

Select Board Meeting Minutes

July 9, 2024, Meeting (Hybrid via Zoom)

Via Zoom Platform

Select Board Members Present: Susan Areson-Chair, Robert Weinstein-Vice Chair; Nancy Medoff-Clerk; Stephanie Rein-Member; Susan Girard-Irwin

Select Board Members Absent:

Others Present: Darrin Tangeman-Town Manager; Kelly Clark-Assistant Town Manager; Alex Marini-Lessin-Finance Director; Trudi Brazil-Town Accountant; John Giorgio-Town Counsel; Dennis O'Brien (Truro Voter); Clint Kershaw (Truro Voter); John Dundas (Truro Voter and Applicant to Serve); Chris Lucy (Truro Voter and Applicant to Serve); Connie Mather (Truro Resident and Applicant to Serve); David Bannard (Truro Voter and Applicant to Serve); Eileen Breslin (Truro Resident and Applicant to Serve); Lisbeth Chapman (Truro Voter and Applicant to Serve); Morgan Clark (Truro Voter and Applicant to Serve); Breon Dunigan (Truro Voter and Applicant to Serve); Anne (Alexa) Elam (Truro Voter and Applicant to Serve); Jeffrey Fischer (Truro Voter and Applicant to Serve); Mark Gebhardt (Truro Voter and Applicant to Serve); Anne Greenbaum (Truro Voter and Applicant to Serve); Cass Johnson (Truro Voter and Applicant to Serve); Robert Schwebel (Truro Voter and Applicant to Serve); Charles (Chuck) Steinman (Truro Voter and Applicant to Serve); Jonathon Winder (Truro Voter and Applicant to Serve-interview rescheduled to meeting on July 23, 2024); Michael Forgione (Truro Voter)

Chair Areson opened the meeting at 5:01 pm and read aloud the information for members of the public to join the meeting. Chair Areson also read aloud the rules for the public to follow when making public comments.

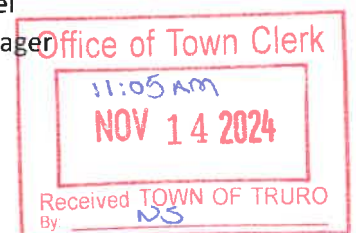
PUBLIC COMMENT

Chair Areson recognized the following individuals who made public comments (topic of comment is included next to individual's name): Mr. O'Brien (Special Town Meeting Articles 2, 3, and 4 regarding the DPW Facility at 340 Route 6 were defeated at Special Town Meeting and the DPW Facility at Town Hall Hill was approved by the voters at Special Town Meeting and at the Annual Town Meeting, the adherence of Policy 37, and the removal of the Select Board's liaison to the Ad Hoc DPW Building Committee); Mr. Kershaw (ADUs, affordable housing and income limits for Town employees, tax exemptions, and the challenges of a policy established by the Building Commissioner and Health and Conservation Agent requiring their inspection of any condominium unit transitioning from seasonal to year-round).

Note: Chair Areson requested to bring forward Town Counsel Giorgio's presentation and there were no objections.

STAFF/ COMMITTEE UPDATES

- A. Public Works Facility Background, Update, and Discussion with Town Counsel
Presenter: Attorney John Giorgio, KP Law, and Darrin Tangeman, Town Manager



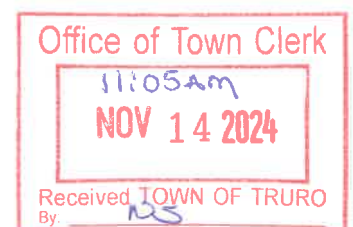
Chair Areson introduced this matter and noted that Vice Chair Weinstein and Clerk Medoff had requested that Town Counsel appear at a Select Board meeting to address 340 Route 6, the recent votes at Town Meeting, and differing opinions regarding the 2/3 vote. Chair Areson added that this matter was for information purposes only.

Town Manager Tangeman stated that this matter was an opportunity to educate the public on three issues regarding the DPW Facility but he would give Town Counsel the opportunity to speak about those issues.

Town Counsel Giorgio provided an overview of Article XIII which was subject to a revised motion on the floor of the Town Meeting. The motion under Article XIII was to appropriate \$2.8M and to authorize borrowing to conduct engineering studies leading to schematic design and the motion said, *"predominantly at the Town Hall Hill site excluding 340 Route 6."* This was the motion that was made and voted upon that required a 2/3 vote that it achieved. It also required a debt exclusion vote which was held at the Special Election in June and passed as well. Town Counsel Giorgio said that the appropriations may be used for Town Hall Hill and not the 340 Route 6 location.

Town Counsel Giorgio opined that the vote was limited to appropriate money authorizing borrowing and any borrowing authorization was for the Select Board to act. It does not demand, or compel, a particular outcome. Town Counsel Giorgio noted that it was clear that the Select Board and Town Administration could not use any of the money in Article XIII to conduct engineering studies specifically related to the 340 Route 6 location; however, Town Meeting cannot force the Select Board to act in a particular way and it (Town Meeting) only authorized the expenditure of the funds. Town Counsel Giorgio added that the Select Board and Town Administration, if other appropriations have been made, would have the legal authority to use those appropriations to do further studies at 340 Route 6 assuming that there were no similar limitations placed on those appropriations by Town Meeting. Town Counsel Giorgio concluded that from a legal standpoint it was inaccurate to say that Town Meeting is prohibiting the expenditure of any funds to further study 340 Route 6 and it was up to the Select Board to decide how it interpreted the Town Meeting vote as it was beyond his scope.

The Members, Town Manager Tangeman, and Town Counsel Giorgio discussed or commented on the following highlighted topics: the 2/3 vote taken on the site and whether the 2/3 vote was required (as previously opined by Attorney KD Klein of KP Law prior to Town Meeting) and the use of the 340 Route 6 site for the DPW Facility constituted a *"change of use"* requiring a 2/3 vote at Town Meeting under M.G.L. Chapter 40 Section 15A; the vagueness of the term *"predominantly"* in the Town Meeting motion; the future utilization of 340 Route 6 and whether it was precluded from use; the start of the environmental study on the Town Hall Hill for the DPW Facility; if the environmental and engineering studies concluded that the Town Hall Hill was not a viable site, a course of action could be that the Town go back to Town Meeting and amend Article XIII if 340 Route 6 was reconsidered as a viable site; the review of KP Law's original opinion and whether it was the right decision as it was determined by Town Counsel Giorgio as the more prudent way to proceed; the discussion of litigation at the Town Meeting; options available if Town Hall Hill was not viable based upon an environmental study and the impact to the current DPW Facility adjacent to Town Hall; and a review of Select Board authority by Town Counsel Giorgio regarding a future site of the DPW Facility.



PUBLIC HEARINGS

None

INTRODUCTION TO NEW EMPLOYEES

None

BOARD/COMMITTEE/COMMISSION APPOINTMENTS

Note: Chair Areson asked if Jonathon Winder was present online as she stated that he was available to interview this evening until 6 pm. There was no reply.

A. Interview and Possible Appointment of John Dundas to the Board of Health

Chair Areson read aloud Policy 13 just once due to the number of interviews on this evening's agenda and reviewed the process for appointments. The Members conducted an interview with Mr. Dundas.

Vice Chair Weinstein made a motion to appoint John Dundas to the Board of Health for an Alternate term which will expire June 30, 2025.

Member Rein seconded the motion.

Roll Call Vote:

Vice Chair Weinstein - Aye

Member Rein – Aye

Clerk Medoff – Aye

Member Girard-Irwin - Aye

Chair Areson – Aye

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

B. Interview and Possible Appointment of Chris Lucy to the Charter Review Committee

The Members conducted an interview with Mr. Lucy and he responded to Clerk Medoff's question as to why he resigned from the Charter Review Committee in March 2024. Mr. Lucy stated that Clerk Medoff had been disrespected by a former Select Board member, at a Select Board meeting in March 2024, during her appearance as the Chair of the Charter Review Committee. Mr. Lucy resigned that evening.

Member Girard-Irwin made a motion to appoint Chris Lucy to the Charter Review Committee for a three-year term which will expire June 30, 2027.

Vice Chair Weinstein seconded the motion.

Roll Call Vote:

Vice Chair Weinstein - Aye

Member Rein – Aye

Clerk Medoff – Aye

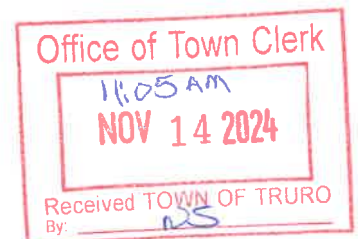
Member Girard-Irwin - Aye

Chair Areson – Aye

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

C. Interview and Possible Appointment of Connie Mather to the Conservation Commission

The Members conducted an interview with Ms. Mather.



Vice Chair Weinstein made a motion to appoint Connie Mather to the Conservation Commission filling an unexpired, three-year term which expires on June 30, 2025.

Clerk Medoff seconded the motion.

Roll Call Vote:

Vice Chair Weinstein - Aye

Member Rein – Aye

Clerk Medoff – Aye

Member Girard-Irwin - Aye

Chair Areson – Aye

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

- D. Interview and Possible Appointments of Ad Hoc Walsh Property Advisory Members (5 Full-Member Seats and 1 Alternate Member Seat): David Bannard, Eileen Breslin, Lisbeth Chapman, Morgan Clark, Breon Dunigan, Anne (Alexa) Elam, Jeffrey Fischer, Mark Gebhardt, Anne Greenbaum, Cass Johnson, Todd Schwebel, Charles (Chuck) Steinman, and Jonathon Winder

Chair Areson noted that Mr. Winder was not available this evening and announced that the interviews would be conducted in the order of the applicants as listed in this evening's agenda. Chair Areson stated that she would like to interview Mr. Winder at the next meeting, conduct the interviews of the remaining applicants this evening, and then vote on the appointments at the next meeting. There were no objections; however, Member Rein will not attend the next meeting but will make her recommendations to Assistant Town Clerk Clark prior to the next meeting.

Chair Areson conducted a roll call of the remaining 12 applicants and all were present either in-person or online.

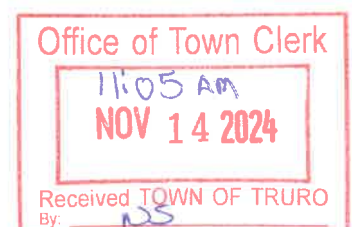
Chair Areson provided background information regarding the need for the appointments to the Ad Hoc Walsh Property Committee.

The Members conducted an interview with Mr. Bannard, Ms. Breslin*, Ms. Chapman, Ms. Clark, Ms. Dunigan, Ms. Elam, Mr. Fischer, Mr. Gebhardt**, Ms. Greenbaum, Mr. Johnson, Mr. Schwebel, and Mr. Steinman***.

**Note: Ms. Breslin responded to Vice Chair Weinstein's concern of her being an abutter to the Walsh Property and also being a member of the Truro Part-Time Taxpayers' Association (TPRTA). Vice Chair Weinstein stated that the TPRTA attacked the efforts to support housing in Truro. For the record, Ms. Breslin stated that she was fully supported of the recommendations of the Walsh Property Community Planning Committee (dissolved 2023) and that she was unaware of the TPRTA's opposition to housing in Truro.*

***Note: Vice Chair Weinstein noted that Mr. Gebhardt was an abutter to the Walsh Property and asked if that would influence his decision-making and Mr. Gebhardt stated that his being an abutter was a positive as the voice of the abutters should be heard in a respectful way as they live around the Walsh Property. Mr. Gebhardt said that he favored affordable housing in Truro.*

****Note: Mr. Steinman stated that he did not have the time to serve on the committee and withdrew his application.*



E. Nomination of Alternate Member to Cape Cod National Seashore Advisory Commission (CCNSAC)

Chair Areson opened the discussion on this matter. Vice Chair Weinstein expressed interest in serving on the CCNSAC.

Member Rein made a motion to nominate Bob Weinstein to the Cape Cod National Seashore Advisory Commission as an alternate voting member, with a term to last two years.

Clerk Medoff seconded the motion.

Roll Call Vote:

Vice Chair Weinstein - Aye

Member Rein – Aye

Clerk Medoff – Aye

Member Girard-Irwin - Aye

Chair Areson – Aye

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

Note: After the vote, Vice Chair Weinstein announced that Chair Areson had been previously selected to serve as a voting member of the CCNSAC and he had not been selected. Vice Chair Weinstein noted that he has never been informed as to why he was not selected despite contacting a point of contact at the federal government who he was told would explain the reason for his non-selection. Vice Chair Weinstein thanked the Members for the unanimous vote to support his nomination as an alternate voting member to the CCNSAC.

TABLED ITEMS

None

SELECT BOARD ACTION

Note: Chair Areson requested that the Select Board Action agenda item (Item 7C) for tonight's agenda regarding Year-End Transfers be brought forward to discuss and there were no objections. Prior to Finance Director Marini-Lessin's arrival in-person to the meeting, Chair Areson asked the Members to consider the Lewis Brothers' Ice Cream Hawker Peddler License (Item 7B) and there were no objections prior to Finance Director Marini-Lessin's presentation. Chair Areson announced that this was a delayed approval item.

A. Review and Vote on Lewis Brothers' Ice Cream Hawker Peddler License
Presenter: Darrin Tangeman, Town Manager

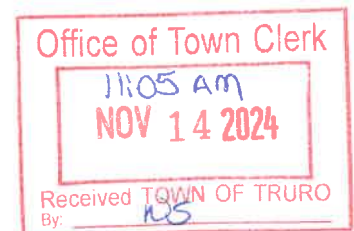
Chair Areson made a motion to approve the issuance of Lewis Brothers' Ice Cream Truck-2024 Hawker Peddler's License as voluntarily amended by the Applicant upon receipt of the amendment in writing. Vice Chair Weinstein seconded the motion.

Roll Call Vote:

Vice Chair Weinstein - Aye

Member Rein – Aye

Clerk Medoff – Aye



Member Girard-Irwin - Aye
Chair Areson – Aye
So voted, 5-0-0, motion carries.

B. Review and Approve Year-End Transfers

Presenter: Alex Marini-Lessin, Finance Director, and Trudi Brazil, Town Accountant

Finance Director Marini-Lessin presented this agenda item to the Members and noted that this was a year-end transfer from the Fire Department's wage line to the non-wage line. Members will review it tonight and then it will be forwarded to the Finance Committee this Friday morning.

Chair Areson recognized Mr. Forgione who asked if this was for this year or next year. Finance Director Marini-Lessin said that it was for FY2024. Town Manager Tangeman asked Finance Director Marini-Lessin to explain the process as to why this action was necessary. Mr. Forgione expressed concern that the contract for EMS services was mismanaged and Finance Director Marini-Lessin, with comments from Town Manager Tangeman, explained the impact if this year-end transfer was not approved by the Members. Additionally, Town Manager Tangeman said that he expected the Fire Department to be fully staffed within the next 60 days and that the traveling medics were a good backup solution until the Fire Department was fully staffed by full-time employees.

Chair Areson made a motion to approve the departmental transfers provided by Finance Director Alex Marini-Lessin at tonight's meeting which would include the transfer of \$217,900 from the Fire/EMS Salary and Wages Appropriation to the Fire/EMS Department Services Non-Wages Appropriation to cover expenses related to the temporary paramedics.

Member Rein seconded the motion.

Roll Call Vote:

Vice Chair Weinstein - Aye

Member Rein – Aye

Clerk Medoff – Aye

Member Girard-Irwin - Aye

Chair Areson – Aye

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

C. Discussion and Possible Vote on Finalization and Prioritization of FY2025 Goals and Objectives

Presenter: Darrin Tangeman, Town Manager

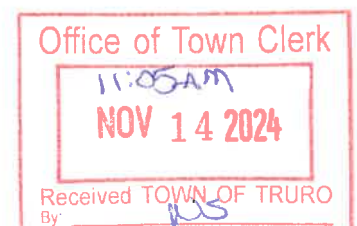
Town Manager Tangeman, Assistant Town Manager Clark, and the Members reviewed each Objective, Rank/Raw Score, and Ambassadors and Members agreed on several Co-Ambassadors for specific Objectives.

Members agreed to use the matrix prepared by Clerk Medoff and Assistant Town Manager Clark as a "working document" to be used to during Select Board meetings to track progress and post the document included in tonight's packet on the Town's website.

Member Rein made a motion to approve and electronically sign the Select Board's FY2025 Goals & Objectives.

Clerk Medoff seconded the motion.

Roll Call Vote:



Vice Chair Weinstein - Aye
Member Rein – Aye
Clerk Medoff – Aye
Member Girard-Irwin - Aye
Chair Areson – Aye
So voted, 5-0-0, motion carries.

- D. Review and Approve Childcare Voucher Program Eligibility Requirements
Presenter: Darrin Tangeman, Town Manager

Assistant Town Manager Clark provided specific information and data regarding Truro's Childcare Voucher Program and will provide the written report to the Members.

Member Rein made a motion to approve the Childcare Voucher Program eligibility guidelines identified in the Program Overview and authorize the Town Manager to proceed with hiring a contracted Program Administrator for the Childcare Voucher Program.

Vice Chair Weinstein seconded the motion.

Roll Call Vote:

Vice Chair Weinstein - Aye
Member Rein – Aye
Clerk Medoff – Aye
Member Girard-Irwin - Aye
Chair Areson – Aye
So voted, 5-0-0, motion carries.

CONSENT AGENDA

A. Review/Approve and Authorize Signature:

1. Application for an Entertainment License-Truro Center for the Arts-July 16 and July 23
2. Application for One Day Pouring License-Truro Center for the Arts-July 16 and July 23
3. Select Board Letter of Congratulations to Truro Resident High School Graduate Students
4. Application for Entertainment License-Friends of Truro Meeting House-July 13 and August 18

B. Review and Approve Appointment Renewals: Christine McGee-Recreation Advisory Committee; Kevin Grunwald-Council on Aging Board

C. Review and Approve Select Board Meeting Minutes: Select Board Minutes of 4.2.2024

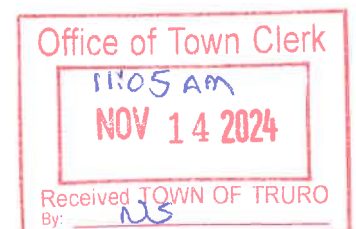
Chair Areson announced that she had made a correction, not substantive, in the Select Board Minutes of 4.22.2024 regarding the Letter to Graduates.

Chair Areson made a motion to approve the Consent Agenda as printed in the packet with the recusals of Clerk Medoff and Member Girard-Irwin of the minutes, the minor edit that Chair Areson made in the minutes, and the correction on the Letter to Graduates.

Member Rein seconded the motion.

Roll Call Vote:

Vice Chair Weinstein - Aye
Member Rein – Aye
Clerk Medoff – Aye



Member Girard-Irwin - Aye
Chair Areson – Aye
So voted, 5-0-0, motion carries.

SELECT BOARD REPORTS/COMMENTS

Chair Areson announced her office hours will be this Thursday at the Community Center at 12pm.

Vice Chair Weinstein announced his office hours will be this Friday at the Transfer Station from 11am-12pm.

Member Rein announced that she would hold office hours next week and the information is posted on the Town's website.

Clerk Medoff reported that she held office hours at the Transfer Station this past Monday and she will be at the Truro Library this Thursday from 4pm-5pm. Clerk Medoff announced that she will not have office hours this week at the Town Hall. She thanked Officer Kyle Crombie of the Truro Police Department for her ride along and thanked all of those in public safety. Clerk Medoff encouraged anyone interested in serving on the Zoning Task Force to apply.

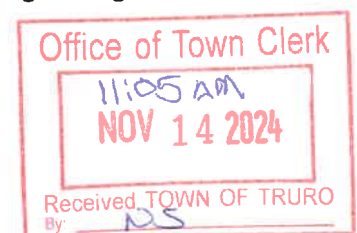
Member Girard-Irwin announced that her first office hours will be held this Saturday at the Transfer Station from 11am-1pm. Member Girard-Irwin reported that she has connected with the board and committee chairs related to her assigned liaison duties. She attended a recent Board of Health meeting and also recently toured the Truro Central School with Superintendent Stephanie Costigan and School Committee Chair Vida Richter. Member Girard-Irwin thanked everyone associated with her visit at Truro Central School. Member Girard-Irwin announced that the Truro Community Kitchen will have a summer festival at Truro Vineyards on July 25, 2024, from 6:30pm-9:00pm. She encouraged the public to attend as the summer festival raises funds to support the Truro Community Kitchen.

TOWN MANAGER REPORT

Town Manager Tangeman announced that a press release regarding the beach closure at Longnook Beach has been posted as the beach is not anticipated to open before the end of the summer. The Town is collaborating with the Center for Coastal Studies for possible courses of action to resolve the issue at Longnook Beach. There will be a public education event, hosted by the Center for Coastal Studies, at the Truro Library to answer questions. More information about the date and time will be available soon.

Town Manager Tangeman noted that the Town had completed the Special Election.

Town Manager said that the Community Satisfaction Survey has been sent out electronically this past Friday and paper copies are available at Town Hall, the Public Safety Facility, the Truro Library, and the Community Center. The purpose of the survey is for the Town Administration to receive feedback from the community. The survey is operationally focused and gives the public to provide suggestions and recommendations for improvement. The survey is open for 90 days and Town Manager Tangeman will provide updates throughout the summer.



Clerk Medoff asked why the survey did not include Town Management but all other departments. Town Manager Tangeman responded that this was a survey for him to learn about the public's opinions on the Town's services so he could make improvements at the department level. Clerk Medoff said that this was not clearly messaged to the public and that it may have a negative effect. Town Manager Tangeman's reiterated that the Select Board has the responsibility to assess the Town Manager's performance. Chair Areson suggested that a public meeting be held to educate the public on the process for the Town Manager's evaluation. Town Manager Tangeman also reiterated that he holds public office hours and Town Manager Coffees so the public may speak to him at those events if they have any concerns or issues.

Town Manager Tangeman then reviewed the agenda for the next Select Board meeting on July 23, 2024.

Vice Chair Weinstein requested that an invitation be sent to the Metropolitan Planning Organization in order to update Truro residents at a future Select Board meeting about issues such as the resurfacing of the highway. There were no objections.

Clerk Medoff made a motion to adjourn at 9:04 pm.

Member Girard-Irwin seconded the motion.

By unanimous consent, the meeting was adjourned.

Respectfully submitted,



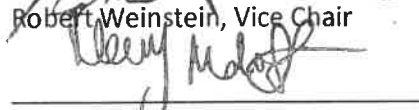
Alexander O. Powers
Board/Committee/Commission Support Staff



Susan Areson, Chair



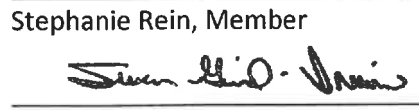
Robert Weinstein, Vice Chair



Nancy Medoff, Clerk



Stephanie Rein, Member

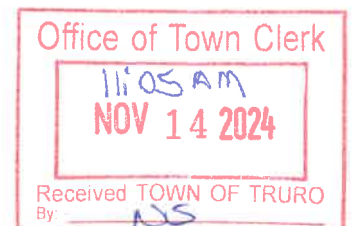


Susan Girard-Irwin, Member

Public Records Material Attachments

Legal Notice

Public Hearing Notice



Application to Serve-John Dundas
Application to Serve-Chris Lucy
Application to Serve-Connie Mather
Application to Serve-David Bannard
Application to Serve-Eileen Breslin
Application to Serve-Lisbeth Chapman
Application to Serve-Morgan Clark
Application to Serve-Breon Dunigan
Application to Serve-Anne (Alexa) Elam
Application to Serve-Jeffrey Fischer
Application to Serve-Mark Gebhardt
Application to Serve-Anne Greenbaum
Application to Serve-Cass Johnson
Application to Serve-Todd Schwebel
Application to Serve-Charles (Chuck) Steinman
Application to Serve-Jonathon Winder
Letter Regarding CCNS Advisory Commission Appointment Nominations (January 2023)
Draft FY2025 Goals and Objectives
Results of Prioritization Survey-to be presented at meeting
Renewal Application for 2024: Lewis Brothers' Ice Cream
List of transfers, including sending and receiving line items
Childcare Voucher Program Overview
Applications for an Entertainment License
Applications for a One Day Pouring License
Draft Graduation Letter
Application for an Entertainment License-July 13, 2024
Application for an Entertainment License-August 18, 2024
Application to Serve-Christine McGee
Application to Serve-Kevin Grunwald

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