



**Board of Selectmen
Police Station Hearing Room
September 28, 2010
Regular Meeting**

The meeting was called to order at 7:00p.m. by Selectmen Erik Tolley. Selectmen present: Suzanne McAuliffe, Bud Groskopf, Tracy Post and Curt Sears. Also Attending: Town Administrator Robert C. Lawton, Jr. The Board of Selectmen gave the pledge of allegiance.

Public

- *Mr. Kelleher asked if Kileny Lane Bridge was remaining as a one lane bridge which Mr. Lawton confirmed it was remaining the same.*

Police Chief's Community Action Team

Chief Almonte introduced the Chief's Community Action Team made of 17 members: Sherm Baker, Tom & Judy Bather, Bob Isadore, Dave Alska, Chris Greeley, Rachel Youngling, Lou Eperse, Karen Marciante, Don Knob, Alan Lombard, Jerry McMahon, Michael Patkousky, Dave Serkum, Wayne Holer, and Vicky Cantrell. The goals of the Team are Neighborhood Crime Watch, increasing communication to neighborhoods as to what the Police Department is doing and increase outreach to elder services. Mr. Sherm Baker informed the Board of how the Team came about through the Citizens Police Academy. Mr. Serkum talked about the brochure that is available. Barry Claiman and Karen Marciante informed the Board that they have linked with the Cape Cod Five to have a seminar on October 13th at 1:30pm regarding how seniors can protect their money from scams and fraud. Deputy Chief Frank Frederickson spoke about improving business community involvement and communication with the Team.

Chairman Tolley turned the meeting over to Licensing Chair McAuliffe.

Public Hearing

1. Special One Day Entertainment License – Making Strides for Breast Cancer Walk, Homer Park on October 17th.

Licensing Chairman McAuliffe opened the hearing by reading the legal ad. Ms. Post disclosed that she is a registered walker for the event. Application represented by Sarah Rosborough, Diane Morris and Recreation Director Pat Armstrong. Ms. Rosborough described the application for entertainment which entails live broadcasting from local radio stations in the parking lot.

MOTION: To move that the Board of Selectmen close the public hearing.

Motion by: Bud Groskopf Seconded by: Tracy Post Yea 5 Nay 0

MOTION: To move that the Board of Selectmen approve the Special Entertainment license.

Motion by: Bud Groskopf Seconded by: Erik Tolley Yea 5 Nay 0

Pat Armstrong described parking logistics of the event and announced that the Making Strides donated a flowering Cherry Tree to be planted at Homer Park. Licensing Chairman McAuliffe turned the meeting back to Chairman Tolley.

Davenport Companies: South Shore Drive Redevelopment

1. Mitigation
2. Letter of support

Represented by Dewitt Davenport and Paul Rummell. Mr. Rummell discussed the Cape Cod Commission public hearing which is scheduled next week and where the project is currently at. Mr. Davenport gave a brief PowerPoint presentation showing the proposed project with two different concepts. The Planning Board reviewed and endorsed both plans. Mr. Rummell briefed the Board

on the Cape Cod Commission Mitigation fees and requirements. Mr. Davenport is requesting an endorsement of Concept B, support for no Cape Cod Commission Mitigation and support for 20 year term for the Development Agreement from the Selectmen. Mr. Rummell asked if the Selectmen would be interested in attending the Cape Cod Commission hearing to voice the support of the Board if they vote favorably of the requested support. Mr. Tolley mentioned a memo referring to two alternatives to the cash mitigations and asked if the Davenport Company was opposed to those as well. Mr. Rummell stated that there were four alternatives and they were in fact opposed to the alternatives. Ms. McAuliffe spoke about how the Regional Plan meshed with the realities of the redevelopments of hotel/motel properties. Ms. McAuliffe felt the Commission mitigation fees were unreasonable and offered to go before the Commission hearing. Mr. Groskopf spoke in favor of the proposed project and questioned how the Commission could charge such a mitigation fee which will negatively impact any redevelopment proposal that will only enhance and encourage more year-round support for the community. Ms. Post spoke in favor of the propose project. She asked how a letter of support could help the project since the Town does not have a Local Comprehensive Plan in place. Mr. Davenport described that the letter of support will be given to the subcommittee who is made up of people from other towns on the Cape, rather than ones from Yarmouth, who are as not familiar with Yarmouth issues as with their own towns. Ms. Post was concerned with making a decision that could possibly create a tax burden and would like to know how the mitigation fees are used. Ms. McAuliffe gave an example of mitigation fees that have been charged for new projects in the past however this project is a redevelopment of an existing business, not a new one. Mr. Sears supports the project and spoke on how the meaning of mitigation has gotten lost. It was decided amongst the Board that they would endorse Plan B, 20year development agreement and have Selectmen McAuliffe represent the Board at the Hearing. There was disagreement regarding the mitigation fees however the majority of the Board stated that they were not in favor of the fees being applied to this project.

MOTION: To move that the Board of Selectmen endorse the Red Jacket Resorts Redevelopment Project Plan B and supports the request for a 20 year development agreement.

Motion by: Suzanne McAuliffe **Seconded by:** Bud Groskopf Yea 5 Nay 0

Town Administrator Selection Committee

Town Administrator Selection Committee Chairman Peter Carnes, Karen Greene, Jerry Sullivan along with Tom Groux briefed the Board of Selectmen on the status of the Town Administrator selection process. Advertisements have been put out to the MMA and will be in the ICMA newsletter. The Selectmen reviewed the draft brochure and suggested changes to replace the challenges which have been listed. The next meeting of the Committee is October 6 and the Committee plans to meet on a regular basis with additional meetings in December and January committee to complete initial interviews. The Board of Selectmen thanked the Committee for their service and would await an update in the near future.

Town Administrator’s Items

- 1. Consent Agenda
 - Cultural Center One Time Special One Day Liquor License Fee Waiver for October 1st.
 - Garden Club Donation Solicitation at Landfill on October 10th.
 - Donations
 - 1. Judah Baker Windmill Improvements
 - Historical Society of Old Yarmouth \$3,439.68
 - \$3,439.68**
 - 2. Department of Public Works
 - Michelle Palmer – Bench Donation \$50.00
 - Norman MacLean – 2 Bench Donations \$100.00
 - Lillian Coonan – Bench Donation \$50.00
 - Blue Rock Heights Assoc – Street Light Donation \$240.00
 - Eugenia Lewis – Street Light Donation Pole 961/1 \$80.00
 - \$520.00**

3. Senior Center	
▪ Margaret Taylor	\$96.00
▪ James O'Connor	\$36.00
▪ Priscilla Crosby	\$25.00
▪ Mary O'Connell	\$25.00
▪ Betty Rice Rosenberg	\$25.00
▪ Natalie LaFluer	\$60.00
▪ Joe & Marien Cormier	\$50.00
▪ Anonymous	\$2,000.00
▪ Anonymous	\$500.00
	<hr/>
	\$2,817.00

Total **\$6,776.68**

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

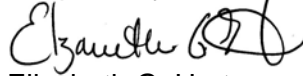
Motion by: Bud Groskopf **Seconded by:** Suzanne McAuliffe Yea 5 Nay 0

Adjourn

MOTION: To move that the Board of Selectmen adjourn the meeting at 8:30 pm.

Motion by: Suzanne McAuliffe **Seconded by:** Bud Groskopf Yea 5 Nay 0

Respectfully submitted,



Elizabeth G. Hartsgrove