

**Board of Selectmen Meeting  
Board of Selectmen Meeting  
Tuesday, February 28, 2017**

**Members Present:** Chair Paul Wisotzky; Maureen Burgess, Jay Coburn, Robert Weinstein, Janet Worthington

**Present:** Town Manager Rae Ann Palmer; Assistant Town Manager Kelly Clark; Police Chief Kyle Takakjian

Chair Paul Wisotzky called the meeting to order at 5:01 p.m.

**PUBLIC COMMENT**

Paul Wisotzky read an e-mail message from Brian Boyle in support of the ballot question on Pilgrim Nuclear Power Plant.

**PUBLIC HEARING**

***Public Hearing on the petition from Eversource Energy***

Paul Wisotzky opened the Public Hearing for Eversource Energy Utility Work at 242 Shore Road.

Jessica Elder, Right of Way Agent for Eversource Energy, explained the request to install 75 feet of conduit/cable at the point indicated upon the plan marked Plan No. 2176069. Handholes will go on private property to provide electric service to customers at 242 Shore Road.

Paul Wisotzky closed the Public Hearing.

Maureen Burgess moved to approve the petition from Eversource and authorize the Clerk of the Selectmen to sign the Form of Order for Underground Cable and Conduit Locations to provide electric service to 242 Shore Rd. Robert Weinstein seconded, and the motion carried 5-0.

**JOINT MEETING WITH THE PLANNING BOARD**

Planning Board members, Chair Steve Sollog, Jack Riemer, Paul Kiernan, Brian Boleyn and Peter Herridge, joined the Board of Selectmen.

Chair Steve Sollog convened the meeting of the Planning Board at 5:12 p.m.

The purpose of the joint meeting was to interview the third applicant for a vacancy on the Planning Board. Two applicants had been interviewed at the last joint meeting. Paul Wisotzky reviewed advice from Town Counsel, who has suggested that all three candidates take out papers for election to the Board. However, Karen Tosh, the third applicant should still have an opportunity to be interviewed by the Boards.

Karen Tosh came forward and explained that she plans on focusing her interest in becoming a member of the Zoning Board of Appeals, rather than the Planning Board. She said she was withdrawing her application to the Planning Board.

Paul Kiernan objected to the procedure of waiting for the election, which does not afford Planning Board a chance to endorse an applicant.

Peter Herridge moved to adjourn the Planning Board meeting. Jack Riemer seconded, and the motion carried 5-0. The Planning Board meeting was adjourned at 5:16 p.m., and the Selectmen's meeting continued.

### **COMMISSION APPOINTMENT**

#### ***Truro Representative to the Barnstable County Human Rights Commission***

Karen Tosh had withdrawn her application for this position as well as the Planning Board; therefore, there was only one candidate for Representative to the Barnstable County Human Rights Commission.

Laura Veninger was present to express her interest in becoming Truro's representative to the Barnstable County Human Rights Commission and answer questions from the Selectmen.

Robert Weinstein moved to appoint Laura Veninger to serve as Truro's representative to the Barnstable County Human Rights Commission for a three-year term, ending June 30, 2019. Janet Worthington seconded, and the motion carried 5-0.

### **BOARD OF SELECTMEN ACTION**

#### ***Discussion on "Complete Streets"***

Assistant Health and Conservation Agent Emily Beebe and DPW Director Jarrod Cabral explained the "Complete Streets" concept for the Town that would open up the way to qualify for grants and technical assistance from the State for planning, improvements to infrastructure, and repaving. There are provisions for exceptions for Conservation and other areas. The scope of the plan covers vehicle, bicycle and pedestrian use of roads, both public and private. Selectmen expressed some concern about private roads in new subdivisions and fitting the plan specifically for Truro. Town Manager Rae Ann Palmer said staff work on a policy would not require further budgeting. Ms. Beebe said that the plan would be coordinated with the work of the Bike and Walkways Committee.

Jay Coburn moved to authorize the development of a "Complete Streets" policy. Robert Weinstein seconded, and the motion carried 5-0.

#### ***Ballston Beach Update***

While DPW Director Jarrod Cabral was still at the table, Rae Ann Palmer asked that he give the update on Ballston Beach, which was to be a part of her report later in the meeting. He said that they started on Monday morning moving sand from the back of the parking lot. When some of the pavement was removed, water percolated up to the surface. He said they anticipated having the work done by next week.

#### ***Implications of Collected Water Flow Data from Beach Point***

Blake Martin of Weston and Sampson and Kevin Keuchler, Water Resources Oversight Committee (WROC) Chair, came forward to discuss the on results of the Collected Water Flow Data from Beach Point. Mr. Keuchler said that two items not included in this presentation, but under development, are a presentation for local television and a wastewater plan for the whole town.

Mr. Martin gave a PowerPoint presentation to report on data so far, which had revealed an unexpected result. It was always believed that water from Beach Point flowed into the bay. They had explored where the ground water nitrogen concentrations were going at multiple locations. Based on transects monitored in 2015, the ground water moved most often towards East Harbor, not the bay. The transects continue to be monitored, and that data will be added to the study. Increased

circulation of water from the bay into East Harbor would help clean up the nitrogen concentrations, Mr. Martin said. Mr. Keuchler recommended sending results to the National Seashore and the Cape Cod Commission to add to their data on East Harbor. He also reported on water quality studies of East Harbor. He pointed to septic problems, town-wide, as the cause of the poor quality.

Town Manager Rae Ann Palmer asked that the Weston and Sampson data be shared with Woods Hole engineers, who are planning a replacement culvert for East Harbor, an item that will be included in the Annual Town Meeting Warrant. Richard Wood of 19 Andrew Way asked about the transect with the highest area of movement towards East Harbor

### ***Cape Light Compact-Joint Powers Agreement***

Maggie Downey, Cape Light Compact President, Jarrod Cabral, DPW Director, and Joe Buteau, Cape Light Compact Representative presented slides on the Cape Light Compact-Joint Powers Agreement (JPA). Maggie Downey said the Joint Powers Entity (JPE) was now formed with Provincetown's and Brewster's acceptance of the agreement. The Municipal Modernization Act allows for two or more municipalities to enter into contracts for borrowing money and maintaining bank accounts, she said. The JPA requires annual audits and increased reporting to the Department of Revenue. Ms. Downey outlined the changes needed to enter the JPE. She reviewed Town Counsel's comments on the JPA. A first meeting for the Joint Powers Entity (JPE) will be held in April, 2017. She said that the Cape Light Compact's goal was to have all 21 towns enter into the Joint Powers Agreement. Ms. Downey gave options for towns that did not wish to join the JPE.

Jarrod Cabral commented on the financial oversight, and Joe Buteau said it is a more efficient way to run the Compact. Ms. Burgess asked about administration of the JPE. Paul Wisotzky asked about the use of weighted votes. Ms. Downey said they are only used for commitment on financial matters. She said the Executive Committee consists of elected members. Mr. Wisotzky also asked about hiring of staff. Ms. Downey said the board hires the administrator. The administrator will hire staff.

Rae Ann Palmer said that the Selectmen do not have the final agreement before them and suggested waiting for the next meeting to vote on entering into the JPA. Joe Buteau agreed that he would be willing to serve as Truro's representative if the Town joins. Robert Weinstein had a question about removal of representatives.

Maureen Burgess moved to table the item. Robert Weinstein seconded, and the motion carried 5-0.

### ***Police Department Report***

Police Chief Kyle Takakjian reviewed the highlights of the Annual 2016 Police Report, which he had submitted. This included thanks to the Police staff, other Town departments and citizens; crisis training of officers; filling vacancies in the Department; yearly in-service training; staff schedules; and completing the canine certifications for Ella. He said the Police statistics were included in the report.

### ***Proposed Board of Selectmen Memorial Bench Policy***

Kelly Sullivan Clark, Assistant Town Manager, reviewed with the Selectmen the proposed Memorial Bench Policy. The program was designed for memorial and dedications gifts such as benches, trees and picnic tables. She described the bench styles that are being considered. There would also be limits on the numbers of items and locations considerations for gifts.

Robert Weinstein moved to approve Selectmen's Policy #60: Memorial Gifts. Maureen Burgess seconded, and the motion carried 5-0.

***Non-Binding Public Advisory Annual Town Election Ballot Question***

Maureen Burgess explained the petitioned, Non-binding Advisory Question on the Annual Town Meeting Election Ballot for May, 2017 concerning the Pilgrim Nuclear Power Plant. It is a county-wide initiative begun by the Cape Downwinders, she said. She read into the record the initiative detailing the dangers posed by the Pilgrim Nuclear Power Plant.

Maureen Burgess moved to approve the placement of the petitioned, Non-binding Advisory Question on the Annual Town Meeting Election Ballot for May, 2017. Robert Weinstein seconded, and the motion carried 5-0.

***Massachusetts General Law Process to Change Health Care Benefits***

Town Manager Rae Ann Palmer said that the Cape Cod Municipal Health Group had voted to make plan design changes to the health benefit program for employees. She said that what was before the Board was a first step, and a second step will be coming later. The plan change means an increase to both the Town and the employees. The Insurance Advisory Committee will review the changes, that would become effective July 1, 2017. Ms. Palmer said that Provincetown and Truro will be looking into hiring a consultant to look into the best future option.

In furtherance of the Town's prior vote to elect to change group health insurance through the process authorized by M.G.L. c. 328, sections 21 through 23, Janet Worthington moved that the Board, as the appropriate authority under M.G.L. c. 328:

1. Reaffirm its prior vote to elect to engage in a process to change health insurance benefits under G.L. c.328, Section 21-23;
2. Approve as our proposal the plan design changes and mitigation plan reflected in the draft Implementation Notice and attached documents submitted to us by the Town Manager;
3. Authorize the Town Manager or her designee to issue an implementation Notice as required by 801 CMR § 52.03 to the Insurance Advisory Committee (IAC) and subsequently to the Public Employee Committee (PEC); and
4. Authorize the Town Manager, with such assistance from other staff or from counsel as she may require, to meet on our behalf with the IAC and subsequently to meet and negotiate on our behalf with the PEC, provided that any tentative agreement that may be reached with the PEC be subject to our approval.

Robert Weinstein seconded, and the motion carried 5-0.

**CONSENT AGENDA**

- A. Review/Approve and Authorize Signature: *None*
- B. Review and Approve the appointment of Peter Van Stratum from Board of Health Alternate to Full Member
- C. Review and Approve 2017 Rental Registration Fee
- D. Review and Approve Regular Board of Selectmen Minutes: February 14, 2017; January 17, 2017

Maureen Burgess moved to approve the Consent Agenda. Janet Worthington seconded, and the motion carried 5-0.

# **SELECTMEN'S & TOWN MANAGER'S REPORTS**

Robert Weinstein said he had attended a Housing Authority meeting, where the Accessory Dwelling Bylaw proposal and Affordable Accessory Dwelling Units were discussed. He stressed the importance of moving forward with workforce and affordable housing. He also had attended a meeting of the Library Trustees. Access at the lower level to the Library is being improved, he said.

Maureen Burgess had attended the Selectmen and Counsellor's Association meeting concerned with the Room Occupancy Tax, which at present has a draft of a docket number for the State House. She announced that Rich Delaney would be present at the next MMA meeting to discuss concerns for funding wastewater solutions. She also had attended the Truro Water Resources Oversight Committee latest meeting. The Seashore has signed a 20-year lease the Highland House Museum., she said.

Paul Wisotzky noted the resignation of Janet Allee from the Zoning Board of Appeals and thanked her for her service.

Janet Worthington had attended a Chamber of Commerce dinner and discussed parking issues with them. She mentioned a park on Route 6 that might be used for parking, she said. She requested an agenda item on parking solutions and the DPW facility. She mentioned the CCRTA is allowed to park buses at the old Air Force base and asked if the Town could have parking space there. Ms. Palmer said that the Seashore has not agreed to this in the past. Ms. Worthington noted the shark increase reported in newspapers and asked about preparations for better shark awareness for the public.

Town Manager Rae Ann Palmer said five of the six new firefighters will be starting work this week. They will introduced at the next Selectmen's meeting. The new Town Planner has accepted a four-day a week position. She said they have received a petitioned Article regarding use of pesticides in the Herring River Restoration Project. This will go on the Town Meeting Warrant after Town Counsel's review.


# **AGENDA FOR NEXT MEETING**

Rae Ann Palmer reviewed items for the March 14, 2017 meeting. These include: the Cape Cod Tech budget and update on their building project, a meeting with the new firefighters, a vote on the Cape Light Compact, licenses, and a discussion of the Town Meeting Warrant. Maureen Burgess suggested an update of the charges as well.

# **ADJOURNMENT**

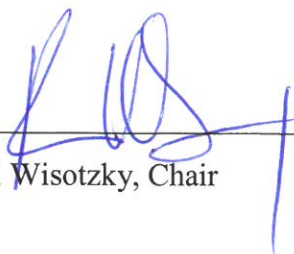
Robert Weinstein moved to adjourn. Maureen Burgess seconded, and the motion carried 5-0. The meeting was adjourned at 7:17 p.m.

Respectfully submitted,



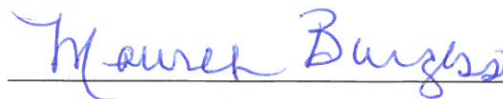
Mary Rogers, Secretary





---

Paul Wisotzky, Chair

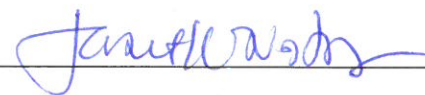


---

Maureen Burgess


---

Jay Coburn, Clerk



---

Janet Worthington, Vice-chair



---

Robert Weinstein

**Public Records Material of 2/28/17**

1. Eversource petition for 242 Shore Rd.
2. Application papers for Karen Tosh and Laura Veninger
3. Weston and Sampson's Collected Water Flow Data from Beach Point
4. Cape Light Compact-Joint Powers Agreement
5. Annual 2016 Police Report
6. Board of Selectmen Memorial Bench Policy #60
7. Non-Binding Public Advisory Annual Town Election Ballot Question
8. Information on Massachusetts General Law Process to Change Health Care Benefits
9. Board of Health appointment papers of Peter Van Stratum Alternate to Full Member
10. 2017 Rental Registration Fee materials