



Board of Selectmen Public Meeting Minutes July 25, 2017

The regular meeting was called to order at approximately 6:15 p.m. in the Town Hall Hearing Room by Chairman Tracy Post. Selectmen present: Erik Tolley, Norm Holcomb, Mike Stone, and Mark Forest. Also attending: Town Administrator, Dan Knapik, and Assistant Town Administrator, Chris Dwelley.

1. Public Announcements & Comments

Chairman Post opened the meeting by reading the obituary of long-time resident and friend of the Town, Bob Palmer; a moment of silence was held.

Vida Morris commented on the Drive-In Site Committee appointments and when she viewed the meeting, she did not see the appointments on the video. Selectman Forest stated that the appointments were taken in order and in accordance with the posted agenda.

Mr. Ryan Mann introduced himself as the new Chairman of the Friends of Bass River.

2. Public Hearings

a. Entertainment License Amendment for Rourke's Top of the Cove. Selectman Stone read the legal ad into the record. A resident of the Mill Creek area read a letter into the record opposing the application and suggested a two-week provisional license to assess the impact of amplified music. Vida Morris suggested a provisional license through October 31st. Tom Nickinello commented on his and the Chamber of Commerce's support of the application.

MOTION: To move to close the public hearing.

Motion by: Erik Tolley

Seconded by: Mark Forest

Yea 5 Nay 0

MOTION: To move that the Board of Selectmen approve the application as submitted, with particular attention to the Zoning Board of Appeals #4691 of May 11, 2017 restrictions. Those restrictions being:

1. Outdoor entertainment will occur only between May 1st and October 31st of each year;
2. Any amplification be provided by the musicians only;
3. No more than 3 musicians at any one time; and
4. Outdoor entertainment occur only between the hours of 4 – 9 pm.

Motion by: Erik Tolley

Seconded by: Mark Forest

Yea 5 Nay 0

3. Planning Board Annual Update

Norman Weare, Chairman of the Planning Board, and Karen Greene, Director of Community Development, presented the Planning Board's annual update to the Board. Mr. Weare outlined the Planning Board's charge and activities for the past year and the initiatives they are currently working on. A modification of current motel by-laws to allow for seasonal housing and / or affordable housing was discussed. The Board expressed concern over the motel use and plans as well as affordable housing plans for seasonal workers.

4. Golf Operations Update

Director of Golf Operations Jim Armentrout and Chairman of the Golf Enterprise Committee Kristen Seymour presented an update on the golf operations, particularly the renovations to Bayberry Hills Golf Course. The Board commented on the successful completion of this current phase of work and the great condition of the course now.

5. Multi-Hazard Mitigation Plan

Karen Greene and Chloe Schaefer from the Cape Cod Commission presented the 2017 Multi-Hazard Mitigation Plan. The plan was developed using the template from the Commission and, once approved by the Board of Selectmen, will be submitted to MEMA for approval. Additional contributing staff included Fire Chief Simonian, Public Works Director Colby, and Natural Resources Director vonHone.

Chairman Post opened the discussion to the public; no comments were made. The Board had some comments and questions regarding specific hazards and what the town's response would be, particularly with water resources, and how certain hazards were categorized or prioritized.

MOTION: To move the 2017 Draft Hazard Mitigation Plan dated July 17, 2017 be submitted to the Massachusetts Emergency Management Agency (MEMA).

Motion by: Erik Tolley

Seconded by: Mike Stone

Yea 5 Nay 0

6. Dennis-Yarmouth Regional Agreement Sub-Committee Nominations and Vote

The Board discussed the membership requirements and authority to appoint members to this sub-committee.

MOTION: To move that Brian Sullivan (Dennis-Yarmouth Regional School Committee member) be appointed to the D-Y Regional Agreement Sub-committee as Yarmouth's School Committee non-voting member to this sub-committee and that the Dennis Board of Selectmen's school committee appointee's votes will not be recognized by the Yarmouth members of the sub-committee.

Motion by: Tracy Post

Seconded by: Mike Stone

Yea 5 Nay 0

The Board discussed the need for appointing a school committee member given the discussions held at the joint D-Y BOS meeting.

MOTION: To move that Selectman Mike Stone be appointed to the D-Y Regional Agreement Sub-committee.

Motion by: Mark Forest

Seconded by: Erik Tolley

Yea 5 Nay 0

MOTION: To move that Selectman Norm Holcomb be appointed to the D-Y Regional Agreement Sub-committee.

Motion by: Tracy Post

Seconded by: Erik Tolley

Yea 5 Nay 0

MOTION: To move that Selectman Erik Tolley be appointed to the D-Y Regional Agreement Sub-committee.*

Motion by: Mike Stone

***Selectman Tolley declined the nomination.**

Town Administrator Knapik informed the Board that the Finance Committee met last week and voted Joe Goldstein and Ken Mudie as the FINCOM members to the D-Y Regional Agreement Sub-committee.

MOTION: To move that Finance Committee members Joe Goldstein and Ken Mudie be appointed to the D-Y Regional Agreement Sub-committee.

Motion by: Norm Holcomb

Seconded by: Erik Tolley

Yea 5 Nay 0

7. Final Approval of Board of Selectmen Goals

Selectman Tolley commented that the Local Comprehensive Plan is not in the draft goals and that it should be. The Board discussed whether the LCP could reasonably be expected to be completed. Selectman Forest commented that a consultant be considered to assist the Town with a path to completion of the LCP.

Selectman Forest mentioned that the Planning Board requested that the Growth Incentive Zone (GIZ) be specifically mentioned in the goals.

MOTION: To move that the Board of Selectman adopt the Goals as amended to include a plan to a plan for the LCP, addition of the GIZ and correct item #8 (change to: “opioid addiction and substance abuse”).

Motion by: Norm Holcomb

Seconded by: Mike Stone

Yea 5 Nay 0

8. Board of Selectmen

a. Board and Committee Actions

1) Appointments Chair Mark Forest recommended the Board accept the resignations of Debbie Chiumento from the Open Space Committee and Brendan Quirk from the Conservation Commission. Additionally, he recommended the Board approve the appointment of Tom Baron to the Board of Appeals as an alternate member; Mr. Lee Rowley as a regular member of the Planning Board; and Mr. Donald Knaub as a regular member to the Mid-Cape Cultural Council.

MOTION: To move that the Board of Selectmen accept the resignations of Debbie Chiumento from the Open Space Committee and Brendan Quirk from the Conservation Commission.

Motion by: Tracy Post

Seconded by: Erik Tolley

Yea 5 Nay 0

MOTION: To move that the Board of Selectmen appoint Lee Rowley as a regular member of the Planning Board for a three-year term to expire July 2020.

Motion by: Tracy Post

Seconded by: Norm Holcomb

Yea 5 Nay 0

MOTION: To move that the Board of Selectmen appoint Donald Knaub a regular member to the Mid-Cape Cultural Council for a two-year term to expire June 2019.

Motion by: Tracy Post

Seconded by: Norm Holcomb

Yea 5 Nay 0

MOTION: To move that the Board of Selectmen appoint Tom Baron as an alternate member to the Board of Appeals for a one-year term to expire January 2018.

Motion by: Mark Forest

Seconded by: Tracy Post

Yea 5 Nay 0

b. Approval of Minutes for February 7, February 14, and February 28, 2017.

MOTION: To move that the Board of Selectmen approve the Board of Selectmen Meeting minutes of February 7, February 14, and February 28, 2017.

Motion by: Norm Holcomb Seconded by: Mike Stone Yea 4 Nay 0 Abstain 1

c. Upcoming Agenda Review. Mr. Knapik provided an updated agenda review schedule.

d. Individual Items:

1) Selectman Tolley commented that during the discussion of the LCP and hiring a consultant, it occurred to him that we have a very expensive consultant – the Cape Cod Commission. He would like to see an accounting of what the Town pays to the Commission and what services they provide to the Town. Selectmen Holcomb stated he would like to see that accounting as well.

2) Selectman Forest handed out copies of a survey from the County asking what the towns would like to see or not see. He also commented on the Tri-town Wastewater meeting he recently attended with the Town Administrator. Representatives of the MFN (Mansfield-Foxborough-Norton) regional water district were present and shared their successes and challenges in establishing a regional wastewater district.

Mr. Forest also explained the membership of the Drive-In Site Utilization Committee to clear up some misconceptions regarding who is serving on the committee.

9. Town Administrator Items

a. Consent Agenda.

- Special Entertainment License from Barnstable County Sheriff's Office for Cape Cod Appreciation Picnic
- Memo to Town Administrator from Senior Services dated July 10, 2017 re: Gifts to the Division of Senior Services
- Letter to Town Administrator and Chief of Police from Cape Cod Detachment #125 Marine Corps League dated March 1, 2017 re: Application for Voluntary Toll Booth Permit
- Letter to BOS and Town Administrator from The Garden Club of Yarmouth dated July 1, 2017 re: Request to Solicit Donations at the Landfill

Donations:

- Senior Services
 - Cape Cod Civil War Group \$ 150.00
 - Memorial Donations \$ 135.00
 - Tax Donations \$ 125.00
 - Medical Equipment \$ 25.00

TOTAL \$ 435.00

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

Motion by: Erik Tolley Seconded by: Mark Forest Yea 5 Nay 0

b. Mr. Knapik also commented on the Tri-Town Wastewater meeting, mentioning that the grant that was discussed at the March meeting, a \$180,000 planning grant which will help guide the towns through the regional wastewater effort, is being revived and will be sent to Boston shortly.

10. Adjourn

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

Motion by: Erik Tolley

Seconded by: Norm Holcomb

Yea 5

Nay 0

Meeting adjourned at approximately 9:12 p.m.

Respectfully submitted,



Linda Dennehy

DISTRIBUTED MATERIAL AGENDA PACKET

- Entertainment License Application Amendment from Rourke's Top of The Cove dba The Loft
- Memo to Board of Selectmen from Planning Board dated July 19, 2017 re: 2017 Annual Report for the Board of Selectmen
- Memo to Director of Community Services from Director of Golf Operations dated July 18, 2017 re: Capital Project
- Memo to Town Administrator from Director of Golf Operations dated June 14, 2017 re: Update on Bayberry Hills Course Renovation
- PowerPoint Presentation on Bayberry Hills Golf Course
- Memo to Board of Selectmen from Town Planner dated July 19, 2017 re: Draft 2017 Yarmouth Hazard Mitigation Plan
- Draft FY2018 BOS Mission and Goals
- Memo to Yarmouth Open Space Committee from Debbie Chiumento dated July 13, 2017 re: Resignation
- Email to Conservation Administrator from Brendan Quirk dated July 18, 2017 re: Resignation
- Memo to BOS from Appointments Chairman dated July 17, 2017 re: Appointment to the Board of Appeals
- Memo to BOS from Appointments Chairman dated July 17, 2017 re: Appointment to the Mid-Cape Cultural Council
- Memo to BOS from Appointments Chairman dated July 17, 2017 re: Appointment to the Planning Board
- Board of Selectmen Minutes of February 7, 2017
- Board of Selectmen Minutes of February 14, 2017
- Board of Selectmen Minutes of February 28, 2017
- 2017 BOS Upcoming Agenda Item Review
- Special Entertainment License from Barnstable County Sheriff's Office for Cape Cod Appreciation Picnic
- Memo to Town Administrator from Senior Services dated July 10, 2017 re: Gifts to the Division of Senior Services
- Letter to Town Administrator and Chief of Police from Cape Cod Detachment #125 Marine Corps League dated March 1, 2017 re: Application for Voluntary Toll Booth Permit
- Letter to BOS and Town Administrator from The Garden Club of Yarmouth dated July 1, 2017 re: Request to Solicit Donations at the Landfill
- Memo to Board of Selectmen and Planning Board from Director of Community Development dated July 17, 2017 re: Growth Incentive Zone Extension/Urban Land Institute Technical Assistance Program
- Letter to Cape Cod Commission from Director of Senior Services dated June 28, 2017 re: Age-Friendly Community Building & Collective Impact Potential
- Board of Health Meeting Agenda for July 17, 2017
- Letter to Town Administrator from Kat Szmit undated re: Visit to Transfer Station