

MINUTES
BOARD OF SELECTMEN'S
REGULAR MEETING
JUNE 3, 2008

Present: Selectmen – Suzanne McAuliffe, Jim Hoben, Bud Groskopf, Dr. William Marasco, Jerry Sullivan; Town Administrator – Robert C. Lawton Jr.

Public:

D-Y “Challenge Day Workshop” results

Shannon Kirby & John Bryan – They explain that “Challenge Day” is a non-profit program which teaches students valuable lessons for life. They explain that community members and parents were involved in the Challenge Day exercises. They thank all the supporters in town for donating money for the program.

Mr. Stanley Kaczynski Town Clean-up Day Report

Ms. McAuliffe – She introduces Mr. Kaczynski.

Mr. Kaczynski – He reviews the results of the Yarmouth Clean-up Day. He states that 65 bags of trash were picked up around the Town of Yarmouth. He also thanks George Allaire DPW Director, Rob Angel Transfer Station Director, Mass Highway and also Natural Resources. He says that he would like Nstar and Verizon to fix the telephone poles on 6A. He says that he was disappointed that the High School kids did not show up for the Clean-up Day. He congratulates everyone again that helped in the Yarmouth Clean-up Day.

Ms. McAuliffe – She states that the town would like to do this activity again next year and it was a big success.

Peter Kenney

Mr. Kenney – He speaks about the new regional policy plan from the Cape Cod Commission. He asks for the Selectmen to put the question for Yarmouth to withdraw from the Commission back on the ballot for the June 25th election. He says that the policy plan does not change the DRI thresholds.

Dr. Marasco – He states that he would like to have Renie Hammon (Yarmouth’s Representative to the Cape Cod Commission) come in and speak about the regional policy plan.

Ms. McAuliffe – She indicates that she has been in contact with Renie Hammon recently and Ms. Hammon states that she wants help to wade through the Cape Cod Commission’s regional policy plan. Ms. McAuliffe also states that she would like to have a workshop to discuss some of the issues with the Cape Cod Commission.

Mr. Hoben – He speaks about the mapping and the DRI threshold of 10,000sq feet.

Ms. McAuliffe – She states that she would like to continue to discuss this issue when they open the warrant further in the meeting.

The discussion continues about reviewing the regional policy plan.

Tom Sullivan

Mr. Sullivan – He speaks about the Cape Cod Commission and the hanger expansion at the Barnstable Airport. He also states that there should be a question on the ballot to withdraw from the Cape Cod Commission.

Neil Moody

Mr. Moody – He speaks about Glen Pond and the flow of water problems. He said that he has called the DPW department.

Ms. McAuliffe – She says that the Board will call DPW and ask for an update.

Hearings:

Sons of Erin – Transfer of Entertainment License to 633 Route 28 West Yarmouth

Dr. Marasco – He reads the Sons of Erin advertisement for an entertainment license.

The petitioner states that the Sons of Erin would like to have the same entertainment as they do now just move the license to their new location on Rt. 28 (former Black Rock Grill building).

Dr. Marasco – He states that the Board is familiar with the Sons of Erin’s operations and they look forward to seeing the updates they have planned for their new location.

Mr. Hoben – He asks if the Sons of Erin are equipped to ensure that non-members are not allowed to enter.

The petitioner states that guests are allowed to tour the property and fill out an application for membership.

Dr. Marasco – He asks if there is public comment. No one speaks therefore he asks for a motion to close the hearing.

Ms. McAuliffe – Motions to close the hearing. Mr. Hoben seconds. **VOTE 5-0**

Dr. Marasco – He reviews the application and recommends that the Board approve the application from the Sons of Erin.

Ms. McAuliffe – Motions to approve the entertainment license for the Sons of Erin. Mr. Groskopf seconds. **VOTE 5-0**

New Class II License – West Yarmouth Auto Service 601 Rt. 28 West Yarmouth

Dr. Marasco – He reviews the application from the West Yarmouth Auto Service. He states that the license would approve of up to five used cars for sale on the lot at a time.

The representative to the petitioner describes what the owner would like to do with regards to the site.

Mr. Hoben – He asks for confirmation that the sale of automobiles would only be for five spaces.

The petitioner’s representative informs the Board that he plans to put the prices of the cars on the vehicles themselves and would not erect a used car sign on the road.

Dr. Marasco – He asks for public comment.

Ms. Eleanor Mendoza – She states that she lives behind the repair station. She asks how many bays the petitioner has functioning and an average of how many cars he services and finally how many spaces are available for repair.

The petitioner states that he has three bays total for inspections and two bays for repairs. He also states that he repairs approximately five cars per day in the summer and one or two cars in the winter. He also indicates that he uses eight parking spaces for repairs and would like to use five for used cars.

Dr. Marasco – He asks if anyone else from the public would like to comment. No one speaks therefore he asks for a motion to close the hearing.

Ms. McAuliffe – She motions to close the hearing. Mr. Sullivan seconds. **VOTE 5-0**

Dr. Marasco – He states that he feels this location would benefit from using five parking spots for used cars.

Mr. Sullivan – He states that it is nice to see a village garage coming back into town. He motions to approve the license. Ms. McAuliffe seconds. **VOTE 5-0**

John Simpkins Committee Report:

Ms. McAuliffe – She states that the John Simpkins Review Committee will come back before the Board at a later meeting.

Call Special Town Meeting/Special Election:

Mr. Lawton – He states that the Selectmen have a very short time period to decide on the warrant and ballot questions. He says that two petitioned articles were added last minute. He reviews all of the articles.

Dr. Marasco – He speaks about reducing the hours at the Transfer Station.

Mr. Groskopf – He states that the new hours of the Transfer Station should be on Channel 18 and in the newspapers.

Mr. Lawton – He agrees that the new hours will be posted on Channel 18 as well as advertised in the newspapers.

Mr. Lawton – He reviews the petitioned articles. He says that the petitioned articles involve the charge to the Board of Health and the Selectmen voting on all committee appointees.

Ms. McAuliffe – She states that if the Board has to vote on all appointees then some people would feel hesitant to volunteer.

Mr. Lawton – He asks if the Board would vote to open the warrant for the Town Meeting.

Mr. Sullivan – He motions to open the warrant for the Special Town Meeting. Mr. Hoben seconds. **VOTE 5-0**

Ms. McAuliffe – She states that the warrant is now officially open.

Dr. Marasco – He asks if there are any other articles that should be placed on the Special Town Meeting.

The discussion continues with regards to articles for the warrant. The Board discusses withdrawing from the Cape Cod Commission.

Ms. McAuliffe – She states that the Board has committed to reevaluate the Cape Cod Commission situation in the fall.

Dr. Marasco – He states that he would like for a direct discussion to take place with the Commission.

Mr. Lawton reviewed the five potential articles proposed for the Special Town Meeting June 24th, 2008. Mr. Lawton stated that the last two articles were petitioned and sufficient signatures were received to warrant their inclusion. After reviewing the articles a motion was made and seconded to close the Special Town Meeting warrant and include the five articles as suggested. It was unanimously voted.

Selectmen's Items:

Re-appointment: HOME Consortium Advisory Council David Kellogg

Mr. Hoben – He recommends the above reappointment. A motion was made and seconded vote was unanimous to approve Mr. Kellogg's appointment. **VOTE 5-0**

Approval of Executive Session Meeting 5-13-08 Approval of Open Session Meeting 5-13-08

Approval of Regular Meeting 5-13-08 Approval of Regular Meeting 5-20-08

A motion was made and seconded to approve the minutes referenced above. **VOTE 5-0**

There was a general discussion by Mr. Hoben and Mr. Groskopf concerning the recent Greater Boston television program on Channel 2 during which Mr. Hoben was a guest in a discussion with Mr. Harry Miller. Mr. Groskopf stated that he thought that when the town receives the disk we should run the program in Channel 18.

Mr. Groskopf brought up a letter from Lt. Xiarhos concerning support for the troops in Iraq. Mr. Groskopf stated that he is going to contact Lt. Xiarhos to see if something could also be placed on Channel 18 regarding the request for certain items to be sent to the troops for personal use and to distribute to the population. Ms. McAuliffe stated that she had received the note from Lt. Xiarhos and wanted to make sure that the Lt. was comfortable with a wider broadcast of the issue.

Ms. McAuliffe stated that she had a number of calls concerning noise at Barnstable Municipal Airport and she asked for the Board's approval to have the Town Administrator write a letter to the airlines stating that many residents are being disturbed by flights prior to 6:00am and asking the airlines to stop the practice. Ms. McAuliffe also reviewed the issue of the Sylvia - Sylvia hangers on the east ramp of the Barnstable Municipal Airport. She stated that she understood that the owners want to change at least one of the hangers to a maintenance facility and she is unsure of the review process as the hangers are not covered by the Cape Cod Commission. The Board authorized the Town Administrator to investigate this matter with the Town Manager in Barnstable.

Ms. McAuliffe also commented on the Memorial Day parade and ceremony which she stated was outstanding. Mr. Groskopf stated that he also enjoyed the program and it was a tribute to Vicky Copenhaver. Ms. McAuliffe went on to state that she would ask the Board if Mr. Hoben could reenergize the Memorial Day Committee to give Ms. Copenhaver assistance as she does most the work herself as well as assistance from the Town Administrator's Office.

Town Administrator's Items:

Consent Agenda

Mr. Lawton reviewed the consent and the consent agenda was adopted by a unanimous vote of the Board of Selectmen. It was suggested by several members of the Board that Mr. Lawton write to the Planning Board asking them if they would provide the Selectmen with a list of possible land acquisitions along Rt. 28 to provide an improved vista along that road.

As there was no further business to come before the Board of Selectmen's meeting it was moved and seconded to adjourn the meeting. It was unanimously voted. Meeting adjourned 8:45pm.

**BOARD OF SELECTMEN'S REGULAR MEETING
JUNE 3, 2008
CONSENT AGENDA**

- 1. Documentation of bonding - Bond Statement Adaption – Useful Life of Equipment ATM 2008**
- 2. Donation to Fire Department Station II meeting room \$25.00**
- 3. Approval – Renewal P. J. Whitney Junk Collector License – See report**
- 4. Cable – intervening in rate proceeding**

Date: June 3, 2008

Vote: 5-0