



## Board of Selectmen Public Meeting Minutes May 23, 2017

The regular meeting was called to order at approximately 6:00 p.m. in the Town Hall Hearing Room by Selectman Mike Stone. Selectmen present: Tracy Post, Erik Tolley, Norm Holcomb, and Mark Forest. Also attending: Town Administrator Dan Knapik and Interim Assistant Town Administrator, Robert Lawton.

### 1. Public Announcements & Comments

a. Vida Morris spoke on the costs of the regional wastewater proposal and the D-Y school de-regionalization.

b. Andrea St. Germain of the D-Y School Committee updated the Board on upcoming concerts and events at the schools. D-Y Graduation will be held on Saturday, June 10<sup>th</sup>. Ms. St. Germain assured Mr. Holcomb that she updates the school committee on what transpires at the Selectmen's meetings, but agreed that it might be necessary for the two groups to clarify their communications process.

c. David Still, Communications Coordinator for the Cape Cod Commission invited the Board and the public to the One Cape Summit on Thursday and Friday, June 22 and 23. Discussions will include wastewater, housing, regional infrastructure, and other topics.

d. Swearing in of Newly Elected Officials: Town Clerk Phil Gaudet swore in School Committee Member Andrea St. Germain, Town Moderator Dan Horgan, and Selectman Mark Forest.

c. BOS Presentation to outgoing Chairman Jim Quirk was rescheduled.

### 2. Board of Selectmen Reorganization

**MOTION: To nominate Tracy Post as Chair.**

**Motion by:** Mark Forest      **Seconded by:** Erik Tolley      Yea 3      Nay 0      Abstain 2

**MOTION: To nominate Norm Holcomb as Vice Chair.**

**Motion by:** Tracy Post      **Seconded by:** Mike Stone      Yea 5      Nay 0

**MOTION: To nominate Erik Tolley as Clerk.**

**Motion by:** Tracy Post      **Seconded by:** Mike Stone      Yea 5      Nay 0

**MOTION: To nominate Mike Stone as Licensing Chair.**

**Motion by:** Tracy Post      **Seconded by:** Erik Tolley      Yea 5      Nay 0

**MOTION: To nominate Mark Forest as Appointments Chair.**

**Motion by:** Tracy Post      **Seconded by:** Erik Tolley      Yea 5      Nay 0

**MOTION: To nominate Norm Holcomb as Ambulance Waiver Administrator.**

**Motion by:** Tracy Post

Mr. Holcomb suggested that it was time for a new administrator. Mr. Forest volunteered.



being evaluated and addressed with the DEP, the Town of Barnstable, the County, and the Hyannis Water District. Eight new groundwater monitoring wells have been installed and soil samples are being analyzed. An Immediate Response Action Plan was submitted and has been approved by the DEP. Additional assessments are ongoing, and copies of the next report will be forwarded to the Board of Selectmen.

Ms. Post asked that any information affecting Yarmouth be forwarded in a timely manner. She also asked if there is any proactive noise monitoring in place. Mr. Breault advised there is the Flight Path Monitoring Program, quarterly tenant meetings, and pilot meetings. In some cases, egregious violators have been reported to the FAA. Also, Commission meetings and the Community Working Group meetings are open to the public.

#### **4. Clause 41C Senior Exemptions Workshops Brief**

Andy Machado, Director of Assessing, gave an overview of the plans for the upcoming influx of Senior Exemption applications. The Assessor's Office, in collaboration with the Collector's and Treasurer's Offices and Senior Services, will offer four workshops this year to assist applicants, and one-on-one assistance will be available. This year the exemption amount has gone up to \$1,000; and income, asset, and Social Security thresholds have increased. Per Ms. Post's suggestion, the Department will post the PowerPoint portion of the workshop online and on Channel 18 in advance of the workshops. Last year 188 residents applied.

#### **5. Multi-Town Wastewater Cooperative Agreement**

Town Administrator Dan Knapik asked the Board to nominate a representative to the Tri-Town Wastewater Committee. Wastewater funding sources and the function of the Committee were discussed. Mr. Forest volunteered to serve on the Committee.

**MOTION: To move that the Board of Selectmen appoint Mark Forest as representative to the Tri-Town Wastewater Committee.**

**Motion by: Mike Stone**

**Seconded by: Erik Tolley**

**Yea 5 Nay 0**

#### **6. D-Y De-regionalization / Alternative Funding Formulas**

Town Administrator Dan Knapik advised the Board that Cleon Turner will serve as liaison to begin the process of negotiating a successor agreement to the current one. In preparation for the June 27<sup>th</sup> workshop meeting, a series of motions was discussed and voted. Vice Chairman Stone clarified that the Board is not endorsing any of the proposals; it is only asking for the information in order to aid the decision-making process. The quality of education is also a factor in the ultimate decision.

**MOTION: To move that the Town Administrator provide to the Board of Selectmen a summary of the last ten years of the alternative formula versus the Chapter 70 formula.**

**Motion by: Erik Tolley**

**Seconded by: Norm Holcomb**

**Yea 5 Nay 0**

**MOTION: To move that the Town Administrator provide to the Board of Selectmen a cost proposal for de-regionalizing, except for the D-Y High School.**

**Motion by: Erik Tolley**

**Seconded by: Norm Holcomb**

**Yea 5 Nay 0**

**MOTION: To move that the Town Administrator provide to the Board of Selectmen a cost proposal for fully de-regionalizing.**

**Motion by: Norm Holcomb**

**Seconded by: Erik Tolley**

**Yea 5 Nay 0**

**MOTION: To move that the Town Administrator provide to the Board of Selectmen a summary of the experience of representative communities that have de-regionalized.**

**Motion by: Erik Tolley                      Seconded by: Norm Holcomb                      Yea 5    Nay 0**

**MOTION: To move that the Town Administrator provide to the Board of Selectmen a cost estimate with the projected change in enrollment under the previous district agreement and the Chapter 70 funding formula for the next five years.**

**Motion by: Tracy Post                      Seconded by: Erik Tolley                      Yea 5    Nay 0**

**MOTION: To move that the Town Administrator provide to the Board of Selectmen the potential contribution Dennis will need to make to the Mattacheese project capital cost under the present agreement, and likewise, how much Yarmouth might have to make for the anticipated Dennis Capital project going forward.**

**Motion by: Erik Tolley                      Seconded by: Norm Holcomb                      Yea 5    Nay 0**

The Board discussed establishing a de-regionalization committee similar to the one Dennis formed last year. Mr. Knapik will work with the school administration to assemble information on the District's shortfall as a result of Chapter 70 for input into the pending legislation on revising the formula.

Ms. Post, Mr. Stone, Mr. Holcomb, and Mr. Tolley all expressed interest in serving on the D-Y School Agreement Committee. After discussion, the Board agreed to hold off until after the Joint Workshop Meeting.

## **7. Board of Selectmen Items**

### 1. Board and Committee Actions

a. Appointments Chair Erik Tolley asked the Board to appoint Danielle Hayward to Yarmouth Scholarship Committee for a three-year term to run through November 2019.

**MOTION: To move that the Board of Selectmen appoint Danielle Hayward to the Yarmouth Scholarship Committee for a three-year term to run through November 2019.**

**Motion by: Norm Holcomb                      Seconded by: Tracy Post                      Yea 5    Nay 0**

b. Appointments Chair Erik Tolley asked the Board to accept the resignations of Donna Porter Howard and Megan Homer from the Cemetery Committee, with regret.

**MOTION: To move that the Board of Selectmen accept the resignations of Donna Porter Howard and Megan Homer from the Cemetery Committee, with regret.**

**Motion by: Norm Holcomb    Seconded by: Tracy Post    Yea 4    Nay 0    Abstain 1 (Mike Stone)**

c. Appointments Chair Erik Tolley asked the Board to accept the resignation of Bob Churchill from the Drive-In Site Utilization Committee, with regret.

**MOTION: To move that the Board of Selectmen accept the resignation of Bob Churchill from the Drive-In Site Utilization Committee, with regret.**

**Motion by: Tracy Post                      Seconded by: Erik Tolley    Yea 4    Nay 0    Abstain 1 (Norm Holcomb)**

## 2. Approval of Minutes of May 6, 2017

**MOTION: To move that the Board of Selectmen approve the Board of Selectmen Meeting Minutes for May 6, 2017.**

**Motion by: Erik Tolley**  
**Seconded by: Tracy Post Yea 3 Nay 0**  
**Abstain: 2 (Norm Holcomb, Mark Forest)**

## 3. Upcoming Agenda Review

Mr. Knapik reported that Anthony's Cummaquid will not be ready in time for the June 6<sup>th</sup> hearing; however, it will take place and it is in the applicant's best interest to be present. July 11: Discussion of the Board of Selectmen's goals; Town Administrator's evaluation process; Board of Selectmen's communication/email policy.

## 4. Individual Items

The Board welcomed Mr. Forest; Mr. Tolley noted the return of the Volunteer Appreciation Breakfast on May 24; Ms. Post noted the May 29<sup>th</sup> Memorial Day Ceremony at 11:00 a.m.; Mr. Forest thanked the voters and the Board.

## 8. Town Administrator's Items

## 1. Consent Agenda:

- Application for Special Entertainment License from Teresa Mullen for Bass River Arts & Craft Festival dated January 16, 2017
- Memo to BOS from Parks and Recreation dated May 16, 2017 re: Donations
- Memo to Town Administrator from Libraries dated May 5, 2017 re: Donations
- Memo to BOS from Natural Resources dated May 11, 2017 re: Donation
- Proclamation for Coach Scott Pickler Day on June 9, 2017
- Memo to BOS from Parks and Recreation undated re: Request for Free Parking for Cape Cod Quahog Day
- Letter to BOS from Yarmouth Library Association dated May 3, 2017 re: Tent Fee Waiver

**Donation:**

- Parks & Recreation
  - The Friday Club \$ 500.00
- Libraries
  - South Yarmouth Library Association \$ 105.00
  - Brian and Elizabeth Rixham \$ 170.00
  - Margaret and Peter Rice \$ 100.00
  - Bruce and Diana Emond \$ 35.00
  - Edward Bullock \$ 100.00
  - Leo and Susan Rainville \$ 25.00
  - Hyannis Public Library Association \$ 14.95
  - S.N.E.S.A.A. \$ 13.99

- Natural Resources  
- Joanne Jackson \$ 50.00
- TOTAL \$1,113.94**

**MOTION: To move that the Board of Selectmen approve the consent agenda.**  
**Motion by: Norm Holcomb Seconded by: Erik Tolley Yea 5    Nay 0**

2. Town Administrator Updates:

Amended Water Supply Agreement with the Town of Barnstable. Interim Assistant Town Administrator Bob Lawton presented the five-year agreement with a fixed amount, eliminating the “escalator clause.” Rate increases in Barnstable will likely be made for capital improvements. Discussion ensued and Mr. Stone suggested reducing the term to one year with an option to renew.

**MOTION: To move that the Board of Selectmen authorize the Town Administrator to sign the final agreement with the amendment that the term be one year with an option to renew.**  
**Motion by: Mark Forest Seconded by: Erik Tolley Yea 5    Nay 0**

Mr. Knapik updated the Board on the HOME Consortium’s success rate of the down payment assistance program, which is 99%. Also, the Yarmouth Police Department has been awarded the New England Chiefs of Police Community Policing Award for Excellence in Policing for the second time in four years. Officers Erica Wenberg, Diana Wells, Melissa Alden, and Mary Gibney were also recognized by the Massachusetts Association of Women in Law Enforcement for their contributions to the community.

**9. Adjourn**

**MOTION: To move that the Board of Selectmen adjourn the meeting.**  
**Motion by: Mark Forest Seconded by: Mike Stone Yea 5    Nay 0**

Meeting adjourned at approximately 8:45 p.m.

Respectfully submitted,



Linda Dennehy

## DISTRIBUTED MATERIAL AGENDA PACKET

- Board of Selectman Positions Chart
- Clause 41C Senior Exemptions Workshops Press Release
- Memo to BOS from Interim Assistant Town Administrator dated May 17, 2017 re: Water Supply Agreement with Town of Barnstable with Proposed Renewal Agreement
- Proposed Motions for D-Y De-regionalization / Alternative Funding Formulas
- Letter from Megan Homer Declining Appointment to Cemetery Committee dated May 2, 2017
- Letter from Donna Potter Howard Declining Appointment to Cemetery Committee dated April 30, 2017
- Letter to BOS from Robert Churchill dated May 17, 2017 re: Resignation from Drive-In Site Utilization Committee
- Board of Selectmen Meeting Minutes of May 6, 2017
- 2017 BOS Upcoming Agenda Item Review
- Application for Special Entertainment License from Teresa Mullen for Bass River Arts & Craft Festival dated January 16, 2017
- Memo to BOS from Parks and Recreation dated May 16, 2017 re: Donations
- Memo to Town Administrator from Libraries dated May 5, 2017 re: Donations
- Memo to BOS from Natural Resources dated May 11, 2017 re: Donation
- Proclamation for Coach Scott Pickler Day on June 9, 2017
- Memo to BOS from Parks and Recreation undated re: Request for Free Parking for Cape Cod Quahog Day
- Letter to BOS from Yarmouth Library Association dated May 3, 2017 re: Tent Fee Waiver
- Memo to Town Administrator from Yarmouth License Office dated May 9, 2017 re: Clarion Inn Alcohol License Cancellation
- ABCC Decision ICO Travis Hospitality Inc., D/B/A Bayside Resort Hotel