



Board of Selectmen
Town Hall Hearing Room
April 26, 2011
Regular Meeting

The meeting was called to order at 7p.m. by Selectmen Bud Groskopf. Selectmen present: Suzanne McAuliffe, Tracy Post and Curt Sears. Also Attending: Acting Town Administrator Peter K. Johnson-Staub. Selectmen Erik Tolley was absent. The Board of Selectmen opened the meeting with the Pledge of Allegiance.

Public

Mr. Charlie Kelleher asked about employee raises and spoke about buildings at Flax Pond.

Mr. Niall Hopkins spoke about the idea of a Senior Bus, the future of the concessions at Bayberry Golf Course.

Mr. Alan Aarons spoke about the Cape Cod Commission review of the South Shore Drive construction by Davenport Company and expressed concern with the percentage of the project going towards Affordable Housing. Ms. McAuliffe clarified the reasoning behind the decision, due to the established involvement of assistance with Affordable Housing the Davenport Company already has within the Town.

Wastewater Public Hearing

1. Wastewater Finance

Presented by Acting Town Administrator Peter Johnson-Staub who reviewed three different financing scenarios (0% Betterments, Betterments for Treatment Plant, Pump Stations and Big Pipe, and 25% Betterments) for residential and commercial properties.

Peter Kenney asked about specifics regarding hookup rates, operation costs and betterments shown within the presentation. CDM Engineer Dave Young answered the question regarding betterments.

Norm Holcomb asked about the various capacity levels throughout the year, and non-users fees.

Kathy Gigorio spoke against Betterments.

Tom Roche asked how this is included into the general tax rate. He agreed that the estuaries need to be restored, protect drinking water but is concerned on the impact of homes with assessed higher values. He suggested that charges be made on the flow rather than the assessed value.

Tom Sullivan spoke against the entire project and placing a lien on his property. He asked about the nitrogen levels in the drinking water and who would be overseeing the project and department. He had concern with expansion of Town Government.

Jack Mulkeen spoke against the project.

Joyce Flynn spoke in favor of the project but had concerns with the costs per household. She mentioned that the County offered loans to assist with the hook up costs.

Alan Aarons asked about grants opportunities.

Donna Hill spoke against the project due to financial stress on the community and she felt that alternative methods should be explored.

Mr. Peter Kenney spoke about the costs of replacing a septic system vs. being hooked up to a sewer.

Doug Barr asked if 100% of the Town was looked at to get hooked up? He also asked what happens to the households who are not getting hooked and have the extra cost of paying for both their systems and the sewer.

Charlie Kelleher asked if a property can be expanded while on the sewer, lifespan of the treatment plant and was in favor of the Town looking into sewerage 100% of the Town.

Jerry Coughlin spoke against the tax rate option of financing the sewer project.

Ms. McAuliffe asked the public to make sure to mention what financing preference they had since this was a finance hearing.

Brian Dudley spoke about the 0% financing and stated that the Town will have the flexibility to grow up to 21% which is stated within the CWMP.

Brian Braginton-Smith asked if the Town could look into the 50% -75% betterment. He spoke in favor of the project.

The meeting was turned over to the Co-Appointment Chairs

Board & Committee

1. Reappointments

- Cape Cod Commission [1 member]

MOTION: To move that the Board of Selectmen appoint Jack McCormack.

Motion by: Bud Groskopf **Seconded by:** Suzanne McAuliffe Yea 4 Nay 0

2. Appointment

- Conservation Representative to CPC [1 member]

MOTION: To move that the Board of Selectmen appoint Hugh Marsh.

Motion by: Suzanne McAuliffe **Seconded by:** Bud Groskopf Yea 4 Nay 0

3. Resignations

- Community Housing Committee [1 member]

MOTION: To move that the Board of Selectmen accept with regret the resignation of Gloria Smith.

Motion by: Suzanne McAuliffe **Seconded by:** Bud Groskopf Yea 4 Nay 0

- Board of Registrars [1 member]

MOTION: To move that the Board of Selectmen accept with regret the resignation of Ben Peels.

Motion by: Bud Groskopf **Seconded by:** Suzanne McAuliffe Yea 4 Nay 0

The meeting was turned back to Chairman Groskopf

Selectmen Items

1. Old Business

- D-Y School Assessment Calculation

Finance Committee Chairman Phil Morris stated that the Finance Committee recommended that the Board of Selectmen re-examine whether to continue the allocation of choice/charter student costs by total DY district enrollment proportions or switch to the Cape Cod Regional Technical HS model. The Finance Committee also voted to invite the Board of Selectmen to a Finance Committee meeting to discuss the Regional Agreement as soon as possible.

- Dennis, Yarmouth, D-Y School Facilitated Workshop Date

The Board discussed scheduling the facilitated meeting properly around the Town elections and asked to see the meeting's agenda.

2. New Business

- Special Town Meeting & Special Election Schedule

Mr. Johnson-Staub reviewed possible timelines for Special Town Meetings in June.

- Aaron's Way Cape Cod Commission Hardship Exemption

Represented by Karen Greene and Mary Herberch from the Open Space Committee. The Hardship Exemption was recommended by the Planning Board, CEDC and Open Space Committee, basing the mitigation fees calculation on 7,000 sq.ft. rather than 17,000 sq. ft. Planning Board Chairman Tom Roche spoke in favor of the exemption. Andrea Adams, CCC project manager for this project, explained particulars regarding the project review. Heather McIlroy, CCC staff, spoke about the project.

MOTION: To move that the Board of Selectmen support the Hardship Exemption for open space.

Motion by: Suzanne McAuliffe Seconded by: Curt Sears Yea 4 Nay 0

- Bass River Grille Liquor License

Licensing Chairman McAuliffe reviewed an email complaint regarding the Bass River Grille and a response from the Golf Director. The complaint does not warrant a public hearing.

- Approval of Minutes

MOTION: To move that the Board of Selectmen approve the January 4th, 2011 Minutes.

Motion by: Suzanne McAuliffe Seconded by: Curt Sears Yea 4 Nay 0

Mr. Sears announced a Drug Turn in Event at the Police Station this Saturday. Next Thursday, a Housing Help Fair at the Moose Lodge will be held. Mr. Sears asked if the ladder signs throughout the town need to be repaired.

Ms. McAuliffe announced that Candidate night is on Monday evening.

Acting Town Administrator's Items

1. Consent Agenda

- Approval of Windrift Affordable Rental Housing Local Initiative Program Application
Board of Selectmen approval of the Local Initiative Program Application for the Windrift Affordable Rental Housing Local Action Units located at 115 Route 28 in West Yarmouth as presented and further to authorize the Chairman of the Board of Selectmen to sign the Local Initiative Program Application and the DHCD LIP Model Rental Regulatory Agreement for the project on behalf of the Town.
- Donations
 1. Police Department

▪ Estate of Wilhelmina I Gomes	\$416.96
	<u>\$416.96</u>

Total	\$416.96
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MOTION: To move that the Board of Selectmen approve the Consent Agenda.

Motion by: Curt Sears Seconded by: Tracy Post Yea 4 Nay 0

MOTION: To move that the Board of Selectmen approve the Windrift Affordable Rental Housing Local Initiative Program Application motion which was read into the minutes by Peter Johnson-Staub.

Motion by: Suzanne McAuliffe Seconded by: Tracy Post Yea 4 Nay 0

2. Items

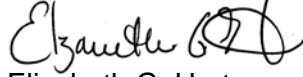
Mr. Johnson-Staub updated the Board on a possible appeal which might be filed on the decision regarding Admiralty Lodging. He suggested inviting Town Counsel to talk about the facts during an open session.

Adjourn

MOTION: To move that the Board of Selectmen adjourn at 10:05pm.

Motion by: Suzanne McAuliffe Seconded by: Tracy Post Yea 5 Nay 0

Respectfully submitted,



Elizabeth G. Hartsgrove

Distributed Material at Meeting

Wastewater Public Hearing

- Memo from PJS to BOS, dated April 22, 2011. Re: Wastewater Finance – Paul Niedzwiecki, Cape Cod Commission
- Sewer Construction Costs PowerPoint Presentation Slides

Selectmen Items

3. New Business

- Bass River Grille Liquor License
 - Memo from Ron Hewins to PJS, dated April 21, 2011. Re: Clarification

Department Information and Correspondence

- Memo from Karen Greene to PJS, dated April 26, 2011. Re: Admiralty Lodgings.

Information on Special Events and Programs

- Housing Help Fair, May 5th at the Yarmouth Moose Lodge #2270