

ORLEANS SELECT BOARD
May 18, 2022
Draft

This meeting was convened via remote participation under the Governor’s Executive Order of March 12, 2020, due to the current State of Emergency in the Commonwealth from the COVID-19 virus with real-time public access provided by Channel 18 on the Town website and cable television.

Present from the Town of Orleans were Select Board Chair Mefford Runyon, Vice Chair Andrea Reed, Kevin Galligan, Michael Herman and Town Administrator John Kelly, Mark Mathison joined late.

Chair Mefford Runyon called the meeting to order at 5:30 p.m.

Annual Board Reorganization – Select Board, Park Commission and CPC Representative

Kevin Galligan moved to nominate Andrea Shaw Reed as Select Board Chair, 2nd by Michael Herman. The vote was 5-0-0, with Andrea Reed, Michael Herman, Mefford Runyon, Kevin Galligan and Mark Mathison all voting aye.

Andrea Reed moved to nominate Michael Herman as Vice Chair, 2nd by Mefford Runyon. The vote was 5-0-0, with Andrea Reed, Michael Herman, Mefford Runyon, Kevin Galligan and Mark Mathison all voting aye.

Michael Herman moved to nominate Mefford Runyon as Clerk, 2nd by Kevin Galligan. The vote was 5-0-0, with Andrea Reed, Michael Herman, Mefford Runyon, Kevin Galligan and Mark Mathison all voting aye.

Kevin Galligan moved to nominate Mark Mathison as Park Commission Chair, 2nd by Andrea Reed. The vote was 5-0-0, with Andrea Reed, Michael Herman, Mefford Runyon, Kevin Galligan and Mark Mathison all voting aye.

Andrea Reed moved to nominate Kevin Galligan as CPC Representative, 2nd by Michael Herman. The vote was 5-0-0, with Andrea Reed, Michael Herman, Mefford Runyon, Kevin Galligan and Mark Mathison all voting aye.

Public Comment

Lynn Bruneau (2 Seacrest Drive – Chairman of the Orleans Finance Committee) spoke to her concerns about the Select Board’s concerns about the integrity of the Orleans Finance Committee FY22 Annual Report which had been in the prior week’s Town Meeting. She stated that her committee had been very careful to provide context and references for all of its statements within the letter provided to the town. She noted that her committee stood by the integrity of the information in their letter as it was all accurate.

Mr. Runyon called public comment to a close.

Pole Hearing for 223 Beach Road underground conduit to provide service to new town parking lot

Mr. Runyon read aloud the public hearing notice and opened the public hearing.

Marissa Jackson from the Rights and Permits Dept. at Eversource spoke to the installation of conduit under the town road to provide new underground service to 223 Beach Road.

The resident of 220 Beach Road spoke and asked what a handhole was and questioned the size of it. Ms. Jackson stated that the handhole would remain within the 3 feet around the pole and would look like a plastic square set a few inches above the ground. Mr. Kelly stated that this conduit was for the new Nauset Beach parking lot and Mr. Daley explained where the handhole would be located. Another resident asked if there were others located around town and Ms. Jackson said there was one anywhere where underground service was run and assured the residents that any disturbed landscaping would be fixed. The resident asked about the lighting that would be at the parking lot and Mr. Daley spoke to them at length. The board also had a lengthy discussion on being good neighbors and how to mitigate disruption to the parking lot abutters.

Kevin Galligan moved to close the public hearing, 2nd by Michael Herman. The vote was 5-0-0, with Andrea Reed, Michael Herman, Mefford Runyon, Kevin Galligan and Mark Mathison all voting aye.

Ms. Reed stated that she would like Eversource to address what they would do to fix the double pole issues and Ms. Jackson said that she would.

Kevin Galligan moved to grant NStar Electric dba. Eversource the ability to install 55ft of 2, 4" conduit from proposed handhole 28/H4 to customer installed handhole 28/H4-A at 223 Beach Road, 2nd by Mark Mathison. The vote was 5-0-0, with Andrea Reed, Michael Herman, Mefford Runyon, Kevin Galligan and Mark Mathison all voting aye.

Committee Resignations and Appointments

- a. Affordable Housing Committee – Katie Wibby

Andrea Reed moved to accept the resignation of Katie Wibby from the Affordable Housing Committee, 2nd by Michael Herman. The vote was 4-0-0, with Andrea Reed, Michael Herman, Mefford Runyon and Kevin Galligan all voting aye.

- b. Cultural District Committee – Siobhan Clune

Andrea Reed moved to accept the resignation of Siobhan Clune from the Cultural District Committee, 2nd by Michael Herman. The vote was 4-0-0, with Andrea Reed, Michael Herman, Mefford Runyon and Kevin Galligan all voting aye.

- c. Historical Commission – Hillary Young, Bill Wibel

Andrea Reed moved to accept the resignation of Hillary Young from the Historical Commission, 2nd by Michael Herman. The vote was 4-0-0, with Andrea Reed, Michael Herman, Mefford Runyon and Kevin Galligan all voting aye.

Andrea Reed moved to recommend to elevate Bill Wibel with a term ending 6/30/24 as a regular member, 2nd by Michael Herman. The vote was 4-0-0, with Andrea Reed, Michael Herman, Mefford Runyon and Kevin Galligan all voting aye.

- d. Barnstable County HOME Consortium – Fran McClennen, Marsha Algeier

Andrea Reed moved to accept the resignation of Fran McClennen and accept Marsha Algeier as the new Orleans Representative to the Barnstable County HOME Consortium with a term ending 6/30/25. The vote was 4-0-0, with Andrea Reed, Michael Herman, Mefford Runyon and Kevin Galligan all voting aye.

Meet with New Fire/Rescue Feasibility Study Committee – Monthly Update

Tom Finan (Chair of the Committee) spoke to update the Select Board. He spoke to three properties, 2 owned by the town and one other (all of which his committee had determined did not meet the criteria for a new station) that they had asked Kaestle Boos Associates (KBA – architecture firm contracted to the project) to take a second look at to be sure. He added that the Orleans Elementary property was also being evaluated. He spoke to the plans in place to keep all necessary parties involved in communications regarding any and all updates to the plans. He noted that AECOM had also been involved as his committee would like to see the Elementary School and New Fire Station tied into the new sewer system. Mr. Finan anticipated that at his next meeting with the Select Board (around August 1st) he would have a recommendation on where to build the new building as well as a rough floorplan and elevation drawing. He projected an 18-month design process which would put the vote to the May 2024 Town Meeting where his committee would have bids in hand to provide real budgets. He projected construction to begin July 1, 2024 and take apx. 18 months. Mr. Finan stated that the old structure would be removed apx. Q1 2026, with final landscaping to follow for a full completion Q2 2026.

Mr. Finan then went through a few slides to explain the location of the proposed new Fire and Rescue Station. He spoke to the illogical idea of keeping the Old Fire Station as a possible community center as it would displace a net 90 parking spaces. There was a discussion surrounding the possibility of keeping the access driveway long-term, and Chief Deering stated that he would like the traffic engineers to take a closer look at that. Mr. Herman noted that the current Fire Station did not have to be demolished and questioned if the New Fire and Rescue Committee was looking into other ideas of what to do with it. Mr. Finan stated that his committee was not studying a two-building solution and that part of the expectation of the Orleans Elementary School Committee was to have a significant number of parking spaces added. Mr. Herman stated that he would really like to see the architects look further into this and felt that there were other possibilities for satellite parking. Mr. Kelly stated that the town had only asked the school to consider giving up 1 acre of land and that the town was also confined by zoning rules and regulations. This spiked a lengthy discussion among board members and town staff on how to proceed. Mr. Herman noted that it was very important to keep the Orleans Elementary School involved in the project.

Gail Brier (Orleans Committee Chair) spoke and stated that one of the biggest draws for OES was the additional parking. She stated that at that point there was no plan to expand the school but she did not know what the future held.

Ms. Reed noted that the Community Center findings would be available by September 1st, and that the location of the Fire Station was not currently seen as a desirable location for such a facility.

Meet with Treasurer/Collector Scott Walker – Review of FinCom report from town meeting warrant

Mr. Walker spoke to the Finance Committee Letter that had been in the town warrant and stated that he felt the Finance Committee had used a methodology that was not often used in municipal situations

and was misleading in terms of the town's debt position. He added that none of the Finance Committee's numbers took into account the seasonal residents, who paid taxes in the same manner that year-round residents did and showed a chart to demonstrate how that would change the numbers. He noted that the Finance Committee and the Bond Evaluations were in contradiction with each other.

Ms. Reed spoke to how municipal finance was ruled differently and that she felt that all parties were doing their job for the town.

Mr. Walked committed to working more closely with FinCom going forward.

The board spoke to several other areas of the budget that needed clarification. It was noted that the 2nd homeowner wealth is what would drive the tax bill.

Tim Coonan (Member of the Finance Committee) spoke to state that he felt that the topic of debt had come up with the Finance Committee as the town was in the middle of a very heavy spending period and that citizens had expressed their concerns to the committee about the town's ability to pay for it all. Mr. Runyon spoke to the fact that time was something that had not been considered in the dept conversations and that a lot of debt might not kick in for quite some time. Mr. Kelly stated that his team was committed to working with the board to extend the CIP out for 15-20 years.

Ms. Reed stated that she felt that conversations in the future should be had with agreed terms so that everyone was on the same page. Ms. Doane spoke to the fact that her team was doing everything they could to keep a stable tax rate and felt that the presentation given by FinCom was very irresponsible.

Discussion and vote to approve Seasonal Hawkers and Peddlers License for Good Times Cape Cod

Michael Herman moved to vote to approve the application of Nicole Wait dba. Good Times Cape Cod for Hawkers and Peddlers license to operate a food truck for the sale of pre-packaged frozen desserts, pre-packaged snacks and soft drinks in Orleans, subject to all approvals, bylaws, permits and licenses. Said license to expire on November 30, 2022, 2nd by Andrea Reed. The vote was 5-0-0, with Andrea Reed, Michael Herman, Mefford Runyon, Kevin Galligan and Mark Mathison all voting aye.

Discussion and possible vote on use of Barnstable County ARPA designated funds for Orleans

Mr. Kelly explained the parameters and caveats of the funds and noted that the portal had just opened and that currently Orleans was earmarked for \$335k. Mr. Galligan asked what the total amount of ARPA funds coming to Orleans was at the current time, and Mr. Kelly stated that it was apx. \$302k directly followed by another apx. \$302 in addition to the \$335k from the county. Mr. Galligan suggested applying the funds directly into what had been voted on at Town Meeting to offset costs. Mr. Mathison questioned whether or not it made sense to use the funds when the town was eligible for very low interest loans. Ms. Doane stated that it was something that should factor in, but that the funds were only a short-term funding addition.

Mr. Galligan spoke to articles 26 and 27 which were shovel ready projects and Mr. Kelly stated that those projects were currently projected to be paid for with water fees.

Mr. Mathison asked what was happening with the bulkhead at Goose Hummock and Mr. Kelly stated that his office had met with Phil Howath who had agreed to sign the boundary line agreement and

possibly move forward with his own bulkhead when the town did the repairs to theirs. Mr. Mathison asked if Mr. Kelly could look into whether or not that project might fall within the parameters for the ARPA funds. Mr. Mathison also asked if these funds could be used for the Rock Harbor project and Mr. Kelly said most likely.

Town Administrator's Report

Mr. Kelly stated that he had the list of remaining funds from the Vehicle and Equipment Stabilization fund and had met with Mr. Daley and was working on identifying the \$20k for the design of the new Fire Station light.

Liaison Reports

Mr. Herman spoke to the Energy and Climate Change Committee, and the Fire Station Feasibility Study Committee. He also pointed out that all ballot questions had passed at the prior day's election.

Mr. Galligan spoke to the Open Space Committee, and Board of Water and Sewer Commissioners Committee.

The board had a discussion around water use and fertilizers.

Ms. Reed spoke to the Broadband Committee, Affordable Housing Trust and Affordable Housing Committee.

Mr. Mathison spoke to the Nauset Regional School Committee, the Elementary School Committee and Shellfish and Waterways Committee.

The board spoke to the possibility of offering housing allowances through the Affordable Housing Trust as the town could not offer that benefit as an employer due to the fact that they were a municipality.

Mr. Runyon spoke to the Charter Review Committee and also to Absentee Ballot rules.

Adjourn

Kevin Galligan moved to adjourn, 2nd by Michael Herman. The vote was 5-0-0, with Andrea Reed, Michael Herman, Mefford Runyon, Kevin Galligan and Mark Mathison all voting aye.

Respectfully Submitted,
Ashley Stucenski

Mark Mathison, Clerk

Documents in May 18, 2022 packet: