

Board of Selectmen's Meeting
Tuesday, April 8, 2008 6PM
Dennis Town Hall Meeting Room
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Attendees: Board of Selectmen Jane Otis, Heidi Schadt, Charles Crowell, Sheryl McMahon, Paul McCormick; Town Administrator Bob Canevazzi, Assistant Town Administrator Sandy Fife.

Finance Committee (joined the meeting at 7PM): Jim Plath, Bill Crowell, Rachael Baroni, and Kevin McGrath.

TOWN ADMINISTRATOR'S REPORT

Town Administrator Bob Canevazzi announced that the next meeting of the Cape Council Selectmen meeting will be held Friday, April 11th at the Daniel Webster Restaurant. All Town Administrators and Managers on the cape are invited to attend.

ADMINISTRATIVE MATTERS

1. Composing Kids request to waive fees for use of Carlton Hall

Motion made by Paul McCormick and Heidi Schadt seconded to waive the rental fee for Composing Kids to use Carlton Hall on Sunday, April 27, 2008. Motion passed 5-0-0.

2. Approve revised charge for Advisory Committee on Disabilities

Bob Canevazzi asked the Board for a continuance for approximately two weeks to address the concerns of the commissioner has about the charge.

Motion made by Heidi Schadt and Sheryl McMahon seconded to continue the review of the charge for the Advisory Committee on Disabilities for two weeks. Motion passed 5-0-0.

3. Review Facilities Energy Audit

Assistant Town Administrator Sandy Fife presented the Energy Audit to the Board. The audit was conducted on February 6, 2008 by Alan Mulak, and independent consulting engineer working for Cape Light Compact and Keyspan and John Burns of Cape Light Compact. The audit prioritized the recommendations for energy efficiency. As the Town of Dennis Municipal Facilities are classified as Municipal Facilities, Cape Light Compact will pay 100% of pre-approved work up to \$75,000.

Motion made by Heidi Schadt and seconded by Sheryl McMahon to proceed ahead with the Cape Light Compact program. Motion passed 5-0-0.

HEARING

6:30pm Licensing Hearing for the transfer of a Wine & Malt Package Store License from Dennis Food Mart Inc to Dennis Food & Package Inc.

Charles Crowell read the legal notice about the hearing. The Dennis Food & Package Store Inc d/b/a Dennis Food & Package located at 894 Rt 134, South Dennis request a

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transfer of an Annual Wine & Malt Package Store License from Dennis Food Mart, Inc d/b/a Dennis Food Mart. The new owner Dennis Food & Package Store Inc proposes the hours of operation to remain the same Monday – Saturday 8AM – 11PM and Sunday 12Noon – 11PM. Dennis Food & Package Store Inc is also requesting to alter the premises by leasing an additional 900 sq ft of store space. The applicant agrees that only one entrance in front of the store will be used. In addition only non-brand signage will be used for advertising as, brand signs are prohibited from the front of the store due to the proximity of a school.

Criminal record information for Saeed Chaudry of 43 Whitehall Way, Hyannis, MA reveals no convictions of any State or Federal laws and no pending charges.

Charles Crowell read an email from Maureen Burnham, Administrative Assistant to Carol Woodbury, Superintendent of DY Regional School District. Ms. Woodbury was aware of the request of Dennis Food & Package Store Inc. She was also aware that Mr. Saeed Chaudhry has signed a document that only non-brand signage will be used for advertising due to the close proximity to the Wixon Middle School.

Motion made by Heidi Schadt and seconded by Sheryl McMahon to approve the transfer of a Wine & Malt Package Store License from Dennis Food Mart Inc to Dennis Food & Package Inc. Motion passed 5-0-0.

Motion made by Sheryl McMahon and seconded by Heidi Schadt naming Mr. Saeed Chaudry the manager of Dennis Food & Package Inc. Motion passed 5-0-0.

Motion made by Heidi Schadt and seconded by Paul McCormick that the Dennis Food & Package Inc will not interfere with the education of the students attending the Wixon Middle School across the street. Motion passed 5-0-0.

Hearing ended at 7PM.

7PM Joint Meeting with Finance Committee and Board of Selectmen

Jim Plath addressed the Board to request them to consider placing on the warrant a one year 2.8 million dollar Capital Exclusion, along with the 2.5 million permanent override. The Finance Committee will support the 2.8 million dollar Capital Exclusion at Town Meeting. The Finance Committee feels that it is important to place both options on the warrant to give the taxpayers the option of deciding which direction to go.

Bob Canevazzi advised the Board that it would take a 2/3 vote from the Board to place the one year 2.8 million dollar Capital Exclusion on the warrant, which will be 4 out of 5 board members.

The option was discussed among the Board of Selectmen, Finance Committee, and the public.

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Motion made by Paul McCormick and seconded by Sheryl McMahon to place a one year 2.8 million Capital Exclusion on the warrant. Motion passed 4-1-0 (Heidi Schadt –no).

Jim Plath asked the Board to consider placing on the warrant an article to purchase police cruisers from Free Cash.

Motion made by Charles Crowell and seconded by Heidi Schadt to purchase Police Cruisers with Free Cash.

Jane Otis asked if there was further discussion.

Sheryl McMahon stated that there was no harm in purchasing the police cruisers in a timely fashion, keeping to the same schedule as in the past.

Jim Plath stated that by not paying for the police cruisers with available funds in Free Cash they will have to go onto the articles for the overrides.

Sheryl McMahon asked how much is available in Free Cash.

Assistant Town Administrator Sandy Fife stated that currently there is \$140,282. There will be items brought forward to reduce free cash.

Motion made by Sheryl McMahon and seconded by Paul McCormick to move forward with the motion. Motion passed 5-0-0.

Motion made by Charles Crowell and seconded by Heidi Schadt to place an article on the town warrant to purchase Police Cruisers with Free Cash. Motion failed 2-3-0 (Heidi Schadt, Sheryl McMahon, Paul McCormick – no).

Town Administrator Bob Canevazzi presented a power point presentation new concept of a 2 ½ override for a stabilization fund. The override can continue year after year with a vote from Board of Selectmen and residents at Town Meeting.

The Board, Finance Committee, and public discussed the concept of a 2 ½ override for a capital stabilization fund.

Motion made by Paul McCormick and Sheryl McMahon seconded to reconsider the original 2 ½ proposition vote. Motion passed 3-2-0 (Jane Otis and Charles Crowell – no).

Motion made by Sheryl McMahon and seconded by Paul McCormick to rescind the original motion made on April 2, 2008 for a permanent capital override. Motion passed 5-0-0.

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Motion made by Paul McCormick and seconded by Sheryl McMahon to place on the warrant an article to create a Capital Stabilization Fund for FY 2009. Motion passed 3-2-0 (Jane Otis and Charles Crowell –no).

Finance Committee:

Motion made by Jim Plath and Bill Crowell seconded to reconsider the one year 2.8 million Capital Exclusion to a one year 2.5 million Capital Exclusion. Motion passed.

Selectmen:

Motion made by Sheryl McMahon and seconded by Paul McCormick to reconsider the one year 2.8 million Capital Exclusion to a one year 2.5 million Capital Exclusion. Motion passed 5-0-0.

ADMINISTRATIVE MATTERS

4. Review Warrant Articles

Article 9

Motion made by Heidi Schadt and seconded by Paul McCormick to recommend to transfer \$15,000 from Article 9, Para 9 of the May 8, 2007 Annual Town Meeting, transfer \$154,500 from free cash, transfer \$183,000 from the Golf Capital Improvement Fund and transfer \$71,900 from the Cable Receipts Reserved for Appropriation Account for a total of \$442,950. Motion passed 5-0-0.

Article 11

Motion made by Heidi Schadt and seconded by Paul McCormick to recommend a transfer of \$100,000 from Ambulance Receipts and a transfer of \$243,535 from free cash for a total of \$343,535 for the article. Motion passed 5-0-0.

Article 12

Motion made by Heidi Schadt and seconded by Paul McCormick to recommend a vote to raise and appropriate or transfer from available funds a sum of money to pay for the following prior year's unpaid bills, or take any other action relative thereto. Motion passed 5-0-0.

Article 16

Motion made by Paul McCormick and seconded by Sheryl McMahon to recommend a vote to raise and appropriate or transfer from available funds a sum of money to fund a collective bargaining agreement between the Town and the IAFF Permanent Firefighters Union, Local 2583 personnel for Fiscal Year 2009, or take any other action relative thereto. Motion passed 5-0-0.

Articles 16, 17, 18, 19, 20

Motion made by Sheryl McMahon and seconded by Paul McCormick to place articles 16, 17, 18, 19, and 20 on the warrant for the Annual Town Meeting. Motion passed 5-0-0.

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Article 26

Motion made by Sheryl McMahan and seconded by Heidi Schadt to withdraw Article 26 from the warrant for the Annual Town Meeting. Motion passed 5-0-0.

Article 27

Motion made by Paul McCormick and seconded by Heidi Schadt to recommend a vote to amend the Town Code, Chapter 40, Article 1, Section 40-1, Meeting Dates, by inserting after the second sentence the following: "Beginning at the Town Election held in 2009, the Dennis Water District Election shall be held in conjunction with the Dennis Town Election shall be held in conjunction with the Dennis Town Election with full responsibility for the conduct of such election shall be vested in the officers of the Town, who shall place on the ballots to be used at said election the election of officers of the Dennis Water District and any question or questions as may be requested of them by the Board of Water Commissioners of the Dennis Water District", or take any other action relative thereto. Motion passed 4-0-1 (Sheryl McMahan abstained).

Article 28

Motion made by Sheryl McMahan and seconded by Paul McCormick to recommend a vote to authorize the Board of Selectmen to establish an Agricultural Commission in the Town of Dennis to encourage the pursuit and promotion of agriculture and agricultural based economic opportunities in Dennis, and further, to authorize the Selectmen to create a charge for the Commission regarding its composition, purpose, duties, and responsibilities, or take any other action relative thereto. Motion passed 5-0-0.

Article 39

Motion made by Sheryl McMahan and seconded by Heidi Schadt to leave Article 39 on the warrant for the Annual Town Meeting, but postpone with an explanation. Motion passed 5-0-0.

5. Accept Resignation from Alternative Energy Committee

Motion made by Paul McCormick and seconded by Charles Crowell to accept the resignation of Karen Larkowski from the Alternative Energy Committee with thanks. Motion passed 5-0-0.

SELECTMEN'S DISCUSSION

The Board discussed if a town employee should be on the Town Administrator's Search Committee. The Board was not in favor of placing an active employee on the committee, but would consider having another Town Manager on the committee.

Sheryl McMahan mentioned that she had been having conversations with Rick Buffington, Town Treasurer/Collector about tax possession. He is currently working on the process and looking to get values on the properties.

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Motion made by Sheryl McMahon and seconded by Paul McCormick to adjourn the meeting at 10:20PM. Motion passed 5-0-0.