

**Truro Select Board Meeting
Tuesday, April 23, 2019
Truro Town Hall Selectmen's Chambers**

Select Board Members Present: Chair Robert Weinstein; Maureen Burgess, Kristen Reed, Paul Wisotzky, Janet Worthington

Present: Town Manager Rae Ann Palmer; Assistant Town Manager Kelly Sullivan-Clark

Chair Robert Weinstein called meeting to order at 5:00 p.m.

APPOINTMENT FOR ZONING BOARD OF APPEALS

Darrell Shedd gave his background and interest in serving on the Zoning Board of Appeals. He said he has time to serve now that he is semi-retired. He has had experience serving on Town boards in Worthington, Massachusetts.

Ms. Palmer said the other applicant for the position had withdrawn, and she provided information on the status of the chair of the ZBA, who will be resigning from the Board.

Paul Wisotzky moved to appoint Darrell Shedd to serve as an alternate member of the Zoning Board of Appeals for a one-year term starting May 15, 2019 and expiring June 30, 2020. Janet Worthington seconded, and the motion carried 5-0.

BOARD OF SELECTMEN ACTION

Update on Conservation Commission Bylaws and Board of Health Regulations

Health and Conservation Agent Emily Beebe and Tracy Rose, Chair of the Board of Health, had prepared draft amendments to the *Board of Health Regulations*. They have been working to develop the Water Resource Protection District regulation in Section VII of the Regulations. Ms. Beebe said they are updating a map of the district and looking at uses and performance standards for the district. Members of the Board of Selectmen said they could use more time to understand the proposed changes, definitions and acronyms, and they suggested meeting for a less formal work session with the Board of Health to discuss the amended regulations.

Emily Beebe was joined by Conservation Commission Chair Deborah McCutcheon to review changes in the Conservation Commission *Rules and Regulations* and Chapter 8 of the Town *General Bylaws*. Ms. McCutcheon praised the guidance of Conservation Agent Emily Beebe and the Conservation Commission members for their work. Emily Beebe gave an overview of the Conservation Commission regulations, which had been written in 2014. The new bylaws integrate the existing regulations with the Wetland Protection regulations to be sure local performance standards match. Town Counsel is reviewing the revised bylaws, and a public hearing is scheduled for May 7, 2019. Ms. Beebe said site plans will now conform to other towns. The Selectboard was interested in a session with the Conservation Commission before the public hearing to deal with the details of definitions, filing procedures and requirements

included in the regulations. The Conservation Commission will schedule a date to meet with the Selectmen for a work session.

Year-round Use for Crow's Nest Condominiums

Health and Conservation Agent Emily Beebe said that Jim McCusker had met all the requirements for the condo conversion to year-round use and covenant changes for Crow's Nest Condominiums. She considered the application ready for the Selectmen's approval. Ms. Beebe reviewed the checklist process for Step 1. Chair Weinstein explained the condo conversion process which the Health and Conservation Agent and the applicant complete.

Paul Wisotzky moved to approve the year-round use and removal of the seasonal covenant for Crow's Nest Condominiums, located at 496 Shore Rd. Janet Worthington seconded, and the motion carried 5-0.

Town Meeting Motion Assignments

Ms. Palmer distributed the revised set of motions that had been reviewed by Town Counsel. The Selectmen determined their motion assignments for April 30, 2019 Annual Town Meeting. They divided readers for Article 11, the lengthy motion for the Walsh Property. Article 13 will be moved by the Community Preservation Committee. Town Meeting starts at 6 p.m. Rides are available for anyone who needs transportation.

Response to Open Meeting Law Complaint

The Selectmen discussed an Open Meeting Law Complaint against two Planning Board members filed by Kristen Reed to the Attorney General. Kristen Reed reported on the steps she had taken based on her perception of an impropriety during the Planning Board meeting held March 20, 2019. The Attorney General determined there was no violation, and Kristen Reed has withdrawn her complaint. Ms. Reed said she had incorrectly filed as representing the Board of Selectmen, but she stands by her assertion that passing notes during the meeting was discourteous and inappropriate.

Chair Weinstein read into record a letter from Chris Lucy in support of Ms. Reed's action. Mr. Lucy underlined the issue of trust in members on regulatory boards. Janet Worthington said the complaint was harsh and combative in tone. She believed that the Planning Board members in question were owed an apology. Maureen Burgess said she was uncomfortable with the note passing, but she said complaints against another board might be first handled directly with that board's chair. She expressed regret over the incident and the resulting stress and offense it had caused. Paul Wisotzky considered ways to move forward with improved process. He suggested revising policy to include use of electronic devices and note passing during meetings. Rae Ann Palmer said Mr. Herridge had provided her with a sample guideline on standards of behavior for boards. Robert Weinstein discussed open government policy and the public's right to know what is going on at a meeting.

Peter Herridge of the Planning Board communicated the personal insult he had experienced but expressed his willingness to move on. He said that he realizes that the appearance of impropriety

at meetings should be avoided. He agreed that the highest standards should be observed on Town boards. Former Planning Board member John Hopkins, speaking as a private citizen, said he had reviewed the complaint and viewed the video of the meeting with the perception that the note passing had the appearance of impropriety. Ann Greenbaum said she hoped that the lessons learned about process would be observed going forward. Deborah McCutcheon, speaking as an individual, cautioned the Selectmen not to make guidelines that are too restrictive. Committee members should be respectful in order to gain respect, she said. Jade Cook said she had not interpreted the complaint as inflammatory and asked if the Planning Board members would be withdrawing their rebuttals since Kristen Reed had withdrawn her complaint. Chris Townsend discussed public trust ensured by Open Meeting Law and his support for Ms. Reed. He recommended that the Selectmen work with Kristen Reed, a younger colleague on the Board.

Chair Weinstein urged all boards and committees to behave in a respectful manner. Susan Howe commended everyone for how well they had been dealing with the issue, especially with contention and divisiveness at the national level of politics. Joan Holt discussed the opportunity becoming a member of a board affords those who join them to learn more about other people in the community. Chair Weinstein thanked everyone who had spoken for the civil manner that had been maintained by all. He stated that a meeting of the minds of all generation is best. Kristen Reed concluded with her stated intention to serve as a steward of the public and put the public's trust first.

CONSENT AGENDA

- A. Review/Approve and Authorize Signature:
 - 1. Truro Water Service Application for New Service Tap - 2 Amanda Lane
 - 2. Letter for increased funding for the Community Preservation Act
- B. Review and Approve 2019 Seasonal Licenses: North of Highland Camping Area (Transient Vendor and Pool Table) and Jules Besch Stationers (Transient Vendor) and Days Market and Deli (Transient Vendor), Captain's Choice (Common Victualer)
- C. Review and Approve Board of Selectmen Minutes: April 4, 2019 Special Meeting, April 9, 2019 and April 11, 2019 Budget Hearing.

Maureen Burgess moved to approve the Consent Agenda. Paul Wisotzky seconded, and the motion carried 5-0 with an abstention by Paul on the minutes of April 4, 2019.

SELECTMEN REPORTS AND TOWN MANAGER'S REPORT

One report was offered in a number of different forms. Janet Worthington read her original poem dedicated to Paul Wisotzky as a farewell tribute to his accomplishments on the Board of Selectmen. Maureen Burgess read a statement on Paul Wisotzky's place in Town history as a part of the unbroken chain of Truro governance. Kristen Reed said she will model her decisions with the consideration, "What would Paul do?" She truly sees him as a role model. Robert Weinstein, quoting from *King Lear*, said, "My heart bears a load that my tongue cannot exercise." He said that Paul will be missed, but he's not going away even though he will no longer be a Selectman. Rae Ann Palmer said that she knew they would have a great friendship

from the first day she and Paul did her interview ride through the town. He has been a model to all, she said.

Paul Wisotzky thanked everyone for their grace and heartfelt words. He said he had a debt of gratitude to staff members, in particular, Nicole Tudor and Noelle Scoullar, who have helped him and the whole Board be effective. He said it was a pleasure to serve as liaison with other boards. He thanked Rae Ann and agreed with her that they were supportive of each other from Day 1. He thanked past colleagues Jay Coburn and Breon Dunigan. He said he was proud, not just the things the Selectmen have done, but how they've done them with a commitment to fairness, openness and justice. He expressed gratitude that Truro does things differently in a world where people are so polarized. "We use disagreement as a way to arrive at courageous consensus," he said. Service on the Board of Selectmen has been a highlight in his career. His final thank you was to the citizens of Truro who voted for him and trusted in him to serve the Town.

AGENDA FOR NEXT MEETING

The Town Manager Rae Ann Palmer reviewed agenda items for the May 15, 2019 meeting, which include an Eversource request, licenses, Selectmen organization and liaisons, Selectmen Goals & Objectives, and seasonal licenses. She will provide the Board with some possible dates for a joint meeting with Provincetown.

SELECTMEN COMMENTS

Robert Weinstein reported on the MPO sign for night work on Rte. 6 and read a description of the lane changes planned at convergence of Rte. 6 and Shore Rd. The work should be completed during May, he said.

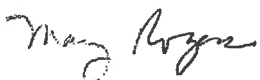
Kristen Reed commended the preparation for the Budget Hearing and Pre-Town Meeting & Candidate's Night. She thanked Robert Weinstein for running again and Susan Areson for seeking election to the Board of Selectmen.

As his last report, Paul Wisotzky said the Cloverleaf Oversight Committee had held their first meeting. The Oversight Committee is planning a meeting for the public on May 8, 2019.

ADJOURNMENT

Paul Wisotzky moved to adjourn. Kristen Reed seconded, and the meeting was adjourned at 7:02 p.m.

Respectfully submitted,



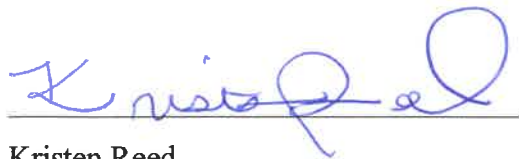
Mary Rogers, Secretary



Robert Weinstein, Chair



Maureen Burgess, Vice-chair

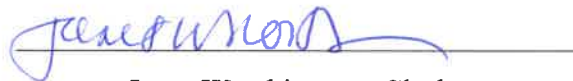


Kristen Reed



~~Paul Wisotzky~~

Susan Areson



Janet Worthington, Clerk

Public Records Material of 4/23/19

1. Application papers for Darrell Shedd for ZBA appointment
2. Draft Revision of Board of Health Bylaws
3. Draft Revision of Conservation Commission Regulations
4. Condo Conversion forms and application for Crow's Nest Condominiums
5. Motions worksheet for Annual Town Meeting
6. Open Meeting Law complaint & Planning Board's response
7. Letter from Chris Lucy re: Open Meeting Law complaint
8. Truro Water Service Application for New Service Tap - 2 Amanda Lane
9. Letter for increased funding for the Community Preservation Act
10. 2019 Applications for Seasonal Licenses: North of Highland Camping Area (Transient Vendor and Pool Table) and Jules Besch Stationers (Transient Vendor) and Days Market and Deli (Transient Vendor), Captain's Choice (Common Victualer)