



**Board of Selectmen**  
**Regular Meeting**  
**September 24, 2013**

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

**Public Announcements & Comments**

The Board recognized Joanne Quirk for over 37 years of service to the Town with a certificate of appreciation. Ms. Hibbert also provided some history of Joanne's service. Mrs. Quirk stated she and her family moved to Yarmouth in 1949 and she thanked the Town for being good to her family.

Ms. Mary Zepernick, Yarmouth representative to the Barnstable County Human Rights Commission, encouraged people to contact her if they have any issues she can assist with.

Jack McCormack, Cape Cod Commission representative and Chairman, provided the Board an update on DCPC fertilizer rules and regs being proposed, and are scheduled to be presented to each town if they would like to adopt them, in the beginning of 2014.

Bob Howard complained about the Board's appointment of an Alternate Airport Rep without consultation of Mr. Howard's opinion. He has tried a number of times to contact the chairman and appointments chairman without any reply. Mr. Howard also spoke about his numerous requests to be appointed to as a full member to the Board of Appeals, without any response. Mr. Howard submitted his resignation from the Board of Appeals. Ms. Post stated that approval of his resignation would be addressed at the next meeting.

Mr. Bob Dubois stated that it was his privilege to work for the Town in various capacities and introduced the new Yarmouth Chamber of Commerce Executive Director Coren Egan. Ms. Egan acknowledged all of the work Bob has done and looks forward to building a relationship with the Board. The Board members thanked Mr. Dubois for his service to the Town and the Chamber.

Ms. Vida Morris asked about savings stated within a school presentation made regarding the solar panel projects and the electrical costs. Ms. Morris also asked if Mr. Hart had resigned from the Finance Committee, which Mr. Quirk stated he did resign.

The meeting was turned over to Licensing Chairman Stone.

**Public Hearing**

**1. Change in Corporate Name and Transfer of Seasonal Wine & Malt License**

From Tony Anh Tran d.b.a. Thuan Loi Restaurant, 1300 Route 28, South Yarmouth to Thuan Loi Co., Inc, Tony Anh Tran mgr, d.b.a. Thuan Loi Restaurant, 1300 Route 28, South Yarmouth  
Legal Ad read by the Licensing Chairman and application represented by Tony Tran. Mr. Tran described the need for the transfer of the license to a corporation from a sole proprietor; nothing else is changing within the operation or business. No public comments were made.

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

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

**MOTION:** To move that the Board of Selectmen grant the transfer based upon the application.

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

The meeting was turned back to Vice Chair Post.

**2. FY14 Classification of Property**

Ms. Post read the legal ad. Application was represented by Town Assessor Matt Zurowick and member of the Board of Assessors Joe Sullivan, John Serijan and Jim Carroll. Mr. Zurowick described the annual hearing process required for the Town tax rate to be set and approved by the

State. The Board of Assessors recommends a factor of 1, keeping the tax rate the same between residential and commercial. The Board discussed options and agreed with the Board of Assessor's recommendation, from an economic development standpoint. No comments from the public.

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

**Motion by:** Jim Quirk **Seconded by:** Michael Stone Yea 4 Nay 0

**MOTION:** To move that the Board of Selectmen continue to tax at the same rate for all classifications with a factor of one (1) and to reject the residential exemption and the small commercial exemption.

**Motion by:** Michael Stone **Seconded by:** Norman Holcomb Yea 4 Nay 0

## **Fire Department Deficiency Presentation**

*Represented by Acting Fire Chief Simonian, Lt. Matt Bearse, Capt. John Sawyer and Capt. Jamie Armstrong. Acting Chief Simonian thanked his employees for their efforts to assist with the presentation. The PowerPoint presentation reviewed the deficiencies of manpower in the department, call volume history by village, line of duty injuries, response times, overtime, and other items. Acting Chief Simonian reviewed needed operating expenses along with needed positions of a possible 16 FF/Paramedics which overtime savings could be applied towards as well as needing a fire alarm supervisor and a Fire training captain. Mr. Holcomb asked questions about the line of duty injuries shifts and if there were any comparisons between Yarmouth and other communities. Acting Chief Simonian stated that Yarmouth is very comparable to other community departments. The Board discussed other options to review comparable for overtime. Mr. Holcomb asked if there were ways to address the surges of call volume. Acting Simonian stated that calls are dependent upon the citizens calling for services. If calls are made, the department must respond. There is a call contingency plan in place for emergencies or large scale incidents but not on a regular basis. Mr. Stone reiterated that roughly 80% of the calls are medical and asked of the injuries occurred during those calls. Acting Chief Simonian affirmed that because medical calls are more physical for the responders it does create more injuries. Ms. Post asked about if the response time would improve if new employees were added and if the Town currently has adequate equipment to accommodate added employees. Acting Chief Simonian stated that the response time would in fact improve however he would have to do more research to see if the capital equipment levels are sufficient to accommodate an increase in staff. Training levels and requirements were also discussed by the Board.*

*The meeting was turned over to Appointments Chairman Quirk. Mr. Quirk stated that he pays a lot of attention to these appointments. Sometimes he does interviews and other times, if he is familiar with volunteer backgrounds, he does not conduct interviews. He however considers all appointment considerations very seriously.*

## **Board & Committee**

### **1. Appointments**

- Board of Appeals Appointment [1 Regular]

**MOTION:** To move that the Board of Selectmen appoint Chuck Hart to the Board of Appeals.

**Motion by:** Norman Holcomb **Seconded by:** Tracy Post Yea 3 Nay 0 Abstain 1

- Recycling & Solid Waste Advisory Committee [1 Regular]

**MOTION:** To move that the Board of Selectmen appoint James Cullen to RASWAC.

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

- Old Kings Highway Committee [1 Architect/Contractor]

**MOTION:** To move that the Board of Selectmen appoint Peter Kimball as the OKH Contractor.

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

*The Meeting was turned back to Vice Chairman Post.*

## **Board of Selectmen**

### **1. Approval of Minutes**

**MOTION:** To move that the Board of Selectmen approve the minutes of April 9, 2013.

2. Individual Items

Mr. Stone spoke about the 9-11 ceremony at the PD station.

Mr. Quirk stated that he is glad that the Board is receiving the deficiency presentations. He would like to look for the sources of revenue when looking at the deficiencies and making decisions on what to replenish. Mr. Quirk stated that the transfer of the Regional Transfer Station to private operation will assist the Town in creating new funding sources to allow a replenishment of service deficiencies. The Board also discussed pensions, comparisons and other topics related to the presentations. Ms. Quirk stated that appreciated the recognition given to his mother.

Ms. Post mentioned that she attended the DY school committee strategic planning last week. There will be a meeting every month and the goal is to envision what the district should look like and direct the superintendent to create an action plan according to the committee’s work. Ms. Post also stated the school will be holding a liquidation sale and turning the LCM school over to the Town at the end of October.

**Town Administrator’s Items**

1. FY15 Budget Policy Statement

Mr. Hinchey briefly described the proposed policy statement as a directive to the staff on the FY15 budget process and requirements. Mr. Holcomb voiced concern with some wording regarding deficiencies would create expectations on the part of the departments that are being reviewed currently. Ms. Post stated that she was comfortable with the wording because it states that “should funds become available”. It allows the board the option to look at options within the restraints. Mr. Stone agreed with Ms. Post’s interpretation of that section.

**MOTION:** To move that the Board of Selectmen approve the FY15 Budget Policy Statement.

**Motion by:** Jim Quirk                      **Seconded by:** Mike Stone                      Yea 4    Nay 0

2. Consent Agenda

- **Recreational and Commercial Scallop Season Regulations**
- **Donations**

1. DPW - Streetlights	
▪ Alan Frangipane	\$80.00
▪ Rosanna Pacino	\$80.00
	<b>\$160.00</b>
2. Senior Services	
▪ Jean Jackson	\$22.00
▪ AA	\$40.00
▪ Margaret Taylor	\$119.50
▪ Joseph Guardino	\$195.00
▪ Natalie LaFleur	\$100.00
▪ Jean & Joanne Berry	\$50.00
▪ The Foot Nurse, LLC	\$279.00
▪ Manfred & Marian Adler	\$10.00
▪ Dorothy Lombardi	\$50.00
▪ Denis Curran (Med Equipment)	\$50.00
▪ Medical Equipment	\$20.00
▪ Anonymous	\$40.00
	<b>\$945.00</b>

**TOTAL    \$1,105.00**

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

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

# Adjourn

**MOTION:** To move that the Board of Selectmen adjourn the meeting at 8:55pm

**Motion by:** Jim Quirk

**Seconded by:** Norm Holcomb

Yea 4 Nay 0

Respectfully submitted,

