



TOWN OF TRURO

SELECT BOARD

Meeting Minutes

February 8, 2022 – 5:00 pm

REMOTE SELECT BOARD MEETING

Via GoToMeeting Platform

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Members Present (Quorum): Robert Weinstein (Chair); Kristen Reed (Vice Chair); Susan Areson (Clerk); John Dundas; Stephanie Rein

Members Absent:

Other Participants: Darrin Tangeman – Town Manager; Kelly Sullivan Clark – Assistant Town Manager; Jarrod Cabral – DPW Director; Nick Norman – Co-Chair of the Open Space Committee; Betty Gallo – Vice Chair of the Truro Housing Authority; Jeff Alberti (COO, Weston & Sampson)

The remote meeting convened at 5:12 pm, Tuesday, February 8, 2022, by Select Board Chair Weinstein who announced that this was a remote meeting which is being broadcast live on Truro TV Channel 18 and is being recorded. Chair Weinstein also provided information as to how the public may call into the meeting or provide written comment.

Public Comment

Chair Weinstein recognized Town Manager Tangeman who stated that he had seen on social media incorrect information posted that tonight's meeting was going to include a public hearing regarding the DPW facility. Town Manager Tangeman added that a staff report related to the DPW facility will be presented and there will be no decision made tonight.

Chair Weinstein recognized Select Board Member Areson who stated that she hoped that the Select Board would hear questions and comments from the public. Chair Weinstein said that residents would have the opportunity to ask questions tonight.

Chair Weinstein recognized Laurie Lee, a resident of 28 Fishermans Road, Truro, MA, who said that she had requested several meetings with the Select Board and Town Manager Tangeman on behalf of the neighborhood that abuts the Public Safety Facility to discuss a petition regarding the natural buffer area between the Public Safety Facility and the neighborhood. At this time, there has been no response from the Select Board or Town Manager Tangeman so she would like to add a petition to preserve the natural buffer as part of the record for tonight's meeting. Ms. Lee read aloud the petition and thanked the Select Board. Chair Weinstein thanked Ms. Lee for her comments and noted that the petition should be submitted through the mail to the Select Board so it can be added to the record.

Chair Weinstein recognized Amy Wolff, of North Pamet Road, who commented on the need for improved communications from the Town of Truro for emergency services during the recent blizzard.

Ms. Wolff noted that she read after the storm that there was a warming station at Nauset High School which seemed to be a bit far for residents to travel in the storm. Chair Weinstein thanked Ms. Waltz for her comments.

Chair Weinstein asked if there were any other members of the public who would like to provide additional comment, and when there was no response from the public, so he closed the public comment portion of the meeting.

Public Hearing

A. Transfer of Seasonal Wine and Malt Retail Alcohol License to - **Cape Provisions LLC dba Jams Market, Garrison Scott Cloud**, 14 Truro Center Road, Truro, MA from **Sebastian and Dawn Snow, Jams Too, Inc.**

Chair Weinstein gave an opportunity for Garrison Scott Cloud's spokesperson (name inaudible) to present briefly. Chair Weinstein recognized Mr. Snow who expressed his support of the transfer to the Members. No questions were asked by Members of the Select Board. No questions were asked by the public.

Chair Weinstein closed the public hearing and offered Members an opportunity to deliberate.

Member Rein made a motion to approve the transfer of the Seasonal Wine and Malt Retail Alcohol License from Jams Too, Inc., Dawn and Sebastian Snow to Cape Provisions LLC dba Jams Market, Garrison Scott Cloud.

Vice Chair Reed seconded the motion.

So voted, motion carries, 5-0.

Board/Committee/Commission Appointments

A. Interview and Appoint: None

Chair Weinstein stated that there were none.

Staff/Committee Updates

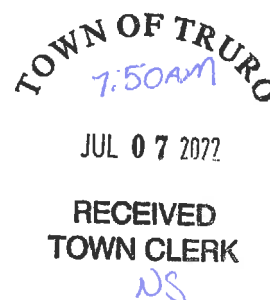
A. Board/Committee Report: Open Space Committee; Nick Norman – Co-Chair

Chair Weinstein recognized Mr. Norman who was not present, so Chair Weinstein continued with the agenda.

Tabled Items

A. Review and Approve Dedication and Theme of the 2021 Annual Town Report Presenter: Darrin Tangeman, Town Manager

Chair Weinstein recognized Town Manager Tangeman who stated that the recommended theme and photograph for the upcoming Annual Report was ready for the Select Board's decision as well as the big accomplishments and initiatives conducted over the last year.



Member Rein noted that several boards and committees have had such a positive impact on the Town's future ("**Planning for Truro's Future**" as the theme) that she wanted to dedicate the Town Report to the board and committee Members and volunteers for their work. Member Rein also stated that it would be appropriate to recognize this group at the next Annual Town Meeting for their hard work. Member Rein thought that a photograph of the Walsh property (maybe an aerial view) would be a good selection.

Chair Weinstein led a discussion with Members on these topics. Members unanimously expressed their support of Member Rein's recommendations.

Member Rein made a motion to approve "*Planning for Truro's Future*" as the cover and theme for the Annual Town Report and dedicate the 2021 Annual Town Report to all Members of Truro's boards/committees/commissions who currently serve.

Member Reed seconded the motion.

So voted, 5-0, motion carries.

Select Board Action

A. DPW Facility Update and Responses to Inquiries Presenter: Jarrod Cabral – DPW Director and Jeff Alberti (COO, Weston & Sampson)

Chair Weinstein recognized DPW Director Cabral and Mr. Alberti. Chair Weinstein emphasized that this portion of the meeting was for information purposes only and that no decision for a site has been made. Before turning over the presentation to Mr. Cabral, Chair Weinstein noted that the public will be given the opportunity to comment following the presentation.

DPW Director Cabral and Mr. Alberti introduced themselves. DPW Director Cabral provided background on the following topics:

- Last public meeting on February of 2020 regarding the DPW Feasibility Study
- Current location is a non-conforming Zone 1
 - 100' zone around public water supply
 - Zone 1's cannot be more non-conforming
 - Maximum daily pumping rate is limited at current location and can't be increased
- Map of Snow's Field and Town Hall
 - August 1999 Report found higher rates of trichloroethane (TCE) in water samples at Snow's Field
 - Cost of remediation for a 900' water line at Snow's Field (approximately \$350K including engineering but not supplementary equipment)
 - Use of Snow's Field for the public will change
- The DOT (104 Route 6) and Jacks Gas (100 Route 6)
 - Restricted or prohibited items within the National Seashore District affecting vehicle maintenance
 - Prior or current potential contaminants leaking into the water table at Jacks Gas
- Cell Tower Fall Zone
 - Special Permit approval
- Traffic Data
 - Provided with data by Police Chief Calise

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- 40 accidents since 2005 between Public Safety Facility and Seamen's Bank
 - No fatalities
- Requested and awaiting additional traffic data from the Cape Cod Commission

DPW Director Cabral turned over the presentation to Mr. Alberti. Mr. Alberti provided background on the following topics:

- DPW Feasibility Study Update
 - Provided high-level recap of the DPW Feasibility Study
- Reviewed the DPW's responsibilities
- Why does the Town need a new DPW Facility?
 - Operating out of multiple buildings ranging from 40-70 years old
 - Responsibilities have increased and buildings do not meet the needs
 - Facility doesn't meet current code
 - Efficiency
 - Employee safety issues

Mr. Alberti then provided additional in-depth information for the Select Board Members and public on the New Public Works Facility:

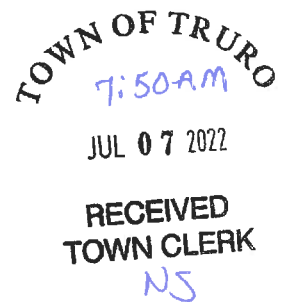
- Proposed Program
 - 29,608 SF
 - 19.3% reduction from original proposal
 - Multi-use spaces which were safe and efficient
- Site Selection Screening Analysis
 - Size
 - Environmental Receptor Maps
- Site 1 – 340/344 Route 6
 - Size: **Passed**
 - Environmental Receptors: **Passed**
- Summary of Project Inquiries & Responses
 - Look at rotation or configuration of the proposed DPW facility
 - Explore well relocation from the DPW to Snow's Field or to abutting parcels
 - Explore possible relocation of the salt storage structure and fuel island to alternate locations
 - Complete a cost-benefit analysis on indoor v. outdoor vehicle storage
 - Impacts associated with outdoor/indoor storage
 - Report back on the evaluation criteria used to assess the sites
 - Vernal pools, streams, FEMA flood zones, ACEC areas, NHESP habitats, water supply areas, landfills, and MCP and RCRA restricted areas
 - Explore variance and regulatory options which might open other sites
 - Review cell tower fall zone and potential impact to the proposed concept
 - Review of Zone II restrictions would impact siting at the Safety Facility
 - Storage of sludge, septage, sodium chloride/chemicals for ice and snow removal, fertilizers, etc.
 - Floor Drain System
 - Vehicle Wash System

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- Proposed Fueling System
- Enclosed Salt Storage
- Proposed Stormwater Management System
- Discussion related to next steps including traffic and other studies at proposed Route 6 site
- Noise and environmental impacts on adjacent properties
- Discussion of costs and operational impacts associated with moving 8,000-9,000 SF of storage to another location
- Discussion related to actual functional requirements of the DPW
- Site prep costs for each of the proposed sites
 - Will be further evaluated and prior to design phase
- Public discussion related to long-term regionalization plans for the DPW
 - Issue needs to be addressed by the Select Board
- Endangered species/priority habitat status for all proposed sites and how this would inform storage, chemicals, and site options
- Environmental reports on current site, Snow's Field, Former Jacks Gas, and Mass Highway site on Route 6
- Driveway Access Modifications
- Anticipated Costs
 - 2021 - \$507 SF
 - Construction: \$15.2M
 - Soft Costs: \$3.4M
 - Total Costs: \$18.6M
 - 2024 - \$596 SF
 - Construction: \$17.9M
 - Soft Costs: \$4.7M
 - Total Costs: \$22.6M



Mr. Alberti completed his presentation and Chair Weinstein opened the session for questions from the Select Board. Members asked the following questions or made the following remarks:

- Vice Chair Reed asked Mr. Alberti for additional information about the Walsh property as it was part of the DPW Feasibility Study. Mr. Alberti said that he could have preliminary information within the next week.
- Member Dundas asked Mr. Alberti what the project cost estimate was for 2021 and Mr. Alberti replied that the average cost per SF was \$533 for a project in 2021.
- Member Areson commented that she was taking in the information and had no questions.
- Member Rein said that she had no questions and appreciated the presentation.
- Chair Weinstein commented that the Walsh property is a potential site, and the Select Board will be waiting for additional information.

Chair Weinstein then opened the meeting to comments from the public and recognized the following individuals for questions and/or comments.

- Mr. Kevin Keechler of Parker Drive challenged some of the information presented by Mr. Alberti citing omissions that were included in the Members' packets and the asked for the Select Board to slow down this process and to be more transparent.

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- Michael Janopolis of 16 Parker Drive expressed concerns over the estimated cost of \$350K for the water line at Snow's Field and cited a discussion that he had with a well driver who said that the work could be done for between \$35K-\$50K without treatment and assuming the ability to use the existing well. Mr. Janopolis commented that his sister-in-law was involved in a near-fatal accident in front of Parker Drive in 1983 so traffic safety will continue to be a serious issue. He concluded that it would be best for the DPW to remain in its current space and figure out a way to design a facility that will fit in that space as it will be more economical for the Town.
- Mr. David Reid, attorney for the Cranberry Hill Homeowners' Association, stated that his clients are residents of the Town and are mindful of the needs of the DPW and the quality of water. Attorney Reid commented that the Town had committed to maintaining a wooded buffer from the residential zone between the Public Safety Facility and Route 6. Attorney Reid said that the Select Board can't proceed without the Select Board returning to the ZBA to modify the ZBA's decision in granting the original Special Permit. Attorney Reid asked the Select Board to consider not only if the site is internally suited for the needs of the DPW but also whether the external impacts on the neighborhood render this kind of development inappropriate. Attorney Reid thanked the Members for their time and for the consideration of other sites.
- Ms. Jennifer Cohen of 10 Parker Drive said that she had only a couple of days to review the packet and focused on the financial aspects of this project. She noted that the soft costs increased by about 13% and with the overall costs at about 21%. Ms. Cohen thought the estimate may be too low based upon the increased cost of goods and supply chain challenges. Ms. Cohen thanked the Members.

Town Manager Tangeman asked Chair Weinstein to recognize DPW Director Cabral and Mr. Alberti so they could respond to the questions and comments raised.

Town Manager Tangeman then introduced Town Planner/Land Use Counsel Barbara Carboni who commented on the proposed site at 340/344 Route 6 and the wooded buffer area that the Cranberry Hill Homeowners' Association referenced. Town Planner/Land Use Counsel Carboni stated that she did not find that the Special Permit had a requirement or a condition for the maintenance of a buffer.

Chair Weinstein stated that he and the Members have received letters from members of the public who live on Fishermans Road and Parker Road which contain incorrect information. Chair Weinstein thanked Town Planner/Land Use Counsel Carboni.

Chair Weinstein then recognized Ms. Laurie Lee of Fishermans Road who said that she was the president of the Cranberry Hill Homeowners' Association and not an attorney. Ms. Lee didn't agree with the opinion stated by Town Planner/Land Use Counsel Carboni and cited the 1992 Site Plan Review for the Public Safety Facility that indicated the buffer as well as in the application. Ms. Lee also noted that the ZBA granted the Special Permit.

Chair Weinstein recognized Ms. Regan McCarthy of Higgins Hollow Road who stated that she would like to provide comments from another individual who could not speak due to technical issues. Chair Weinstein agreed to let Ms. McCarthy to speak on behalf of Anthony Garrett of Tryworks Road who is a licensed architect in Massachusetts and a neighbor of Snow's Field. Ms. McCarthy read aloud Mr. Garrett's email. Mr. Garrett was opposed to construction of the new DPW Facility due to costs, safety, and environmental issues.

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Chair Weinstein allowed Ms. McCarthy to her personal views on the topic. Ms. McCarthy expressed concern about the cell tower fall zone, the data that was provided for a capital project, the significant increase in the cost of the construction, and finally, questioned the statement that the Select Board has not made a final decision as the reference to the site adjacent to the Public Safety Facility in this evening's presentation indicates that a decision has been made and reflects bias in the presentation.

Town Manager Tangeman asked Town Planner/Land Use Counsel Carboni to comment on Ms. Lee's assertion that the wooded buffer previously cited was a condition of the Special Permit granted by the ZBA in 1992. Town Planner/Land Use Counsel Carboni stated that Condition #11 is a descriptive statement and did not create, in the decision, a requirement or condition that the land is left untouched.

Chair Weinstein recognized Attorney Reid who acknowledged that no decision would be made this evening but that he and the Cranberry Hill Homeowners' Association respectfully disagreed with Town Planner/Land Use Counsel Carboni's opinion as to what is approved, or disapproved, for alteration.

Chair Weinstein reiterated that this meeting was informational, and no final decision has been made as information is still being collected to include the Walsh property. Ms. McCarthy asked to be recognized and clarified her previous statement that she did not mean to state that the Select Board had made a final decision. Chair Weinstein thanked Ms. McCarthy for her clarification.

Chair Weinstein recognized Ms. Karen Kinsella of 1 Fishermans Road who expressed concern about the total cost of the project to include the financing cost that would incur an additional \$1.2M alone.

Chair Weinstein thanked everyone for their comments and noted that all the comments were recorded.

Member Areson announced that she had received a text from Mr. Norman of the Open Space Committee that he has been unable to join the meeting since 5:00 pm. It was discovered that he had the wrong link and Town Manager Tangeman sent him the correct link.

Chair Weinstein moved forward with the next topic.

B. Review Preliminary Warrant Article List (PWAL) for Annual Town Meeting (ATM) Presenter: Darrin Tangeman, Town Manager

Town Manager Tangeman turned over the presentation to Assistant Town Manager Clark who said that the Warrant will remain open until February 25, 2022, for petitioned Articles. Assistant Town Manager Clark noted that the PWAL was not exhaustive and could change. Assistant Town Manager Clark stated that she would like to receive feedback from the Members. Chair Weinstein asked Assistant Town Manager Clark to provide deadlines for the Warrant. Assistant Town Manager Clark said that financial Articles has already expired on February 4, 2022, and petitioned Articles will close at 4 PM on February 25, 2022. Assistant Town Manager Clark noted that the Select Board may add additional language, change language, and even add Warrant Articles even after the Warrant is officially closed.

Assistant Town Manager Clark turned over the presentation to Town Manager Tangeman.

Town Manager Tangeman highlighted the PWAL with input from Assistant Town Manager Clark, DPW Director Cabral, Member Areson, and Vice Chair Reed:

- Customary & Financial Articles
- Land Conveyance
- Override
- Amend Personnel Bylaw
- Acceptance of Massachusetts General Law
- Community Preservation Act Articles
- General Bylaw Articles
- Zoning Bylaw Articles
- Charter Articles
- Home Rule Petition Articles
- Petitioned Articles
- Advisory Articles
- Annual Town Election
- Postings of the Warrant
- Appendix A: Omnibus Budget FY2023
- Appendix B: Capital Improvement Budget of Projected Capital Needs FY2023-FY2027

Without any questions, Town Manager Tangeman turned the meeting over to Chair Weinstein who recognized Chair Norman of the Open Space Committee.

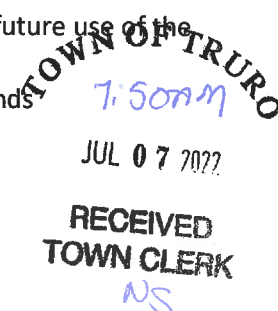
A. Board/Committee Report: Open Space Committee; Nick Norman – Co-Chair

Chair Weinstein asked Mr. Norman to introduce himself and Mr. Norman stated that he was a resident of 12 Scrimshaw Street and was Co-Chair of the Open Space Committee (OSC). Mr. Norman also named the other members of the committee.

Mr. Norman noted that the OSC had limited meetings in 2021 due to COVID-19. Mr. Norman said that the OSC was urged to merge with the Recreation Committee but voted unanimously not to do so. The goals of the two groups were not sympathetic to one another.

The OSC's goals and objectives for 2021/2022 are:

- Continue to identify and acquire available land for the Town of Truro
- Work with Town boards and commissions whose goals are to develop much needed housing
- Work with Town boards and agencies to acquire funding for the purchase of land
- Continue to support culvert repairs to improve waterflow into the Pamet River and associated wetlands, and from Cape Cod Bay to East Harbor
- Support initiatives with new passive and active recreation with emphasis of the future use of the Walsh property
- Work with the Climate Change Committee to protect the woodlands and farmlands



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Mr. Norman then provided a status of the OSC's goals:

- The current OSC plan to the Commonwealth expired late last year and the strategy is to get a new plan submitted within the year. The OSC is working with Town Planner/Land Use Counsel Carboni to create a path forward with a focus on the process and budget. The OSC will obtain funds through Town budget and grants.
- The challenges for achieving the goals are land availability and cost of acquisition.
- A challenge to local collaboration is the non-existence of a Recreation Committee.

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Mr. Norman completed his presentation and asked for questions or comments. Member Areson announced that there was good news for the OSC as the Town staff has found some funds available that can be used by the OSC.

Chair Weinstein thanked Mr. Norman and his colleagues for the excellent work that they do. Vice Chair Reed also thanked Mr. Norman and his colleagues. Vice Chair Reed asked how the Select Board and Town staff can further assist the OSC in its efforts and Mr. Norman replied that Member Areson is a great liaison to the team. Mr. Norman added that the Select Board and staff have been very helpful.

There were no other questions or comments, so Chair Weinstein thanked Mr. Norman before Mr. Norman's departure from the meeting.

C. Review and Support Rental Assistance Program to Qualified Non-Resident Town Staff Presenter: Betty Gallo, Vice Chair, Truro Housing Authority

Chair Weinstein announced that Ms. Gallo has joined and asked her to introduce herself and present. Ms. Gallo said that she is Vice Chair of the Truro Housing Authority. Ms. Gallo gave a brief overview of the program and mentioned that there are three households which are participating. Ms. Gallo did express concern over the reduced number of year-round rental properties in Truro which could be available for Town employees. Ms. Gallo noted the difficulty in hiring Town employees and that this program can assist the Town in its efforts to hire great talent.

Ms. Gallo completed her presentation and Chair Weinstein asked if there were questions or comments.

Chair Weinstein recognized Vice Chair Reed who asked Ms. Gallo if she was asking for more resources or if she was promoting the program to help in the Town's recruitment and retention efforts. Ms. Gallo said that she was not asking for additional resources and noted that the Select Board had already appropriated \$25,000 for the rental assistance program.

Member Rein made a motion to approve amendments to the Truro Rental Assistance Program for otherwise qualified non-resident Town staff members.

Vice Chair Reed seconded the motion

So voted, 5-0, motion carries.

Chair Weinstein thanked Ms. Gallo and reiterated the advantage of the Truro Rental Assistance Program for those qualified non-resident Truro staff members. Ms. Gallo thanked the Members and left the meeting.

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Consent Agenda**A. Review/Approve and Authorize Signature: 1. None****B. Review and Approve Appointment Renewals:****C. Review and Approve Application for a Curb Cut: 126 Old County Road; 33 Old County Road**

Chair Weinstein stated that he was opposed to both applications and then read aloud the current Truro curb cut policy. He stated that his objection was that both curb cuts would service a driveway that is far more than what is required that is no more than an 8% grade. Chair Weinstein said that he has previously spoken with DPW Director Cabral about this application. Vice Chair Reed asked DPW Director Cabral to provide more detail as to the applications, so he provided some additional information as to his interactions with the property owners. Vice Chair Reed asked Chair Weinstein if there were any possible amendments to the application which would change his mind. Chair Weinstein said that DPW Director Cabral's response didn't address any of his concerns and objections. Chair Weinstein added that approval of the application could result in land desecration that the Town did not need. Chair Weinstein asked DPW Director Cabral if he wanted to add any other comments. DPW Director Cabral introduced Mr. Jonathan Funke, owner of 126 Old County Road, as he joined the meeting and he also introduced Mr. David Lajoie, of FELCO Engineering, Inc., and he also represented Mr. Funke, who also joined the meeting. DPW Director Cabral noted that he had not spoken to the owners of 33 Old County Road, but he had contact with their contractor. Chair Weinstein recognized Mr. Funke.

Mr. Funke introduced himself as the owner of 126 Old County Road and asked Mr. Lajoie to provide more information as to what has changed, and stayed the same, since the prior approval by the Select Board to include Chair Weinstein's previous support of the permit. Chair Weinstein acknowledged his prior support but said that he had not paid as much attention as he should have, and that Mr. Funke was not presenting inaccurate information. Mr. Lajoie introduced himself and said that he was unaware that there had to be adherence to comply to Subdivision rules to include Table 1. Mr. Lajoie noted that road is paved with a 10' wide driveway and provided drainage for the driveway that will be contained on the property. Mr. Lajoie said that all similar homes, in Truro, on land with common topography will face the same challenges. Chair Weinstein reiterated that he would not support the application and he added that he had an additional conversation with Town Planner/Land Use Counsel Carboni who agreed with his concerns and objections as the project would not adhere to local policy. Chair Weinstein asked Mr. Lajoie if he knew what type of paving would be used and Mr. Lajoie said that he didn't know but he could find out. Through the Conservation Commission, Mr. Lajoie said that there was a vegetation plan for the southerly side of the driveway. Mr. Lajoie said the pavement material would be compliant, but he again reiterated that he would get the specific information. Chair Weinstein thanked him for his comments, but the current Truro policy is clear and that it has been ignored.

Vice Chair Reed asked if there was anyone present to speak on behalf of 33 Old County Road and there was no reply. Vice Chair Reed then announced that she was not prepared to vote on either application tonight, and if the other Members agreed, the Select Board could conduct additional review and consider the applications at the next Select Board meeting. Chair Weinstein said that seemed to be reasonable when Town Planner/Land Use Counsel Carboni joined the meeting. Chair Weinstein recognized Town Planner/Land Use Counsel Carboni who said that she reviewed the Town requirements and design standards as described by Chair Weinstein and agreed with his comments. Town

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Planner/Land Use Counsel Carboni also stated that she would be prepared to discuss at the next Select Board meeting.

Chair Weinstein recognized Jack Riemer of Fisher Road and speaking as a private citizen. Mr. Riemer stated that he agreed with issues raised by Chair Weinstein, and he further noted that there was a lack of an operations and maintenance plan. Mr. Riemer said that he is not an engineer but looking at the project, he could not believe that the system, as proposed, was effective and that it would threaten the wetlands nearby. Chair Weinstein thanked Mr. Riemer for his comments.

Chair Weinstein recognized Member Areson who wanted to table this as suggested by Vice Chair Reed. Member Areson expressed concern that applicants received prior approval of their projects by the Conservation Commission, the Board of Health, the police chief, and the fire chief only to be rejected by the Select Board yet approved elsewhere. Member Areson commented that she would like to see the Select Board get out of the curb cut business and that she was aware of Chair Weinstein drafting a curb cut policy which would include input from the experts to make sure the application's project adheres to all Town bylaws and regulations before a final decision is made. Member Areson concluded that these unresolved issues must be resolved, and Chair Weinstein agreed.

Chair Weinstein recognized Mr. Glenn Wood, attorney for the applicant and of Rubin and Rudman LLP, who said that Member Areson made the point of the evening. Attorney Wood noted that the applicant had received all necessary and required approvals, built the driveway, and now the Select Board wants to know what the surface is. Attorney Wood stated that the applicant looked forward to working with DPW Director Cabral and other Town staff before the next meeting. Attorney Wood noted that the engineer had provided an extraordinary engineering design to handle stormwater and that residential properties are exempt from the DPW stormwater policy. Attorney Wood commented that the level of jurisdiction and control is somewhat unfounded. Attorney Wood said that he looked forward to the next meeting and hoped that the majority of the Select Board would vote in his client's favor. Chair Weinstein thanked Attorney Wood.

Chair Weinstein recognized Rich Roberts, speaking as a private citizen and a civil engineer, Mr. Roberts stated that he supported Chair Weinstein's opposition to both applications due to the geometry and grade of the driveways as they are potentially dangerous.

Chair Weinstein asked for a motion to continue this matter until the next Select Board meeting.

Chair Weinstein recognized Member Dundas who stated that he opposed the attempt to continue the application for 126 Old County Road to another day. Member Dundas said that the applicant deserves a vote and they had put in the work, the effort, and received all required approvals prior to this evening. Member Dundas noted that 126 Old County Road was best represented by the owner, the engineer, and counsel while no one from 33 Old County Road was present. Member Dundas concluded that he would vote in favor of the application for 126 County Road and that he was opposed to any continuance.

Chair Weinstein asked if there were any other Members who felt the same way that Member Dundas did. Chair Weinstein said that he wanted to respond to Attorney Wood's comments. Chair Weinstein stated that he assumed that the fire chief and the police chief may not have been familiar with the language in the Bylaw, but he was. He noted the amount of water runoff on Old County Road.

Chair Weinstein recognized Member Areson who stated that she agreed with Member Dundas' comments and position. Member Areson also said that she was prepared to make a motion and would be in favor of 126 Old County Road. Before making a motion, Member Areson said that she hoped that the pavement could be done quickly so the runoff could be resolved.

Member Areson made a motion to approve the consent agenda, absent of the curb cut for 33 Old County Road, as printed in the Warrant.

Member Dundas seconded the motion.

So voted, 3-2, the motion failed.

Chair Weinstein announced that the motion failed, and he took responsibility for his previous support. Vice Chair Reed said that she believed that the review will be a good thing and she wanted to find a way to make this work for the applicants.

Member Areson made a motion to approve the consent agenda, absent of the curb cut.

Vice Chair Reed seconded the motion.

So voted, 5-0, motion carries.

Chair Weinstein recognized Attorney Wood who asked for clarification of what the prior motion meant, and Chair Weinstein asked Member Areson to explain. Member Areson said that she removed the curb cut from the motion as it would be addressed at a subsequent meeting. At the suggestion of Vice Chair Reed, Member Areson amended the previous motion.

Member Areson made a motion to approve the consent agenda as printed in the Warrant but remove the curb cut for 126 Old County Road and 33 Old County Road to add to the agenda for the next Select Board meeting's agenda.

Member Rein seconded the motion.

So voted, 5-0, motion carries.

Chair Weinstein asked Town Planner/Land Use Counsel Carboni if it was necessary to remove the first motion as the record will reflect two motions regarding the same things with different results. Town Planner/Land Use Counsel Carboni opined that she didn't see any inconsistencies, so it was not necessary to take any further action.

Chair Weinstein recognized Attorney Wood who said that the first motion denied his client's application and Chair Weinstein said that the Select Board had not done so but had continued the curb cut to the next Select Board meeting. Town Planner/Land Use Counsel Carboni clarified that the Select Board did not take a substantive vote on either application with both motion votes. Furthermore, the curb cut was removed tonight only to be continued to the next meeting and the rest of the agenda consent was approved. Attorney Wood thanked Town Planner/Land Use Counsel Carboni for the clarification. Town Planner/Land Use Counsel Carboni thanked Attorney Wood and hoped that his concerns had been satisfied. Attorney Wood thanked the Select Board and left the meeting.

D. Review and Approve Select Board Minutes: Regular Minutes of 01.11.2022

Select Board Reports/Comments

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Member Rein thanked the Town Hall staff and DPW Director Cabral for their work and preparation for tonight's meeting. It was incredibly informative. Member Rein encouraged any members of the public to volunteer and join boards/commissions/committee as there were opportunities to serve due to openings.

Member Dundas thanked the Town Hall staff as well as the DPW and Public Safety Office for the team's great efforts during the recent storm. Member Dundas noted that not everything goes as planned but he applauded their efforts and he appreciated them. He also said that he was confident that the team would conduct an After-Action Review (AAR) to discuss lessons learned and ways to improve as it is a self-improving organization.

Member Areson said that she had no comment.

Vice Chair Reed thanked everyone for their time, comments, and preparation for the Budget Task Force meeting. Department heads did a great job of sharing the information with the public so that the Task Force can make informed decisions. Vice Chair Reed added that the Economic Business Forum has one more forum that is scheduled for February 10, 2022, at 4:30 PM for construction and trade individuals. She provided contact information for Noelle Scoullar to register for the event.

Chair Weinstein thanked the Town staff and DPW for the information presented tonight and for their work during the recent storm. He also said that he wanted to recognize Ronit Goldstein of Eversource at a future Select Board meeting who helped him and several other members of the community who lost power for several days. Chair Weinstein also said that it would be an opportunity to have Eversource explain who and how to contact directly before another outage.

Chair Weinstein recognized Town Manager Tangeman.

Town Manager Report

Town Manager Tangeman said that he has listened to the public's comments as to how to improve before the next storm. Town Manager Tangeman reported that the Town Hall staff, and the Emergency Management Team, met and held an AAR. He also acknowledged the efforts of the first responders who assisted two vulnerable residents with either shelter or power. He noted that the team is committed to the doing their best. Town Manager Tangeman said that there were no warming stations open on Saturday in Massachusetts but there were shelters which were open. Town Manager Tangeman said that by Sunday, at 2 PM, 99% of Truro residents had power restored so the decision was made not to open a warming station. He added that will change in the future so even the most vulnerable can have their needs met even if most of the community has had its power restored.

Member Dundas asked if any Town Hall staff, or first responders, were injured during the recent storm while serving the community and Town Manager Tangeman said that everyone was okay.

Next Meeting Agenda

Regular Meeting – February 22, 2022

TOWN OF TRURO
7:50 AM
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Town Manager Tangeman had a technical issue to access the agenda so Assistant Town Manager Clark asked the Members if they had any items to add to the agenda. Assistant Town Manager Clark said that she would add the curb cut and Member Rein said that she would like to add the curb cut policy as well. Town Manager Tangeman shared the agenda with the Members and reviewed the items with the Members. Town Manager Tangeman noted the addition of a Joint Executive Session with the ZBA regarding Cloverleaf on Friday, February 18, 2022.

Town Manager Tangeman said there is a meeting with the Bike and Walkways Committee as well as a Planning Board staff update. Town Manager Tangeman commented that it might be an opportunity to discuss Planning Board articles and Town Planner/Land Use Counsel Carboni said that there are some articles in the works, but she would check with the Planning Board chair.

Vice Chair Reed suggested adding a discussion on the status of timelines for Select Board goals and objectives so Members could address whether timelines are being met or not. Town Manager Tangeman replied that it would be best to add to the first meeting in March 2022.

Town Manager Tangeman confirmed with Chair Weinstein that a curb cut policy would be ready for the next meeting. Chair Weinstein said it would be ready, so Town Manager Tangeman added it to the Select Board Action on the agenda.

Chair Weinstein said that Ms. Goldstein of Eversource would be happy to appear at an upcoming Select Board meeting and make a presentation to the public to improve restoration of power following an outage. Chair Weinstein will confirm her availability with her to determine which meeting would be best for her.

Member Areson made a motion to adjourn at 8:55 pm.
Vice Chair Reed seconded the motion.
So voted, 5-0, motion carries.

Respectfully submitted,



Alexander O. Powers
Board/Committee/Commission Support Staff



Darrin K. Tangeman, Town Manager
Under the Authority of the Truro Select Board

