

**Truro Select Board Meeting  
Wednesday, May 15, 2019  
Truro Town Hall Selectmen's Chambers**

**Select Board Members Present:** Robert Weinstein, Susan Areson, Maureen Burgess, Kristen Reed, 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. and welcomed new member Susan Areson, noting the historic significance of a Select Board with four women.

**PUBLIC COMMENT**

Clint Kershaw complained about the method of selection for filling a vacancy on the Board of Health, a position which he had sought. He offered a suggestion that the task force making plans for the Walsh property consider all vacant Town-owned property as well. He said he had compiled a list of those parcels and offered to do further research on them.

Jane Peters expressed concern about the directorship of the Council on Aging. She asked that the unclarified situation be resolved to end speculation.

**PUBLIC HEARINGS**

***Eversource Petition for 618 Shore Rd.***

Chair Weinstein opened the public hearing at 5:11 p.m.

Eversource representative Jessica Elder explained the request to bring a conduit under the road to the customers at 618 Shore Rd. She said Eversource will correct a misspelling of Knowles Rd. on the site plan.

Chair Weinstein closed the Eversource public hearing.

Maureen Burgess moved to approve the petition by Eversource petition to install approximately 40 feet of conduit/cable under Shore Road to provide electrical service to customers at 618 Shore Road. Kristen Reed seconded, and the motion carried 5-0.

***Day's Market and Deli – 271 Shore Rd.***

Chair Weinstein opened the public hearing for Day's Market and Deli at 5:13 p.m.

Mylan Janopolis, manager and owner of MCJLT, Inc., dba Days Market and Deli at 271 Shore Road explained his request for a new seasonal off-premises wine and malt package store license. He is bringing the building up to code and updating the old market. He had over 20 letters of support from neighbors on Shore Rd. Austin Knight, resident of Wellfleet and former Provincetown Selectman, came forward to give enthusiastic support for the reopening of the store with the license. Ginny Ross of Provincetown offered her support for granting the new license.

Chair Weinstein closed the public hearing.

Kristen Reed moved to approve a new seasonal off-premises wine and malt package store license for Days Market and Deli at 271 Shore Rd. for Mylan Janopolis. Janet Worthington seconded, and the motion carried 5-0.

### **SELECTBOARD ACTION**

#### **Update on Herring River Restoration Project**

Attorney Barry Fogel of Keegan Werlin LLP said that the Town Manager and he had met with the representatives from Wellfleet, the National Seashore and the Friends of the Herring River, who had accepted Truro's decision to support the objectives but no longer be included in design and implementation of the project. Wellfleet and the National Seashore are drafting a Memo of Understanding (MOU) IV, which will supersede the earlier MOU's. Language remains that Truro will be included in decisions regarding Truro roads. There is no commitment to funding by Truro. Kristen Reed and other members of the Board expressed interest in reading the final draft of MOU IV since it still references Truro. Attorney Fogel said there that the document is still under discussion, but he will make sure the Select Board review the draft before final execution of MOU IV.

#### **Select Board Election of Officers**

Kristen Reed moved to approve Robert Weinstein as Chair of the Select Board. Mr. Weinstein declined the nomination indicating that he did not wish to hold a leadership position, and would serve as a member of the Board.

Maureen Burgess moved to approve Janet Worthington as Chair. Kristen Reed seconded, and the motion carried 5-0. Janet Worthington assumed her role as Chair and presided over the rest of the meeting.

Janet Worthington moved to approve Maureen Burgess as Vice-chair of the Select Board. Kristen Reed seconded, and the motion carried 5-0.

Robert Weinstein moved to approve Kristen Reed as Clerk. Maureen Burgess seconded, and the motion carried 5-0.

Janet Worthington and Kristen Reed expressed appreciation for Mr. Weinstein's service as Chair. Kristen Reed welcomed Susan Areson to the Board, noting, from the passage of the 19<sup>th</sup> Amendment to the present, the progress for women on the national level and here in Truro with the first Select Board to have four women on a five-member board, concluding, "The future is female."

#### ***Liaison List***

Select Board members agreed upon liaison assignments to the Fire and Rescue Department, boards, committees and commissions. Kristen Reed reviewed boards that had been eliminated or may be merged. She asked about further combinations of committees. Town Manager Rae Ann Palmer said the liaisons to those committees could be determined at another meeting.

From the audience, Bill Golden questioned the wisdom of combining boards because he believes in bringing more people into Town government. He said he had not been made aware of the reasons for the suggested mergers.

Ms. Palmer indicated that the Select Board representative for the Local Comprehensive Planning Committee is a member of that committee. Maureen Burgess moved to appoint Susan Areson as the Select Board member of the Local Comprehensive Planning Committee. Janet Worthington seconded, and the motion carried 5-0.

The revised liaison assignments are as follows:

Robert Weinstein – Shellfish Advisory Committee, Bike & Walkways Committee, CPC, Energy Committee, Library Trustees, and School Committee;

Maureen Burgess – Agricultural Commission, Board of Assessors, Charter Review Committee, Commission on Disabilities, Conservation Commission, Board of Health, Part-Time Residents Advisory Committee, Planning Board, and Water Resources Oversight Committee;

Susan Areson – Zoning Board of Appeals, Finance Committee, Historical Commission, Local Comprehensive Planning Committee (member), and Open Space Committee;

Janet Worthington – Beach Commission, Cemetery Commission, Council on Aging, Fire & Rescue, Pamet Harbor, Taxation Aid Committee, and Concert Committee; and

Kristen Reed – Cable & Internet Advisory Committee, Cultural Council, Housing Authority, and Human Services.

Maureen Burgess moved to approve the revised list of liaison assignments. Robert Weinstein seconded, and the motion carried 5-0.

### ***Select Board Goals and Objectives***

Assistant Town Manager Kelly Clark reviewed the Fiscal Year 2019 Goals and Objectives.

#### **Town Services**

TS1: Shark response money came from state for Truro and the neighboring towns.

TS2: Additions will be made for uses of Town-property.

TS3: Two consultants are sought for Council on Aging needs.

#### **Fiscal Management**

FM1: Budget development using new software is in progress. This year there was a separate public hearing for the FY20 Budget. The home rule petition for a local real estate transfer tax to help fund the Capital Improvement Stabilization Fund passed with an amendment at Town Meeting. Plans to start the budget process early next year will be added as a FY20 goal.

#### **Public Safety**

PS1: The Town is seeking opinion from Town Counsel on noise bylaws.

PS2: The initiative for neighborhood storm teams began. There is a sign-up process for neighborhood captains. The Barnstable Coordinator for Storm Preparedness made a presentation at a Selectmen's meeting in March.

#### **Community Sustainability**

CS1: Environmental projects for the Pamet River, East Harbor, Mill Creek, and the Little Pamet are all in progress. The Coastal Management Municipal Vulnerability Preparedness (MVP)

meeting was held on May 31, 2019. Truro is working on a grant with neighboring towns to create a coastal resiliency plan for the bay side.

CS2: A joint work session with the Housing Authority was held about the Cloverleaf Property.

CS3: Expansion of the residential tax exemption passed at Town Meeting 2019.

CS4: Selectmen worked with the Planning Board and ZBA on preparation of ADU bylaws for Town Meeting approval, but the Article was withdrawn. The effort will continue for Town Meeting 2020.

CS5: Additional funding sources for the Affordable Housing Trust were achieved through the Town Meeting amendment to Article 15 which will put 50% of real estate transfer fees into the Trust Fund.

CS6: Development of a timetable for Comcast contract negotiations is underway.

CS7: Engaging with business community is ongoing.

### **Community Engagement & Governance**

CEG1: Alert Truro has been a success. The Town website refresh is expected to be completed this month.

CEG2: Changes to charges and review of boards with possible consolidations are underway.

CEG3: The Cape Cod Commission has revised the Local Comprehensive Plan Guide. The LCPC will be meeting in May and June to work on the Truro plan.

CDG4: Events are being planned to recognize the service of volunteers and staff.

CEG5: There was nothing new on a Select Board manual, but Kristen Reed is working on additional Open Meeting Law materials.

### ***Letter from Laurie Frottier***

*Kristen Reed disclosed that she was a friend of the parties involved.*

Town Manager Rae Ann Palmer said that Laurie Frottier had submitted a letter requesting consideration of forgiveness for all or part of her housing rehabilitation loan granted through the Fiscal Year 2014 Truro Regional Housing program. She had received two loans: one to make repairs to her home at 249 Gross Hill Rd., Wellfleet, and one to create an affordable accessory dwelling unit (AADU). Alice Boyd of Bailey Boyd Associates had sent a letter suggesting that the \$25,362.89 balance for the AADU could be considered, but she said that forgiving the housing rehab loan with a balance of \$25,480.40 would not set a good precedent, and she did not recommend doing so. Ms. Palmer said that financial information on the rehab portion was insufficient. She did not recommend forgiving the rehab loan, but the Select Board is authorized to make a decision on forgiveness for both loans. Robert Weinstein asked about partial forgiveness of the rehab loan.

John Wolf from Wellfleet spoke on behalf of Ms. Frottier, who had provided affordable housing, but had found it increasingly difficult. She now cannot afford to keep the home, he said. She had also experienced an unforeseen personal tragedy.

Laura Frottier came forward to explain her request for forgiveness of the AADU loan but did not have an expectation for forgiveness of the rehab portion of the loan. She said she has a lot of debt, so the sale of her house will not leave her with much money. That is why she is asking for

forgiveness of the loan. It turned out that the affordable apartment was not an asset in selling the property.

Robert Weinstein moved to forgive the affordable accessory dwelling unit loan granted through the FY14 Truro Regional Housing Rehab program in the amount of \$25,362.89 as well as 50% of the balance of the rehab loan in the amount of \$12,740.20. Janet Worthington seconded, and the motion carried 4-0-1.

### ***Date for Public Forum on Walsh Property***

Rae Ann Palmer sought a date for a community meeting to discuss ideas for the Walsh Property. Ms. Palmer asked the Select Board to pick a date for the event, and she will get a facilitator and schedule it at the Community Center. Eric Parker came forward to say that a weeknight evening was preferable to a weekend date. Ms. Palmer said the initial meeting could have an evening date, and another meeting with childcare available could be held on a Saturday. Susan Howe commented on how busy late June becomes and suggested a mid-June date. Joan Holt said an earlier date was better. She suggested including six graders in the brainstorming meeting. Eric Parker returned to recommend lots of publicity for the event.

The Select Board agreed upon a date of June 27, 2019 at 6 p.m. at the Community Center. Ms. Palmer said there will be small group discussions led by a facilitator on "Wishes and Worries."

Kristen Reed read into record a statement on the importance of diversity and a definition of diversity for Truro in planning a committee for the Walsh Property. Susan Areson agreed that it should be a community-wide effort to choose who is represented on the committee. Ann Greenbaum praised the preparation for forming the Walsh Property committee and expressed confidence that the community will be engaged. Ms. Palmer said there are already at least two people who have indicated their willingness to serve on the committee. Kristen Reed said Senator Julian Cyr was willing to help with facilitated meetings for the Walsh Property. Ms. Palmer said that Senator Cyr offered money for planning, a community outreach survey and for engineering. Janet Worthington expressed reservations about use of state money, preferring that Truro maintain an unbiased approach. Ms. Palmer said that money for engineering might be accepted from the state.

Kristen Reed moved to set a date of June 27, 2019 at 6 p.m. at the Truro Community Center for a community meeting on the Walsh Property Planning Committee and process. Maureen Burgess seconded, and the motion carried 5-0.

### **CONSENT AGENDA**

- A. Review/Approve and Authorize Signature: *none*
- B. Review and Approve 2019 Payomet Performing Arts (Entertainment and Sunday Entertainment)
- C. Review and Approve 2019 Seasonal Licenses: Blackfish Restaurant (Common Victualer), Hillside Farmstand and Perry's Furniture (Transient Vendor), and Lewis Brothers Ice Cream (Hawker Peddler)

D. Change Order Request for East Harbor with MIG, Inc.

E. Review and Approve Board of Selectmen Minutes: April 16, 2019, April 17, 2019, and April 23, 2019

Maureen Burgess made a correction to the minutes of April 23, 2019.

Robert Weinstein moved to approve the Consent Agenda as amended. Maureen Burgess seconded, and the motion carried 5-0 with Kristen Reed abstaining on the Blackfish Restaurant license in Item C and Susan Areson abstaining on the minutes in Item E.

### **SELECT BOARD REPORTS AND TOWN MANAGER REPORT**

Chair Worthington suggested that Board members and Town Manager include their comments in the report section of the meeting.

Maureen Burgess had attended the April Cape Cod Selectmen & Councilors meeting, which focused on Education budgets, reimbursements from the state and new efforts and needs. She said Lisa Sette, who had made the seal presentation to the Board in January, has offered a Provincetown Coastal Studies vehicle that could be used for educational outreach one day a week should Truro want to avail themselves of it. Ms. Palmer suggested having Lisa Sette contact her and the Beach Director to work out arrangements.

Kristen Reed offered multiple thanks: to the citizens who voted, the poll volunteers and candidates of Town Elections; to the Chamber of Commerce for its dinner; to Bob Montano with a reminder to the Board about a proclamation for him; to those who attended the Annual Town Meeting, the Town Moderator and staff for its preparation; and to attendees at the Cloverleaf meeting. Next week she will receive a shout out in Washington as a young business owner. Ms. Reed mentioned winter media coverage of sharks on Cape Cod. She said she had promised a citizen who had asked about drone monitoring for sharks that she would mention it to the Board even though she had told the person that drone monitoring would not ensure safety.

Susan Areson thanked voters for their support. She announced a Community Engagement CDP workshop on Tuesday, June 18, 2019 at 5 p.m. at the Wellfleet COA.

Town Manager Rae Ann Palmer said that sharks and the Woods Hole Group's analysis of the shark situation could be a topic for a regular Select Board meeting with time for public comment. Preparedness for this summer includes the call boxes that are being shipped, Stop the Bleed kits for all beaches, and advertising for roving EMT's. She mentioned the drawbacks of drone monitoring. Anything we put into place has to work, she said. Several media outlets have approached her to ask what we are doing to make people safe in the water, but she has not responded because she can't answer that and doesn't want to misrepresent the Town. The Chamber of Commerce is working on marketing strategy and educating the public to understand risks. Ms. Palmer also reported on the first Cape Cod and Islands Water Protection Fund Management Program, where she volunteered for Bylaw Committee and learned what money is available through the state for water and wastewater systems. She said the water application for

the Cloverleaf Property had been approved. She continues to be very involved in the Walsh Property purchase process. She said that the May 21st Police Awards Ceremony will honor Bob Montano and suggested presenting the Town Proclamation for him at that time.

#### NEXT MEETINGS


Rae Ann Palmer said the agenda so far for the May 28, 2019 meeting included: a public hearing for a shellfish grant application, pay increases for non-union employees, appointments and a reappointment. The May 29, 2019 meeting is a joint one with Provincetown to discuss the water system. The Board and Ms. Palmer discussed holding a work session but ultimately decided there was not a compelling reason to hold one in May. They planned a few agenda items for June and discussed meetings that will need to be scheduled with the Planning Board, the Conservation Commission and the Board of Health.

#### ADJOURNMENT

Robert Weinstein moved to adjourn. Maureen Burgess seconded, and the motion carried 5-0. The meeting was adjourned at 7:33 p.m.

Respectfully submitted,


  
Mary Rogers

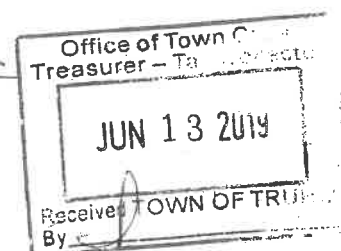
  
Janet Worthington, Chair

  
Maureen Burgess, Vice-chair

  
Susan Areson

  
Kristen Reed, Clerk

  
Robert Weinstein



**Public Records Material of 5/15/19**

1. Eversource Petition
2. Application for new seasonal off-premises wine and malt package store license for Days Market and Deli at 271 Shore Rd.
3. Liaison list
4. Goals and Objectives FY19
5. Letters from Laurie Frottier and Alice Boyd re: forgiveness of loan
6. Application for 2019 Payomet Performing Arts licenses
7. 2019 Seasonal Licenses: Blackfish Restaurant (Common Victualer), Hillside Farmstand and Perry's Furniture (Transient Vendor), and Lewis Brothers Ice Cream (Hawker Peddler)
8. Change Order Request for East Harbor with MIG, Inc.

