



Board of Selectmen **Public Meeting Minutes** **August 27, 2019**

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

1. Public Hearings

- a. Special Wine & Malt License for Chamber of Commerce Miniature Golf Tournament

Chairman Stone read the legal ad into the record and noted there was no written correspondence regarding this application. Tom Nickinello, President of the Yarmouth Chamber of Commerce, and Jenn Werner, Communications Director for the Yarmouth Chamber of Commerce, presented their request for a one-day special wine and malt liquor license for a mini-golf tournament. No one offered any public comment on the application.

MOTION: To move to close the public hearing.

Motion by: Tracy Post

Seconded by: Mark Forest

Yea 5 Nay 0

MOTION: To move to approve the application as presented.

Motion by: Tracy Post

Seconded by: Mark Forest

Yea 5 Nay 0

2. Proclamation to Amy von Hone

The Board of Selectmen presented a proclamation to Amy von Hone, outgoing Assistant Health Director for the Town of Yarmouth, thanking her for her dedication to her job and service to the community for over 29 years. Christine Greeley also thanked Ms. von Hone for her invaluable assistance to the Yarmouth Substance Abuse Committee. Bruce Murphy, Yarmouth Health Director, also offered words of appreciation for Ms. von Hone's service to the community.

3. DY Agreement Vote

Chairman Stone explained that the Board of Selectmen have been presented with a proposed DY School Agreement, which puts the Board's previous memorandum of understanding with the Town of Dennis in legal terms. Mr. Stone explained that this agreement has previously been approved by the DY School Committee and by the Town of Dennis.

MOTION: To move to place and support the DY School Agreement article on the October 29, 2019 Special Town Meeting warrant.

Motion by: Tracy Post

Seconded by: Mark Forest

Yea 5 Nay 0

4. YPD Parking Regulations Amendment

Officer Phil Magnuson presented a proposed revision to update Town of Yarmouth parking regulations. It was explained that these revisions aimed to design a new parking ticket which better reflects current state law and practice. Mr. Magnuson explained that the main thing that was

changed was to increase the parking fine in beach areas to \$35. A parking clerk was also proposed to be established for people who want to appeal a parking ticket. Selectmen stated that the Town Clerk should serve as the parking clerk instead of a Yarmouth Police officer for due process reasons. Selectmen also requested that the parking regulations be revised to include the easterly side of Center Street to Homers Dock Road on the list of areas where these parking regulations are in effect. It was noted that if approved, these revisions would be put into effect immediately. Town Clerk Phil Gaudet and Dave Carlson of the Parks and Recreation Department indicated that they supported these regulations.

MOTION: To move to approve the revised Yarmouth Parking regulations with the amendments of naming the Town Clerk as the parking clerk and the addition of the east side of Center Street to Homers Dock Road to be included in the areas subject to these regulations.

Motion by: Erik Tolley

Seconded by: Norm Holcomb

Yea 5 Nay 0

5. Wastewater Update

Dan Knapik, Town Administrator, presented a wastewater planning update to the Board of Selectmen. He explained that there is a tri-town Dennis/Harwich/Yarmouth (DHY) Board of Selectmen meeting scheduled to be held on September 19th at 6:00 p.m. at the Harwich Community Center. Meeting topics include: DHY Special Legislation Update; DHY Partnership overview and cost projections; DHY Agreement Update; a schedule/next steps for the process. Mr. Knapik also explained that the DHY Special Legislation was approved by the State's House of Representatives last week and now resides with the State Senate. It is the hope that the bill will be approved by early October for the Governor's final review/approval.

It was also explained that there is consideration to schedule a joint meeting with the Board of Selectmen and the Community Preservation Committee on September 10th to discuss the establishment of a Water Infrastructure Investment Fund and a potential corresponding reduction to the Community Preservation Act surcharge. Selectmen also discussed whether or not wastewater articles should be placed on the upcoming Special Town Meeting in the fall, and it was noted that, since Harwich has decided not to hold a Town Meeting in the fall, it would be a moot point to place any DHY articles on Yarmouth's Special Town Meeting (since DHY will need to be approved by all three towns).

The Conservation Law Foundation's (CLF) potential legal action against towns for not solving water quality issues was also discussed, and it was noted that CLF has expressed some displeasure with the amount of progress being made on this topic by some Cape Cod towns.

Selectman Forest suggested that Selectmen should have a robust public discussion of the proposed DHY Agreement. Selectmen agreed to hold a wastewater workshop meeting on September 17th to discuss this and other wastewater items.

6. FY20 BOS Goals Review

Selectmen reviewed the progress of their FY20 goals. The wastewater planning goals were reviewed, and it was noted that the Town was on track to meet these goals. Selectman Forest suggested adding community outreach to the wastewater goals. Selectman Post suggested eliminating preserving open space as a goal, and other Selectmen agreed. Selectman Holcomb suggested that the Town be more specific with their goals going forward, such as stating quantitative objectives. Selectman Forest stated his support for the current Envisio goal tracking software/system and suggested the Town continue to move forward with this platform.

7. Board of Selectmen

a. Committee Appointments

MOTION: To move that the Board of Selectmen appoint Edwin Hoopes to the Conservation Committee for a term expiring June, 2022.

Motion by: Tracy Post Seconded by: Mark Forest Yea 5 Nay 0

MOTION: To move that the Board of Selectmen appoint Robert Hyslop as an alternate member to the Yarmouth Historical Commission for a term expiring July, 2020.

Motion by: Tracy Post Seconded by: Michael Stone Yea 5 Nay 0

MOTION: To move that the Board of Selectmen appoint Sam Lawrence as an alternate member to the Yarmouth Historical Commission for a term expiring July, 2020.

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

b. Approval of Minutes for March 26, 2019

MOTION: To move that the Board of Selectmen approve the minutes of March 26, 2019.

**Motion by: Tracy Post Seconded by: Mark Forest Yea 4 Nay 0
(Erik Tolley abstained)**

c. Upcoming Agenda Review

The next Board of Selectmen meeting will take place on September 10, 2019. There will be a couple of Special Entertainment License applications to be reviewed, as well as a DHY update. The Special Town Meeting warrant articles will also be reviewed. The Yarmouth Business and Permitting Guide presentation will also be on an agenda in the near future.

Selectman Holcomb left the meeting room at approximately 7:50 p.m.

d. Individual Items

Selectman Tolley reminded bike riders to stop at all stop signs.

8. Town Administrator Items

a. Consent Agenda

Dan Knapik, Town Administrator, presented the Consent Agenda to the Board of Selectmen. He explained that there were various donation requests on the agenda to be approved.

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

Motion by: Tracy Post Seconded by: Mark Forest Yea 4 Nay 0

b. Town Administrator Updates

Dan Knapik, Town Administrator, noted that the Yarmouth Fire Department recently received a \$177,214.54 grant for personal protective equipment through the Federal Government. He also noted that the Captain Gladcliff affordable apartments could now be applied for. Finally he mentioned that

August 31st was Overdose Awareness Day and the Town would be installing purple lights at various locations to honor this event.

9. Adjourn

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

Motion by: Mark Forest

Seconded by: Erik Tolley

Yea 5 Nay 0

Meeting adjourned at approximately 8:05 p.m.

Respectfully submitted,



Linda Dennehy

DISTRIBUTED MATERIAL AGENDA PACKET

- Special Wine & Malt Application for Yarmouth Chamber of Commerce
- Proposed Revision to YPD Parking Regulations
- Memo to BOS from Town Administrator dated August 22, 2019 re: Wastewater Update
- FY20 BOS Goals – Full Plan Report
- Memo to BOS from Appointments Chairman dated August 21, 2019 re: Appointment to Conservation Commission
- Memo to BOS from Appointments Chairman dated August 22, 2019 re: Appointment to Historical Commission
- Draft BOS Meeting Minutes for March 26, 2019
- 2019 BOS Upcoming Agenda Items Schedule
- Memo to BOS from Recreation Division dated August 20, 2019 re: Donations
- Letter to BOS from The Garden Club of Yarmouth dated August 6, 2019 re: Permission to solicit donations at the landfill
- Memo to BOS from YPD dated August 8, 2019 re: Donation Approval Request
- Captain Gladcliff Affordable Apartments Lottery Flyer