of the proposed rules and regulations changes. Ms. Armstrong advised the Board that the Recreation

Commission incorporated the Board's recommendations from the first hearing, made some grammatical and spelling corrections, incorporated the correct language for firearms as recommended by Chief Frederickson and Director of Natural Resources, Karl von Hone, and reworded the language with regard to trash disposal and the guidelines for allowing dogs on the beaches. Ms. Armstrong commented that she has not received any further feedback from the public regarding the proposed changes though she is away that the Board did receive one piece of correspondence in support of allowing dogs on the beaches during off-season months.

Selectman Post asked Ms. Armstrong if the Recreation Commission has voted on the updates to the proposed rules and regulations. Ms. Armstrong stated that the Commission has not voted on the proposed rules and regulations yet though they did state they were comfortable with the changes suggested by the Board. Selectmen Stone and Holcomb stated they were happy to see the Board's recommended changes incorporated into the regulations. Mr. Holcomb asked for clarification on the wording of the signage which will be put in place for the nesting areas on Seagull Beach and Gray's Beach. Ms. Post asked Director von Hone if he had contacted the petitioner of the town meeting petition to allow dogs on the beach. Director von Hone stated that he has contacted Mr. Goodwin and explained the proposed changes to the rules and regulations which will allow for leashed dogs on public beaches, including the restrictions that will be in place. Mr. Goodwin was pleased with the recommended changes and stated he would withdraw his petition if the Board approves these rules and regulations.

MOTION: To move that the Board of Selectmen close the public meeting.
Motion by: Norm Holcomb **Seconded by:** Jim Quirk Yea 4 Nay 0

MOTION: To move that the Board of Selectmen approve the proposed Parks & Beach Rules and Regulations, as amended.
Motion by: Norm Holcomb **Seconded by:** Jim Quirk Yea 4 Nay 0

3. Review of Annual Town Meeting Warrant Articles

a. Parker's River Articles. Town Planner, Kathy Williams, provided an overview to the Board on the easements and right-of-way articles that will be on the warrant for town meeting. These articles are necessary for the Parker's River Tidal Restoration Bridge Replacement Project. The Planning Board is hosting a public hearing on Wednesday, March 2nd in the town hall hearing room beginning at 5:00 p.m. to inform the public and answer any questions they may have with regard to this project. The Board had questions on the temporary and permanent easements associated with this project.

MOTION: To move that the Board of Selectmen support the two Parker's River Tidal Restoration Bridge Replacement Project articles, as proposed.
Motion by: Norm Holcomb **Seconded by:** Jim Quirk Yea 4 Nay 0

b. CPA Articles. Mr. Gary Ellis, Chairman, Community Preservation Committee, and Ms. Jennifer Copeland, Program Coordinator, provided a short brief of the 12 projects under six articles to be presented at town meeting. The projects include:

- 1) Two Affordable Housing Projects
 - Homeownership Preservation Program \$ 75,000
 - Housing Preservation Program \$ 118,000

- 2) Two Municipal Affordable Housing Trust (MAHT) Projects
 - MAHT General Deposit No. 10 \$ 288,500
 - MAHT Motel Redevelopment FY16 \$1,000,000

- 3) Three Historic Resource Projects
 - Capt. Bangs Hallet Museum Wall Restoration \$ 13,958
 - Taylor-Bray Archaeology Examination \$ 24,000
 - Taylor-Bray Pasture Fence Replacement \$ 20,675

- 4) Two Open Space Preservation Projects
 - Parker's River Bridge Replacement \$ 800,000
 - Parker's River Bridge Supplemental Funds \$ 800,000

- 5) Three Recreation Projects
 - Splash Pad Site Selection Design/Permits \$ 22,000
 - Seagull Boardwalk & 669 Rt. 28 Riverwalk \$ 84,000
 - 1377 Bridge St. Packet Landing Pavilion \$ 517,500

The Board had some questions concerning bundling of projects and how would the voters treat the article if they do not support one or more of the projects. Mr. Ellis informed the Board that the article could be amended from the floor, placing one or more projects on hold.

c. Packet Landing Articles. Town Planner, Kathy Williams, provided the Board with an update to the Packet Landing Pavilion project. An update from the previous presentation to the Board includes a reduction from the original estimate of approximately \$500,000, which the Board and the Community Economic Development Committee did not support, to approximately \$375,000. Ms. Williams described the concept drawings of the project which includes the pavilion with a cupola and light well, seating areas, restrooms, and parking areas; she also described some of the cost saving changes that have been made to the new concept drawings which include moving the restrooms to a lower level rather than a separate building, a smaller cupola, and removing the covered entry.

MOTION: To move that the Board of Selectmen support the two Affordable Housing Projects, the two Municipal Affordable Housing Projects, the three Historic Resource Projects, and the two Open Space Preservation projects.

Motion by: Jim Quirk

Seconded by: Norm Holcomb

Yea 4 Nay 0

The three Recreation Projects are on hold for the moment. The Board wants additional time to think about the recreation projects but will review again at a later meeting.

d. Zoning Articles. Mr. Norm Weare, Chairman of the Planning Board, and Kathy Williams presented the zoning articles to the Board. The first zoning article deals with motel by-laws; the second zoning article concerns employee housing at non-motels/hotel amendments; and the third zoning article concerns miscellaneous zoning amendments. The Planning Board has reviewed these articles, held public hearings, and voted 6-0 in support of the articles.

MOTION: To move that the Board of Selectmen support the three Zoning Articles.

Motion by: Norm Holcomb

Seconded by: Mike Stone

Yea 4 Nay 0

4. Board of Selectmen

a. Board and Committee Appointments.

MOTION: To move that the Board of Selectmen appoint Norman Holcomb and Nathan Small to the Yarmouth Affordable Housing Trust as reappointments for two-year terms to run through February 2018.

Motion by: Tracy Post

Seconded by: Mike Stone

Yea 4 Nay 0

b. Approval of Minutes

MOTION: To move that the Board of Selectmen Approve and Hold the Board of Selectmen Executive Session minutes of October 27, 2015 and February 9, 2016.

Motion by: Jim Quirk

Seconded by: Norm Holcomb

Yea 4 Nay 0

c. Individual Items

1) Selectman Holcomb commented on the upcoming School Committee workshop meeting to discuss capital expenditures. He felt it was important for the Board members to attend and participate in this meeting. Mr. Holcomb plans to attend; Selectman Stone plans on attending as well.

Selectman Holcomb expressed his view that the Board should not exclude off-Cape law firms during the Board's town counsel search. He felt there were some shortcomings in the letters of interest from the local firms that applied. He believes the Board should interview law firms off-Cape as well to ensure the best possible selection is made for the town.

2) Selectman Post reminded the Board and the public that the St. Patrick's Day Parade is this coming Saturday, March 5th.

5. Town Administrator's Items

a. Consent Agenda.

- Certificate of Appointment of Trustees of the Affordable Housing Trust
- Community Development Block Grant (CDBG) One-Year Action Plan for Program Year 2016
- Memo to BOS from OKH Historic District Committee dated February 16, 2016 re: OKH insert for inclusion in the 2016 spring water Bills
- Application for Special Entertainment License from South Yarmouth United Methodist Church for Easter Service/Summer Beach Services

Donations:

- Parks & Rec
 - Sherry Sajban \$ 300.00
 - Patience Smith Cabrera \$ 150.00
 - Mr. & Mrs. Alan Delaney \$ 150.00
 - Debra Thomas \$ 150.00
 - Haley Elegant \$ 150.00
 - Dawn Johnson \$ 150.00

- Martha Golenski	\$ 150.00
- Celeste Lockwood	\$ 150.00
• YFD	
- Elizabeth Cohan	\$ 75.00
• Libraries	
- Massachusetts Library System	\$ 100.91
- Elaine Hondorf	\$ 13.00
- Kathleen Schatz	\$ 50.00
- Diane Quaid	\$ <u>60.00</u>
TOTAL	\$ 1,648.91

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

Motion by: Jim Quirk

Seconded by: Norm Holcomb

Yea 4

Nay 0

b. Town Administrator Updates. None.

6. Adjourn

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

Motion by: Jim Quirk

Seconded by: Norm Holcomb

Yea 4

Nay 0

Respectfully submitted,



Linda Dennehy

DISTRIBUTED MATERIAL AGENDA PACKET

- Legal ad, email from Ms. Doreen Hughes re: Dogs/Beaches, and Proposed Parks and Beaches Rules and Regulations Changes
- Memo to BOS from Town Planner dated February 16, 2016 re: Parker's River Tidal Restoration Bridge Replacement Project Articles for Easements & Takings
- Community Preservation ATM Articles
- Memo to BOS from Director of Community Development and Town Planner dated February 25, 2016 re: Packet Landing Pavilion
- Memo to Acting Town Administrator from Town Planner dated February 18, 2016 re: Zoning Articles and 2016 ATM Zoning Amendments
- Memo to BOS from Appointments Chairman dated February 26, 2016 re: Yarmouth Affordable Housing Trust Reappointments
- Executive Session Minutes of October 27, 2016 (under separate cover)
- Executive Session Minutes of February 9, 2016 (under separate cover)
- Memo to BOS from Mary Waygan dated February 24, 2016 re: Certificate of Appointment of Trustees of the Affordable Housing Trust
- Memo to BOS from May Waygan dated February 24, 2016 re: Community Development Block Grant (CDBG) One-Year Action Plan for Program Year 2016
- Memo to BOS from Parks & Recreation dated February 24, 2016 re: Donations
- Application for Special Entertainment License from South Yarmouth United Methodist Church for Easter Service/Summer Beach Services
- Memo to Acting Town Administrator from YFD dated February 9, 2016 re: Gifts
- Memo to Acting Town Administrator from Libraries dated February 19, 2016 re: Donations
- Memo to BOS from OKH Historic District Committee dated February 16, 2016 re: OKH Insert - 2016 Spring Water Bills
- Finance Committee Agenda for February 17, 2016
- Finance Committee Agenda for February 10, 2016
- Finance Committee Minutes of February 3, 2016
- Memo to BOS from Cemetery Ad Hoc Committee dated February 19, 2016 re: Public Meeting
- Email to Department Heads and Support Staff from Dan Mills dated February 22, 2016 re: Thank you
- Emails between Town Counsel and Acting Town Administrator dated February 24, 2016 re: ATM Warrant with ATM Warrant Summary
- Email to Peter Johnson-Staub from Pat Armstrong dated February 24, 2016 re: Use of Ford Explorer
- Email to Bill Hinchey from Linda Dennehy dated December 14, 2015 re: Recruiting Services Consultants for Town Administrator
- MassDOT Route 6 Sign Replacement Project