

Select Board Meeting Minutes

July 11, 2023, Meeting (Hybrid)

Via Zoom Platform

Select Board Members Present: Kristen Reed-Chair, Susan Areson-Vice Chair, John Dundas-Clerk, Robert Weinstein-Member, Stephanie Rein-Member

Select Board Members Absent:

Others Present: Darrin Tangeman-Town Manager; Kelly Clark-Assistant Town Manager; Jamie Calise-Police Chief; Jarrod Cabral-DPW Director; Emily Beebe-Health and Conservation Agent; Courtney Warren-Assistant Health and Conservation Agent; Christopher Lucy-Vice Chair of the ZBA; Susan Whouley (Applicant to Serve); Shari Stahl (Applicant to Serve); Alex Nelson (Network Coordinator of Outer Cape Community Solutions); Michael Forgione (Truro Voter); Joan Holt (Truro Voter); Bob Higgins-Steele (Truro Voter); Anne Greenbaum (Truro Voter); Jon Slater (Truro Voter); Meredith Ballinger (Interim Health Agent, Town of Wellfleet); Lezli Rowell (Health Director, Town of Provincetown); Jack Riemer (Truro Voter)

Chair Reed called the meeting to order at 5:00 pm and read the information for the public to access the meeting and participate. Chair Reed introduced the Members and Town staff present.

PUBLIC COMMENT

Chair Reed recognized the following individuals who commented on various topics not on the agenda in accordance with the Open Meeting Law: Mr. Forgione, Ms. Holt, Mr. Higgins-Steele, DPW Director Cabral, Ms. Greenbaum, and Mr. Slater.

PUBLIC HEARINGS

None

INTRODUCTION TO NEW EMPLOYEES

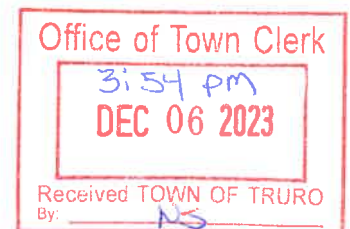
A. Introduction of Truro Police Department Employees: Kyle Crombie and Kurtis Dimitres

Police Chief Calise introduced to the Members and the community to the two new Patrol Officers Crombie and Dimitres. Both officers thanked the Town of Truro for the opportunity to serve the community and the Members welcomed them to Truro.

BOARD/COMMITTEE/COMMISSION APPOINTMENTS

A. Interview and Possible Appointment: Susan Whouley-Beach Advisory Committee

Chair Reed announced there are two full member vacancies, both of which are terms that will expire on June 30, 2026. Chair Reed then led the interview with Ms. Whouley who appeared in-person.



Member Rein made a motion to appoint Susan Whouley to the Beach Advisory Committee for a three-year term expiring June 30, 2026.

Member Weinstein seconded the motion.

Roll Call Vote:

Vice Chair Areson - Aye

Member Dundas - Aye

Member Weinstein - Aye

Member Rein - Aye

Chair Reed – Aye

So voted, 5-0-0, motion carries.

B. Interview and Possible Appointment: Shari Stahl-Open Space Committee

Chair Reed led the interview with Ms. Stahl who appeared in-person.

Vice Chair Areson made a motion to appoint Shari Stahl to the Open Space Committee for a three-year term expiring June 30, 2026.

Member Weinstein seconded the motion.

Roll Call Vote:

Vice Chair Areson - Aye

Member Dundas - Aye

Member Weinstein - Aye

Member Rein - Aye

Chair Reed – Aye

So voted, 5-0-0, motion carries.

STAFF/COMMITTEE UPDATES

- A. Public Works Facility Update on Peer Review and Site Location Town Meeting Actions;
Presenter: Jarrod Cabral, DPW Director**

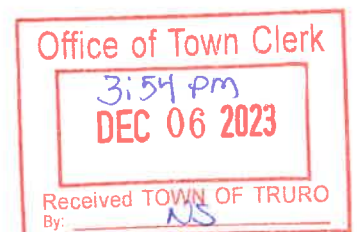
DPW Director Cabral provided a brief update to the Members regarding the status of the requested consulting services to perform a peer review of the Weston & Sampson (W&S) deliverables. DPW Director Cabral also provided some information related to future Town Meeting actions that would be associated with the properties.

TABLED ITEMS

None

SELECT BOARD ACTION

- A. Outer Cape Community Solutions (OCCS): Outer Cape Wellness Happenings; Presenter: Emily Beebe, Health Agent, and Alex Nelson, Network Coordinator of OCCS**



Health and Conservation Agent Beebe introduced Ms. Nelson as well as other Outer Cape health agent colleagues who were present: Ms. Ballinger, Ms. Rowell, and Ms. Warren.

Ms. Nelson presented a summary of the responsibilities of municipal Boards of Health in the Commonwealth of Massachusetts, the purpose of the OCCS, the network structure, an overview of what health and wellness means to the community, and how the Town's Outer Cape collaborations will help the community to improve the social determinants of health.

Following the presentation, Members discussed and commented on the following highlighted topics with Health and Conservation Agent Beebe and Ms. Nelson: a Senior Needs Assessment for Truro, a Disabled Senior Needs Assessment for Truro, the helpfulness of regional solutions for health services, the importance of collaboration to eliminate duplication of services by individual communities, and the need to notify community members who are eligible to receive health services to which they may be unaware.

Chair Reed recognized Provincetown's Health Director Rowell who commented on the status of public health services and the positive impact that Health and Conservation Agent Beebe and Ms. Nelson have had on the Outer Cape.

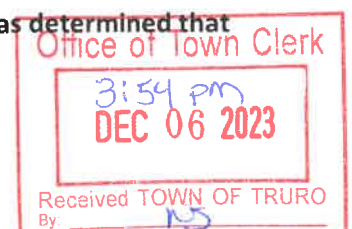
Chair Reed thanked the presenters for their hard work and appearances this evening.

- B. Review and Make Determination: Disclosure by Non-elected Municipal Employee of Financial Interest and Determination by Appointing Authority as required by MGL C. 268A §19; Christopher Lucy; Presenters: Christopher Lucy, ZBA Vice-Chair, and Darrin Tangeman, Town Manager

Prior to the presentation, Chair Reed reviewed the reason for this determination and then recognized Vice Chair Lucy who provided background on this matter and how he wished the Select Board rule on this agenda item. Vice Chair Lucy stated that he was made aware by a friend of a social media post on Facebook alleging a potential conflict of interest situation facing him as a member of the ZBA regarding Robert Martin who has applied for a Special Permit from the ZBA and who also sold firewood in Town as Vice Chair Lucy does. Vice Chair Lucy contacted the Commonwealth of Massachusetts' Ethics Office who instructed him that he would have to request that the "appointing authority" (the Select Board) decide in this matter.

Chair Reed noted that Vice Chair Lucy did not provide any financial records but that Vice Chair Lucy had stated that his firewood business was "modest". Members commented and discussed the following highlighted topics: Vice Chair Lucy's 15-year firewood business; Vice Chair Lucy's commitment to make any decisions based upon rules and Bylaws only and without prejudice; Vice Chair Lucy's reiteration that he is not seeking new customers for his firewood business; Member Dundas' recusal on this vote as he has used Vice Chair Lucy's services; Member Weinstein's acknowledgement of previously using Vice Chair Lucy's services but that he can vote on this matter unincumbered; and Vice Chair Areson's announced her recusal in this matter as she has been represented by Robert Martin's attorney, William Henchy.

Member Rein made a motion to find that as required by M.G.L. c. 268A, § 19, the Board has reviewed the particular matter and the financial interest identified by Mr. Lucy. The Board has determined that



the financial interest is not so substantial as to be deemed likely to affect the integrity of the services which the Town may expect from Mr. Lucy in participating in the matter before the Zoning Board of Appeals and authorize the Chair to sign electronically or in ink, as required.

Member Weinstein seconded the motion.

Roll Call Vote:

Vice Chair Areson - Recused

Member Dundas - Recused

Member Weinstein - Aye

Member Rein - Aye

Chair Reed – Aye

So voted, 3-0-2, motion carries.

- C. Review and Approve Dates Certain for FY2024 Select Board Goals and Objectives; Presenter Darrin Tangeman, Town Manager

Chair Reed led the brief discussion on this topic with the Members.

Member Rein made a motion to adopt and electronically sign the Select Board FY2024 Goals & Objectives with the dates recommended.

Vice Chair Areson seconded the motion.

Roll Call Vote:

Vice Chair Areson - Aye

Member Dundas - Aye

Member Weinstein - Aye

Member Rein - Aye

Chair Reed – Aye

So voted, 5-0-0, motion carries.

- D. Review and Approve Revised Select Board Policy 13: Appointments and Approve Modification to Application to Serve; Presenter: Susan Areson, Select Board Vice-Chair

Chair Reed recognized Vice Chair Areson who presented her prepared revision to the Select Board Policy 13: Appointments for discussion with the Members and possible approval by the Members. After the presentation, Members discussed the following highlighted topics: the options presented by Vice Chair Areson in her presentation; procedures for meeting schedules for smaller commissions and committees; the recall/removal of a Member for conduct unbecoming to the office or reflects adversely upon the Town; and redundant language in the questions asked by Members for all Applicants willing to serve.

Vice Chair Areson made a motion to approve and adopt Policy 13: Appointments with the amendments made tonight and to approve the proposed modification to the Applicants to Serve.

Member Weinstein seconded the motion.

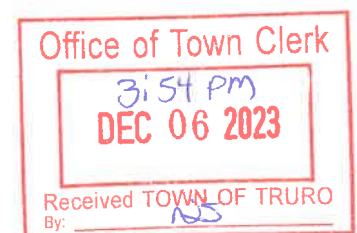
Assistant Town Manager Clark read aloud the amendments and all other changes made tonight prior to the vote.

Roll Call Vote:

Vice Chair Areson - Aye

Member Dundas - Aye

Member Weinstein - Aye



Member Rein - Aye

Chair Reed – Aye

So voted, 5-0-0, motion carries.

Following the vote, Chair Reed recognized Mr. Riemer who asked the Members to review the resignation process and asked for clarification of when a resignation letter is received from a board/committee/commission member and if it is a matter of public record.

- E. Review and Approve Land Cape, Inc. DBA Coastal Custom Builders Contract for Public Safety Building Envelope Improvements; Presenter: Jarrod Cabral, DPW Director

DPW Director Cabral presented this topic to the Members.

Vice Chair Areson made a motion to authorize the Town Manager to enter into and sign the Public Safety Building Envelope Improvement Contract with Land Cape, Inc. DBA Coastal Custom Builders for \$496,600. and any subsequent documents related thereto.

Member Dundas seconded the motion.

Roll Call Vote:

Vice Chair Areson - Aye

Member Dundas - Aye

Member Weinstein - Aye

Member Rein - Aye

Chair Reed – Aye

So voted, 5-0-0, motion carries.

- F. Review and Approve SumCo Eco-Contracting LLC Contract for Pamet Harbor North Jetty Breach Mitigation; Presenter: Jarrod Cabral, DPW Director

DPW Director Cabral presented this topic to the Members.

Member Weinstein made a motion to authorize the Town Manager to enter into and sign the Pamet Harbor North Jetty repair contract with SumCo Eco-Contracting LLC for \$204,405 and any subsequent documents related thereto.

Vice Chair Areson seconded the motion.

Roll Call Vote:

Vice Chair Areson - Aye

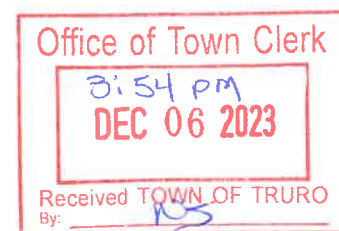
Member Dundas - Aye

Member Weinstein - Aye

Member Rein - Aye

Chair Reed – Aye

So voted, 5-0-0, motion carries.



- G. Establishment of Community Preservation Committee Assistant Position; Presenter: Susan Areson, Select Board Vice-Chair and Liaison to the Community Preservation Committee

Chair Reed recognized Vice Chair Areson and Town Manager Tangeman who presented this topic to the Members.

Member Rein made a motion to approve the establishment and hiring of the part-time and unbenefited Community Preservation Committee (CPC) Coordinator to be renewed upon approval of the annual CPC grant funding cycle and that the Select Board authorize the Town Manager to organize the position under the Town Accountant for the purposes of supervision.

Vice Chair Areson seconded the motion.

Roll Call Vote:

Vice Chair Areson - Aye

Member Dundas - Aye

Member Weinstein - Aye

Member Rein - Aye

Chair Reed – Aye

So voted, 5-0-0, motion carries.

CONSENT AGENDA

Chair Reed recognized Vice Chair Areson who reviewed the language included Amendment to Childcare Voucher Eligibility Criteria Requirements. Vice Chair Areson suggested adding one sentence to what was distributed in tonight's packet. The proposed sentence suggested by Vice Chair Areson is "If a child can be accommodated in the Truro Central School Pre-K Program, an exception must be granted to allow use of the voucher to attend a program outside of Truro." Assistant Town Manager Clark reviewed the language and guidance with the Members. Members decided to change the word "exception" to the word "approval". There were no objections.

- A. Review/Approve and Authorize Signature:
 - 1. Application for One Day Pouring License-Pamet Harbor Yacht Club
 - 2. Application for Entertainment Licenses: Friends of the Truro Meeting House-July 23, July 30, August 6
 - 3. Application for Entertainment Licenses: Truro Center for the Arts-July 18, July 22, August 5, August 25/26
 - 4. Memorandum of Agreement (Amendment to Employment Agreement) for Thomas Powers, Deputy Police Chief
- B. Review and Approve Appointment Renewals: Linda Noons-Rose-Conservation Commission
- C. Review and Approve Amendment to Childcare Voucher Eligibility Criteria
- D. Review and Approve Select Board Minutes: None

Chair Reed made a motion to approve the Consent Agenda with the suggested changes regarding the Childcare Voucher.

Vice Chair Areson seconded the motion.

Roll Call Vote:

Vice Chair Areson - Aye

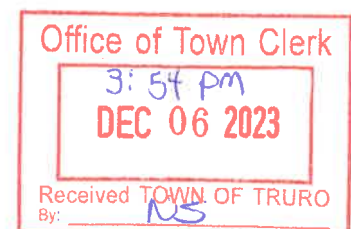
Member Dundas - Aye

Member Weinstein - Aye

Member Rein - Aye

Chair Reed – Aye

So voted, 5-0-0, motion carries.



SELECT BOARD REPORTS/COMMENTS

Member Rein announced the upcoming Walsh Property Community Planning Committee meeting this coming Wednesday evening and encouraged all to attend.

Member Weinstein said that he recently noticed, from his boat, an individual who was taking selfie photographs in close proximity with a beached seal. Member Weinstein reminded the public that seals are protected wildlife under federal law and that the individual taking pictures was causing additional distress to the animal. Member Weinstein also cautioned the public that one should take care in approaching wildlife as the animal may cause bodily injury.

Member Dundas stated that he had nothing to report this week.

Vice Chair Areson reported that she followed up with Town Planner/Land Use Counsel Barbara Carboni regarding the Cultural Council and there will be additional follow-up after Special Town Meeting if she needs additional help. Vice Chair Areson said that she had distributed the Select Board office hours to the Members and they should review them and change them if necessary. The Local Comprehensive Plan Committee met yesterday and the third LCPC public forum will be held on September 7, 2023, at the Community Center at 4 pm. Vice Chair Areson stated that a "clean copy" of the LCPC plan would be available on August 28, 2023, and that she would like to distribute it to the Members only so they may review at their leisure and prior to the public forum on September 7, 2023. Vice Chair Areson also suggested a Pre-Town Meeting and understood that decision fell under the Town Moderator.

Chair Reed thanked the Members for their hard work and it is a pleasure to serve with them. Chair Reed also acknowledged the hard work of the Town staff.

TOWN MANAGER REPORT

Town Manager Tangeman gave an update on the Town Warrant and the upcoming Special Town Meeting with input from Assistant Town Manager Clark. The Special Town Meeting will be held on Saturday, October 21, 2023, with the time to be determined by the Town Moderator. Town Manager Tangeman thanked the Members for the extension of his contract and said that he is grateful to serve the Town of Truro. Town Manager Tangeman also noted that the Town was meeting regularly with Lower Cape Ambulance regarding the contract and he requested a discussion ahead of the municipal government informational forum for the public in August.

Member Rein made a motion to adjourn at 7:32 pm.

Vice Chair Areson seconded the motion.

Roll Call Vote:

Vice Chair Areson - Aye

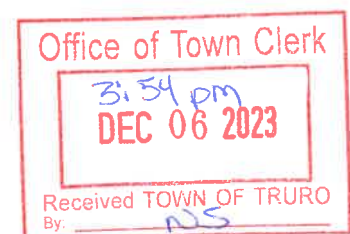
Member Dundas - Aye

Member Weinstein - Aye

Member Rein - Aye

Chair Reed - Aye

So voted, 5-0-0, motion carries.



Respectfully submitted,



Alexander O. Powers

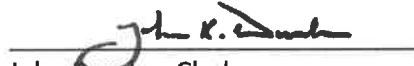
Board/Committee/Commission Support Staff



Kristen Reed, Chair



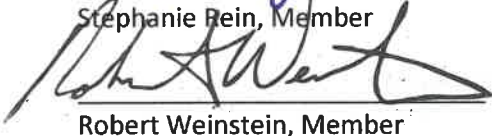
Susan Areson, Vice Chair



John Dundas, Clerk



Stephanie Rein, Member



Robert Weinstein, Member

Public Records Material Attachments

Legal Notice

Application to Serve – Susan Whouley

Application to Serve – Shari Stahl

Prior Legal Opinions on 340 Route 6

Select Board Meeting Minutes from February 11, 2020

PowerPoint from OCCS

Disclosure by Non-elected Municipal Employee of Financial Interest and Determination by Appointing

Authority as required by MGL C. 268A § 19: Christopher Lucy

Copy of G.L. c. 268A, s. 19 Press Release ARPA

FY2024 Draft Select Board Goals & Objectives

FY2024 Draft Objectives Progress Document

Draft Appointment Policy Changes

Red-Lined Policy 13: Appointments

Application to Serve (Blank)

Pamet Harbor Erosion Control Repairs Recommendation

Application for One Day Pouring License – Pamet Harbor Yacht Club

Entertainment Application for July 23 – Friends of the Truro Meeting House

Entertainment Application for July 30 - Friends of the Truro Meeting House

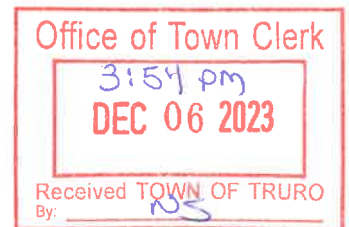
Entertainment Application for August 6 – Friends of the Truro Meeting House

Entertainment and One Day Pouring Applications for July 18 – Truro Center for the Arts

Entertainment and One Day Pouring Applications for July 22 - Truro Center for the Arts

Entertainment and One Day Pouring Applications for August 5 - Truro Center for the Arts

Entertainment and One Day Pouring Applications for August 25/26 – Truro Center for the Arts



Memorandum of Agreement
Application to Serve – Linda Noons-Rose
Childcare Voucher Program Overview Red-Lined

