

Minutes
Board of Selectmen
Regular Meeting
October 7, 2008

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

Public

Mr. Phil Morris informs the Selectmen that the School Board is formulating several budgets with various options for level funding and for possible cuts. He also states that the Superintendent is compiling the enrollment and staffing figures to be presented at the next School Board meeting. Mr. Morris says that a facilities report is being finalized for the Town of Yarmouth and presented October 8th, 2008 at the administrative offices.

Hearing

Route 28 Corridor Study

George Allaire the Yarmouth DPW Director speaks about the Rt. 28 corridor study. He introduces Laura Castelli from VHB. She says that VHB is currently looking at two study areas with the goal to reduce crash statistics and traffic problems. Ms. Castelli reviews the critical study area from Barnstable Town line to Parkers River. She reviews the size of bicycle lanes and sidewalks for this area. She says that the public can make comments on the project by visiting VHB's website: www.vhb.com/route28yarmouth/

Jim Hoben asks Ms. Castelli about a center turn lane. Mr. Allaire explains the need for a center turn lane due to the many curb cuts on Rt. 28. Mr. Allaire informs the Board that the project will be completed in approximately 8-10 years. Dr. Marasco says going forward the town needs to decide what is the perfect layout for Rt. 28 for the future. Dr. Marasco says that improving the infrastructure of Rt. 28 should take precedent. Ms. McAuliffe speaks about the stages of businesses developing vs. updating Rt. 28; she also believes that the sewer project should go in conjunction with the Rt. 28 redevelopment.

Second Reading – Fees

Pat Armstrong the Recreation Director is present to explain the possible increase in Recreation fees. Mr. Groskopf says that disadvantaged residents would not be able to afford even a small fee increase in young child programs. Ms. Armstrong says that with the cuts due to the loss of the override the Recreation Department has lost approximately \$60,000 in their budget. She informs the Board that in researching other fee scales in neighboring communities, Yarmouth is already on the low end of the scale. Ms. Armstrong also says that parents have indicated to the Recreation Dept. that they would be happy to absorb a small fee increase to keep the programs. Mr. Hoben says that his children went to Flax Pond and the cost was a third of what private child care would cost. Mr. Groskopf motions to accept the Recreation fee increases as submitted. Mr. Hoben seconds. VOTE 4-0

J. Simpkins Grant Options: Demetrius J. Atsalis, Massachusetts State Representative and Others

Tom Bernardo, Demetrius Atsalis's assistant is present along with Claire O'Conner Director of Economic Initiatives for the Cape Cop Chamber of Commerce as well as Janine Marshall Executive Director of Coastal Community Capital. Mr. Bernardo speaks about incubator

possibilities for businesses at the John Simpkins School. Ms. Marshall says that Coastal Community Capital helps small businesses with funding. She says that currently there are no funds available but MA Development does have funds available to do a “needs assessment” of the building. Ms. O’Conner speaks about the business incubator idea. She discusses several ideas to support the arts in the Simpkins School, but she does say that there needs to be some anchor tenants paying market rates to sustain the incubator. Ms. McAuliffe says that she is surprised that there is money available for the Simpkins School because the building is not handicap accessible among other things. The representatives say that there is no money for renovation but there is possible money for “needs assessments”. The Board continues to discuss the redevelopment costs for the Simpkins School. Dr. Marasco says that the redevelopment of the Simpkins School is the best economic idea he has heard in years. The Board agrees to suspend the current RFP for six weeks to look into other funding sources (feasibility money) for the building.

Planning Board – RPP Issues

Ms. McAuliffe asks the Planning Board members for their opinions on the RPP. Steven DeYoung Planning Board Representative says that the RPP increases regulation. He says that the RPP is too regulatory and there are more constrictions than are currently in place. He reviews the new smaller threshold from 10,000 sq. ft. to 7,500 sq. ft. The discussion continues regarding the restrictions in the RPP. The Planning Board is also very concerned with the mitigation. Renie Hamman Yarmouth’s Rep. to the Cape Cod Commission speaks about the first redline version of the RPP. She says that the public hearing on the redline version will be on October 16th, 2008 at 3:00pm at the Assembly of Delegates. She says that there are many changes in the redline version. Mr. Hoben says that he is interested in seeing what the new redline version will entail. The Planning Board says that they sent a letter to the Commission outlining their concerns with the RPP. The Selectmen support the Planning Board’s letter to the Commission in support of Davenport Property’s request for Chapter H table 1 addition of an accommodations classification for hotels and motel.

The Davenport Companies – RPP Issues

Paul Rummel from the Davenport Companies is happy that the Selectmen have supported the position of the Planning Board.

Licensing

Dr. Marasco says that he has one item regarding the Bass River Grille. He says that there is evidence showing that alcohol was served in areas that were not designated for alcoholic service. Dr. Marasco also states that a band was playing music when there was no entertainment license. He says that he will review the situation further with Lt. Rooney from the Police Department and he will bring the issue up again at a future Selectmen’s Meeting.

Mr. Lawton also informs the Board about the German American Club’s request for a one day entertainment license which will be exercised at St. David Church. He says that generally there are no issues with this type of entertainment license; he informs the Board that the town will go ahead and approve the license. The Board says that they have no issue with the approval of the license.

Selectmen's Items:

a. BOS Minutes Approval 9-16-08

Dr. Marasco motions to approve the BOS minutes of 9-16-08. Mr. Groskopf seconds. VOTE 4-0

b. Adopt Selectmen's Goals

Ms. McAuliffe says that she incorporated Mr. Hoben's recommendations into the Selectmen's Goals. She says that she would like the goals circulated to Department Heads and the Chamber of Commerce for their input before the goals are formally adopted. The Board agrees to adopt the goals, and if there are further suggestions the Board will revise the document. Dr. Marasco motions to adopt the Selectmen goals for 2008-2009. Mr. Groskopf seconds. VOTE 4-0

c. Memorial Policy

Mr. Lawton informs the Board that there have been some issues with memorials set up around town on town land. He says that he has had conversations with DPW regarding the formation of a policy to allow memorials to be erected for a period of time and then subsequently removed with notifying family members. Mr. Hoben says that he approves of the way the policy is written. Dr. Marasco also agrees with the policy, he suggests setting aside a place in a town cemetery to remember people. Mr. Hoben motions to approve the policy. Mr. Groskopf seconds. VOTE 4-0

d. Army Corp of Engineers

Mr. Groskopf informs the public that the Army Corp of Engineers has sent a public notice concerning Run Pond, he suggests that if citizens in the area of Run Pond are interested in the document it is available in Town Hall.

e. Library Issues

Mr. Groskopf says that the Library Board will be coming before the Board of Selectmen to discuss their recommendations for reducing or possible closing of a library. He says that donations are tax deductible if any citizen would like to donate to the libraries.

f. Recount

Mr. Hoben says that he wants to make clear that the Town did not request the recount of the September override, but that it was a citizen's request, and under the law the town must honor the request. Mr. McAuliffe says that Mr. Alan Aarons received the proper amount of signatures and put in a request to the Town Clerk for a recount.

g. Town Hall Energy

Dr. Marasco would like the citizens to know that town hall has reduced the amount of energy used. Mr. Lawton says that over 4,000 kW have been saved.

h. Regionalization

Dr. Marasco says that Yarmouth should try to pursue regionalization as much as possible in the future.

i. West Yarmouth Fire Station

Dr. Marasco speaks about the town trying to reopen the West Yarmouth fire station. He says that the town needs to be smart moving forward by revisiting fire contracts with regards to manning the

stations. The Board discusses whether or not the Finance Committee should be involved with the school budget or working on trying to find finances to reopen fire station #3.

Town Administrator's Items:

Consent Agenda

Mr. Lawton reviews the consent agenda. Mr. Hoben motions to approve the consent agenda. Mr. Groskopf seconds. VOTE 4-0.

Resignation of John Biega

Mr. Lawton asks if Mr. Hoben would like to accept the resignation of John Biega. Mr. Hoben says that he would like to accept the resignation.

Budget Issues

Mr. Lawton also speaks about the town working on budgets for FY10. He says that if all departments took no increases the town could stay within Proposition 2 ½ but that there would be significant cuts. Mr. Lawton also says that Karl vonHone has been having trouble covering all the calls at DNR since the cut backs, thus he is working with the police department to help with overflow. Dr. Marasco says that he would like more research done on the situation to evaluate whether or not there needs to be a new level of service expectation. Mr. Lawton informs the Board that both DNR and the police department are developing a report regarding service problems and possible solutions. Mr. Lawton also says that the Friends of Yarmouth have donated money to the Senior Center to pay for the wages of the employees to keep the Senior Center open the days they were going to have to close due to budget cuts.

Taylor Bray Farm

Mr. Lawton announces that on Saturday, October 18th, 2008 Taylor Bray Farm will have their fall festival. The farm also has their new 2009 calendar available.

Packet Landing Drainage

Mr. Lawton says that the state has finally awarded the contract for Packet Landing drainage project.

Senior Center

Mr. Lawton informs the Board that the Senior Center has been getting a large amount of fuel assistance applications as well as the elderly needing more food stamps. Ms. McAuliffe asks if the Board could receive statistics on the issue. Mr. Lawton agrees to get the figures from Karen Marciante the Senior Center Director.

Adjourn

Mr. Hoben motions to adjourn. Seconded. Meeting adjourned at approximately 9:30pm.

**Board of Selectmen
Regular Meeting
October 7, 2007
Consent Agenda**

Donation to General Fund:	
Hearing Room Rental	
IAPMO	\$150.00
Donation Conservation Division:	
Tamas Bartha	\$ 70.00
Donation Natural Resources:	
Blessing of the Animals Event	
IFAW Account	\$440.00
Donations to the Library Division:	
Joseph R. Crimmins, Jr.	\$ 50.00
Angelyn Dries, O.S.F.	\$100.00
Donations to the Police (k-9) Division	\$100.00
Donations to Fire	<u>\$100.00</u>
	\$1,110.00
TOTAL DONATIONS	

Date:10-7-08
Voted: 4-0