



Board of Selectmen
Regular Meeting
June 4, 2013

Executive Session (Room A)

1. SEIU Negotiations

Regular Meeting (Hearing Room)

The regular meeting was called to order at 7:00p.m. in the Town Hall Hearing Room by Chairman Erik Tolley. Selectmen present: Jim Quirk, Norm Holcomb, Tracy Post and newly sworn in Michael Stone. Also Attending: Town Administrator William G. Hinchey. The Board of Selectmen gave the pledge of allegiance.

Swearing In & Board Reorganization

Town Clerk Jane Hibbert swore in Tracy Post, Michael Stone, Phil Morris and Mary Ann Walsh into their elected positions.

MOTION: To move that the Board of Selectmen appoint Erik Tolley as Board of Selectmen Chairman

Motion by: Jim Quirk **Seconded by:** Tracy Post Yea 4 Nay 0

MOTION: To move that the Board of Selectmen appoint Tracy Post as Board of Selectmen Vice-Chairman

Motion by: Jim Quirk **Seconded by:** Norm Holcomb Yea 4 Nay 0

MOTION: To move that the Board of Selectmen appoint Norm Holcomb as Board of Selectmen Clerk.

Motion by: Jim Quirk **Seconded by:** Tracy Post Yea 4 Nay 0

MOTION: To move that the Board of Selectmen appoint Mike Stone as Board of Selectmen Licensing Chairman

Motion by: Jim Quirk **Seconded by:** Tracy Post Yea 4 Nay 0

MOTION: To move that the Board of Selectmen appoint Jim Quirk as Board of Selectmen Appointments Chairman

Motion by: Jim Quirk **Seconded by:** Tracy Post Yea 4 Nay 0

MOTION: To move that the Board of Selectmen appoint Norm Holcomb as Board of Selectmen Ambulance Waiver Administrator.

Motion by: Tracy Post **Seconded by:** Jim Quirk Yea 4 Nay 0

MOTION: To move that the Board of Selectmen appoint Tracy Post as Board of Selectmen D-Y Liaison.

Motion by: Erik Tolley **Seconded by:** Jim Quirk Yea 4 Nay 0

MOTION: To move that the Board of Selectmen appoint Erik Tolley as Board of Selectmen D-Y Contract negotiations Team Rep

Motion by: Tracy Post **Seconded by:** Jim Quirk Yea 4 Nay 0

MOTION: To move that the Board of Selectmen appoint Jim Quirk as Board of Selectmen Scholarship Committee Alternate

Motion by: Norm Holcomb **Seconded by:** Tracy Post Yea 4 Nay 0

MOTION: To move that the Board of Selectmen appoint Norm Holcomb as Board of Selectmen Affordable Housing Trust Rep

Motion by: Tracy Post **Seconded by:** Jim Quirk Yea 4 Nay 0

MOTION: To move that the Board of Selectmen appoint Mike Stone as Board of Selectmen Airport Rep.

Motion by: Tracy Post **Seconded by:** Jim Quirk Yea 4 Nay 0

Fee Waiver Policy Review

Mr. Hinchey briefed the Board on the purpose of the policy and asked if the Board would like to move forward on a possible policy. Mr. Quirk spoke in favor of having a policy. Ms. Post stated that the time and cost associated with fees and that should be considered in the policy. Mr. Holcomb agreed with Ms. Post's comments. Mr. Stone spoke in favor of fee waivers in certain circumstances and would like to leave the policy written to be addressed on a case-to-case basis.

Departmental Deficiencies Presentation

Mr. Hinchey provided an overall list of deficiencies throughout Town with a PowerPoint presentation looking at financial conditions and goals, identifying core services, staffing levels and looking ahead towards prioritizing. Mr. Stone spoke about the goals to resolve the school funding. Ms. Post also agreed that the school budgets are priority in determining what can be allowed to reinstate deficiencies for the Town. Mr. Quirk spoke in favor of reinstating deficiencies. Mr. Holcomb agreed that school spending needs to be stabilized first and is cautious to commit to reinstating deficiencies.

The meeting was turned over to Licensing Chairman Stone.

Public Hearings

1. Special Entertainment License – Yarmouth Chamber of Commerce, Summer Concert Series at Parkers River Beach, on Mondays in July & August from 6pm-7:30pm.

Licensing Chairman Stone read the legal ad and a letter of support from abutter Patricia Lucey. Application represented by Bob DuBois. The Yarmouth Chamber has been hosting the summer concert series for 47 years at Mattacheese Middle School but because of the much needed restoration of the area the Chamber is proposing moving the concert series to the Parkers River Beach gazebo until the site improvements are made. These concerts are free, and the collection at the concert is used towards the Chamber's scholarships. The first concert will be on July 1st.

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

Motion by: Jim Quirk **Seconded by:** Tracy Post **Yea 5 Nay 0**

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

Motion by: Jim Quirk **Seconded by:** Tracy Post **Yea 5 Nay 0**

The Meeting was turned back to Chairman Tolley.

2. Building Department Fee Increases (1st Reading)

Department/Division	Type of Fee	Existing Fee	Proposed Fee
Public Inspections			
Building Department	Plumbing – Commercial	\$50/\$10	\$60/\$15
P & G	Gas - Commercial	\$50/\$10	\$60/\$15
	Water Heater – Commercial	\$80	\$100
	Gas – Site Visit	\$0	\$45
	Plumbing – Site visit	\$0	\$45
Electric	Electric – Site Visit	\$0	\$45
Building	Building – Site Visit	\$0	\$45
	Residential New Construction	\$.50/sq.ft. \$500 min.	\$.55/sq.ft. \$500 min.
	Residential Additions	\$.50/sq.ft. \$300 min.	\$.55/sq.ft. \$300 min.
	Residential Alterations	\$40/room \$100 min.	\$45/room \$150 min.
	Roofing – Commercial	\$75	\$95
	Roofing – Residential	\$35	\$45
	Swimming Pools – In-Ground	\$125	\$150

Department/Division	Type of Fee	Existing Fee	Proposed Fee
Public Inspections			
	Swimming Pools–Public & Semi-Public	\$150	\$300
Building-Other	Working Without Permit	Double Fee	Double Fee + \$150 Late Filing Fee
	Foundation Only	\$.35/sq.ft. \$100 min.	\$.35/sq.ft. \$125 min.
	Solar Panels – Residential	\$100	\$150
	Solar Panels – Commercial	\$150	\$300
	Towers – Cell or Wind	\$ 0	\$50 Appl. Fee + \$10/ft. of height

Chairman Tolley read the legal ad. Represented by Building Commissioner Mark Grylls, who reviewed the proposed fees. These fees will generate the necessary funds to increase the part-time staff hours to fulltime in order to reopen the window service from 2-4:30pm. Some of the proposed fees are new ones due to services being provided but not charged in the past. Ms. Post spoke in favor of having the window reopen. Mr. Quirk voiced concern with increase of existing fees. Mr. Stone stated that window service being closed early is becoming the norm. Mr. Holcomb asked about the cape wide fee comparison; if the volume and the window service hours are similar. The Board discussed incremental fee increases since the window closed in 2008, increased expenses since then as well as service deficiencies. Ms. Vida Morris spoke against the fee increases. The Board continued the hearing until the next meeting on June 18th.

Public Announcements & Comments

Ms. Vida Morris congratulated Michael Stone on his elected term. Ms. Morris spoke about the Dog Park and the possible Media Advisory Committee.

Mr. Bob DuBois spoke about the Annual Yarmouth Summer Kick-Off Celebration, the DY Alumni Reunion at the Pirates Cove, a Bowling Fundraiser, and social media policies around the country for both government and newspapers.

Update on Forest Rd/Old Town House Intersection

Mr. George Allaire notified the Board that the design at the intersection was paid for by the Town, and recommended by many of the town departments. Once the signals are installed the intersection will allow traffic to operate more efficiently. Ms. Post voiced concern with the turning radius from W. Yarmouth Road into the Transfer Station, of more than 90 degrees. She does not see the improvements as improvements or proper planning towards the future. Ms. Stone stated that during campaigning at the Disposal Site he heard only negative comments about the intersection. Mr. Allaire stated that the completion date is set for June 21st. The design was approved by MassDOT and any modifications would be paid for by the Town. The Board agreed to wait to see how the intersection works after the light is operating.

The meeting was turned over to Appointments Chairman Quirk.

Boards and Committees

1. Re Appointment – Board of Registrars [1 member]

MOTION: To move that the Board of Selectmen reappoint Sandra Clifford to the Board of Registrars.

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

2. Appointment – Mid Cape Cultural Council [3 members]

MOTION: To move that the Board of Selectmen appoint Crystal Gips, Doug McHugh and Sharon Keller-Hughes to the Mid Cape Cultural Council.

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

The meeting was turned back to Chairman Tolley.

Board of Selectmen

1. Proposed Media Advisory Committee

Chairman Tolley read an email to the Board regarding his request for the Board to consider a proposed media advisory Committee, but is recommending a review of media releases from town departments over the summer to further evaluate the need. Mr. Holcomb reiterated the difficulty in balancing both positive and negative releases of information with the perception of censorship. Mr. Quirk stated that there was no intention of the Board censoring any information however with miscommunication he feels that the Board should wait till the fall to discuss how a policy can be incorporated for all departments, not just the police. Mr. Stone sees obvious benefits to having information sent out through social media. He feels that if the town took more time and effort to present the good information as often as the PD posts safety awareness issues it might level people’s perceptions rather than only seeing the negative. Mr. Tolley stated he took full responsibility for bringing the topic up. His reasoning for the topic was to discuss how the Town as a whole could provide information through social media, not censoring a particular department.

MOTION: To move that the Board of Selectmen rescind the Social Media Advisory Committee.

Motion by: Mike Stone Secoded by: None Motion Fails

2. Approval of Minutes

MOTION: To move that the Board of Selectmen approve the minutes of January 8th and 15th

Motion by: Jim Quirk Secoded by: Tracy Post Yea 4 Nay 0 Abstain 1

3. Individual Items

Ms. Post thanked the voters and everyone for their support. She welcomed Mike to the Board and thanked Curt Sears for his service.

Mike Stone thanked everyone for their support, and will work hard to help the citizens.

Mr. Tolley stated there was some information available on Human Rights Commission at Town Hall or through Barnstable County if anyone is interested.

Mr. Quirk reminded the viewers of the process the staff and Board went to provide open discussion for the plans of the dog park. There was no hidden agenda, the project was supported and brought forward by the public.

Town Administrator’s Items

1. Consent Agenda

- Special Entertainment License Renewals

1. Big Nick’s Ride For the Fallen, July 20th, 2013.

2. Bass River Farmers Market 2013 Season

(April 10, 2012 MOTION: To move that the Board of Selectmen approve the Special Entertainment license conditioned that if a complaint were to be made then the entertainment would be suspended until a hearing to address the complaint. Motion by: Jim Quirk Secoded by: Erik Tolley Yea 4 Nay 1)

- Utility Petition by NSTAR for 21 Pine Cone Drive, W.Y.

- Fee Waiver

1. Yarmouth Port Library Book Sale

▪ Tent Permit	<u>\$50.00</u>
	\$50.00

- Donations

1. Boardwalk Plank

▪ Brianna Shaughnessy	\$300.00
▪ Rolanda Stewart	\$150.00
	<u>\$450.00</u>

2. Police Department

▪ Town of W. Tisbury	\$99.00
▪ Nova Southeastern University	\$300.00
▪ Wynn & Wynn, Ofc. Antonovich Lawsuit	\$13,981.73
▪ Estate of Wilhelmina I Gomes	\$416.96
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	\$14,797.69
3. General Administration	
▪ Tufts Health Plan	\$150.00
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	\$150.00
4. Recreation Division	
▪ Clyde Taakala (968 Golf Balls)	\$484.00
▪ James Rondeau (400 Golf Balls)	\$250.00
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	\$734.00
5. DPW - Streetlights	
▪ Sandra Tannozzini	\$80.00
▪ Rotary Club of Yarmouth	\$80.00
▪ Blue Rock Heights Assn., Inc.	\$240.00
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	\$400.00

TOTAL \$16,531.69

Ms. Post asked when the Farmers Market will be coming before the Board to discuss issues. She would like to hold that item till the following meeting. Mr. Hinchey stated that staff is working with the Market to amend the issues but postponing the entertainment license renewal for two weeks will not harm the operation of the market.

MOTION: To move that the Board of Selectmen approve the Consent Agenda with the exception of the Farmers Market Entertainment License renewal.

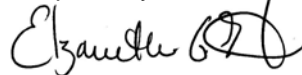
Motion by: Tracy Post **Seconded by:** Jim Quirk Yea 5 Nay 0

Adjourn

MOTION: To move that the Board of Selectmen adjourn the meeting at 9:15pm

Motion by: Jim Quirk **Seconded by:** Norm Holcomb Yea 5 Nay 0

Respectfully submitted,



DISTRIBUTED MATERIAL

BOARD OF SELECTMEN MEETING

AGENDA PACKET

Update on Forest Rd/Old Town House Intersection

- Email from John Henderson to Tracy Post, dated June 3, 2013. Re: Dump Access