TOWN OF FALMOUTH
SELECT BOARD
MONDAY, AUGUST 22, 2022 – 6:15 P.M.
SELECT BOARD MEETING ROOM TOWN HALL
59 TOWN HALL SQUARE, FALMOUTH, MA 02540

The Select Board may discuss and vote appropriate action on any item listed on this Agenda unless a different disposition is noted. At the discretion of the Chair, agenda items may be taken out of order.

Present: Nancy Robbins Taylor, Chair; Sam Patterson; Edwin (Scott) Zylinski II; Onjalé Scott Price; Douglas C. Brown
Absent: Megan English Braga
Others present: Peter Johnson-Staub, Acting Town Manager

6:15 p.m. EXECUTIVE SESSION

1. M.G.L. c.30A s.21(a)(2) - To discuss strategy with respect to contract negotiation with nonunion personnel (Julian M. Suso, Town Manager) and M.G.L. c.30A s.21(a)(3) - To discuss strategy with respect to potential litigation (Julian M. Suso, Town Manager)

Motion by Ms. Scott Price: To enter Executive Session at 6:15pm per M.G.L. c.30A s.21(a)(2) - To discuss strategy with respect to contract negotiation with nonunion personnel (Julian M. Suso, Town Manager) and M.G.L. c.30A s.21(a)(3) - To discuss strategy with respect to potential litigation (Julian M. Suso, Town Manager), and to not do so would jeopardize the process.
Second: Mr. Patterson.
Roll Call Vote: Brown – aye; Patterson – aye; Taylor – aye; Scott Price – aye; Zylinski – aye; Yes – 5 No – 0

OPEN SESSION

1. Call to Order - By Chair Taylor at 6:47 p.m.

2. Act on mutual separation agreement and release between Julian M. Suso and Town of Falmouth

Chair Taylor explained that the Falmouth Select Board worked diligently and tirelessly to bring negotiations to a conclusion. The Board conducted ten executive sessions and met with the Finance Committee, Special Counsel, Town Counsel, and the Acting Town Manager. The Board's priority was to bring this matter to a conclusion with the best interest of the Town always at the forefront. The Executive Session this evening was to discuss strategy with respect to contract negotiations with nonunion personnel Julian M. Suso, Town Manager, under M.G.L. c.30A s.21(a)(2) to discuss strategy with respect to potential litigation with Julian M. Suso, Town Manager. She thanked the Select Board, Finance Committee, Finance Director, Special and Town Counsels, and Acting Town Manager for their work and their commitment to Falmouth throughout this negotiation process. The unanimous votes by the Select Board and the Finance Committee show that this resolution is in the best interest of the Town of Falmouth.

Motion by Ms. Scott Price: That the Select Board approve and execute the mutual separation agreement and release between Julian M Suso and the Town of Falmouth.
Second: Mr. Zylinski.
Roll Call Vote: Brown – aye; Patterson – aye; Taylor – aye; Scott Price – aye; Zylinski – aye; Yes – 5 No – 0

3. Act on rescinding all documents relating to Julian M. Suso's 2022 performance review

Motion by Ms. Scott Price: That the Select Board rescind all documents relating to Julian M Suso's 2022 performance review.
Second: Mr. Zylinski.
Roll Call Vote: Brown – aye; Patterson – aye; Taylor – aye; Scott Price – aye; Zylinski – aye; Yes – 5 No – 0

4. Act on rescinding the May 12, 2022 resolution to terminate Julian M. Suso and the subsequent June 27, 2022 vote to terminate, along with any written notice of such actions.

Motion by Ms. Scott Price: That the Select Board rescind the May 12, 2022, resolution to terminate Julian M Suso and the June 27, 2022, vote to terminate Julian M Suso and to accept Julian M Suso's resignation from employment as Town Manager, effective August 26, 2022, as provided in Paragraph 1 of the mutual separation agreement with Julian M Suso.
Second: Mr. Zylinski.
Roll Call Vote: Brown – aye; Patterson – aye; Taylor – aye; Scott Price – aye; Zylinski – aye; Yes – 5 No – 0

Special Town Counsel Robert Troy explained that this statement is an effort to bring transparency to the ten lengthy executive sessions that the Select Board has had behind closed doors, as the public is entitled to know why the Select Board made the decision it made tonight. In addition to the Select Board's Executive Sessions, there were many public sessions that the Board held and there were many meetings which involved extensive contributions by Town Counsel, the Acting Town Administrator, Finance Director, and chairman of the Finance Committee. It is important to note that there was unanimity throughout the process by all Town officials who assisted in this process and that all votes, which will ultimately be made public when the minutes of the meetings are revealed, were unanimous. There were three factors which the Board emphasized in making its decision. The first was for resolution and finality, as opposed to continued conflict. Second, the Board determined that the Town faced potential liability in multitudes of the agreed upon lump sum payment of $235,000 which is reflected in the agreement executed this evening. Due to various provisions of the Town of Falmouth charter and practices dealing with separated personnel, there were additional monies paid, separate and apart from this proceeding. There were numerous offers of settlement by both parties and ultimately a consensus was agreed to, and the decision was a mutual one between the Town and Mr. Suso. Both the Town and Mr. Suso are issuing, executing, and agreeing to broad releases of any and all claims against each other to leave this matter settled. Finally, the Board determined that resolution of this matter was significant to the obligation of the Town to provide effective and efficient day-to-day operations. The Board was interested in resolving this issue and ending any controversy as of tonight, which it is has done with resolution of this matter. This provides the green light to conduct business of the Town in an efficient manner without any distractions relating to any other disputes.

Motion by Ms. Scott Price: That the Select Board adjourn at 7:00pm. Second: Mr. Patterson.
Roll Call Vote: Brown – aye; Patterson – aye; Taylor – aye; Scott Price – aye; Zylinski – aye; Yes – 5 No – 0

7:00 p.m. - OPEN SESSION

Call to Order: By Chair Brown at 7:07 p.m.

Pledge of Allegiance: Led by Select Board

Recognition: Mr. Brown recognized the organizers of the Falmouth Road Race. Ms. Taylor recognized the Falmouth Police and Fire Departments for their work during the Road Race. Mr. Patterson recognized the DPW during the Road Race.

Announcements: Mr. Brown noted that many people are putting out their recycling bins backward and not fully at the roadside, which does not lead to efficiency during collections.

Public Comment:

Deborah Clark, 16 Studio Way, asked that the Town address a chronic problem with the 105 year old water line on Little Island Road, which was installed in 1917. It has broken three times in the last 18 months. The Water Department is well aware of the problem and already have a design that is awaiting funding. She asked for funding for this project out of the Public Works budget.

Dave Moriarty stated that he attended the RI Energy Facility Board meeting, and it was brought to his attention that Mayflower Wind is still pursuing cables in Falmouth. This is disconcerting as he was previously told that the Town is not working with Mayflower Wind.

TOWN MANAGER'S PRELIMINARY REPORT

Mr. Johnson-Staub stated that the Board will hold two flow-neutral bylaw variance hearings this evening. This first, for 159 Main Street - Blue Moon Sea Grille, is requested to redevelop what is now retail space into a 130 seat restaurant. Wastewater Superintendent, Amy Lowell, has provided a referral stating that the sewer has sufficient capacity to accommodate the additional flow. The Board of Health referral states that there is not sufficient space on the property to fit a Title 5 system, which is one of the criteria for the variance under the bylaw. However, the bylaw provides for a variance even if it does not meet the requirements. One criteria for approving a variance would be under economic development and the proposed restaurant would undoubtedly increase employment and generate meals tax revenues that the current retail space is not generating.

The second bylaw variance is for 13 Davis Straits from New Creek LLC, which owned by the Kimco Corporation. The proposal is for a redevelopment of a portion of Falmouth Plaza, to replace the former Friendly's, Staples, and three additional storefronts with 156 rental apartments, 39 of which would be affordable. Wastewater Superintendent Amy Lowell has provided a referral stating that the increased sewage flow would exceed the capacity of the lift station which could potentially cause sewer backups. The original recommendation was that the Board defer action on this item until a formal engineering evaluation of the lift station could be completed. He and Ms. Lowell met with representatives of the Kimco Corporation and Attorney Bob Ament and discussed the possibility of a contingent approval of the variance. This is not recommended at this time, but the Board may wish to consider continuing the hearing to see if an agreement can be reached that would protect the Town from any liability. The Board of Health referral has not been received and because the volume of wastewater for this project exceeds 10,000 gallons per day, which is beyond the scope of the Board of Health under Title 5. This will go to the Massachusetts Department of Environmental Protection for a groundwater discharge permit. The proposal for a substantial number of affordable rental units is consistent with the Town's planning vision for this area under the Mixed Residential Commercial Overlay District.

The third hearing is for a change of officers for a liquor license for the Captain Kidd Restaurant. All of the requirements for the application have been and there are no staff concerns.

On the business portion of the agenda, there are two Change of Manager applications for liquor licenses. Also, the Board will hear a report from the Human Services Committee and from the Commission on Substance Use. The Board will also hear presentations on the Operating Budget Financial Policy and Capital Plan. The Select Board's Fiscal Policy was last updated in 2017, and the only substantive change proposed is the addition of the policy adopted by the Board earlier this year to allocate a portion of the room occupancy excise taxes to affordable housing and to the School Department. The proposed Capital Improvement Plan recommends spending of $9.7M which is nearly $2.4M more than last year to fund these requests. The intention is to apply approximately $1.5M from the Capital Stabilization Fund for the purchase of a fire engine and an ambulance for the Hatchville Fire Station which is in the design process. The last item on the business agenda is a proposal to authorize additional Barnstable County ARPA grant applications. The county is receiving $41.3M in ARPA funds, of which Falmouth would have received about $6M if the funds had been allocated to the towns by population. The Board previously authorized a grant application for $1.3M for wastewater treatment facility upgrades, which represents the full amount the County has earmarked for Falmouth to date.

COMMITTEE INTERVIEWS

1. Interview, vote, and appoint committee member: Board of Health – John Waterbury

Motion by Mr. Brown: That the Select Board appoint John Waterbury to the Board of Health for a three year term ending 6/30/25. Second: Mr. Patterson.
Vote: Yes – 5 No – 0

PUBLIC HEARINGS

1. Flow Neutral Bylaw – Evaluation of Request for Variance – Blue Moon Sea Grille, Inc. – 159 Main St., Falmouth (parcel 47A 07 070 000)

Ms. Scott Price read the public hearing notice.

Attorney Bob Ament, representing the applicant, explained that the proposal is to create a high class seafood dining establishment in Town Hall Square. An outdoor dining space will be created, including a deck installed between the building and Town Hall Square within a 14’ right of way. The parties who have rights to that right of way have all consented. There will be approximately 50 seats on that dining deck and the area will be landscaped. The total number of seats, inside and outside, is proposed to be 125. The site must be connected to the Town sewer as the property is on the Town sewer. This will be an increase of more than 10% of the flow from existing uses which requires a variance. It is within the Board’s sole discretion to allow this expansion, from which there will be public benefits. The owner estimates that the meals tax generated from the restaurant would be between $150,000-$200,000 per year. Depending on the time of year, there could be 20-40 people employed in the restaurant. The Board has received approximately 25 letters from Falmouth residents who have indicated their support, along with a support petition which has been signed. The Board also received a letter of support from the President of the Chamber of Commerce. The Chamber of Commerce notes that there are traffic and parking issues in Downtown and these will be considered by the Zoning Board of Appeals during a Special Permit hearing. The proposal will be an improvement to the Town and to Town Hall Square, as well as providing for handicap access which the building presently does not have. The Wastewater Superintendent mentioned that there would need to be a grease trap installed on the property and Falmouth Engineering is working on a plan for that.

Mr. Patterson asked the height of the proposed deck. Attorney Ament stated that it will be approximately 1’-2’ off the ground. It will be level to the first floor of the building, allowing for handicap access onto the deck and into the building.

Mr. Brown stated that the Board also received a letter that this approval would take up the capacity for another potential 20 houses.

Mr. Zylinski asked about travel accommodations for the potential employees. Attorney Ament stated that the owner intends to offer a shuttle service. The Chamber is working with the business community for arrangements for public parking.

Maurie Harlow-Hawkes, Precinct 6, expressed concern regarding removal of houses from the capacity of the original plan for sewering of the Town and giving this to businesses that jump ahead of the line.

Joe Netto noted that no business on Main Street can be expanded due to parking issues. He suggested installing parking meters along Main Street again. He also suggested a municipal parking garage.

Linda Tsimortos, 136 Main Street, stated that she has concerns from Timber, which her building abuts. She cannot sleep some nights due to the noise that is allowed until 1am. She expressed concern with access to a nearby easement. She believes the proposal for Blue Moon Sea Grille will add to more destruction and noise. This area is a neighborhood that needs to be considered.

Meg Maggio, 137 Main Street, stated that the proposal is environmentally incorrect. The additional sewage will impact the water flow and environment of the area. The proposed capacity is completely wrong for the site and is being sought due to greed.

Mr. Johnson-Staub asked about the estimated meals tax revenue calculation. The owner, John Richardi, stated that, based on his other businesses, the estimated calculation is correct.

Dennis, a resident, stated that there appears to be a finite capacity on the sewer system which is not easy to upgrade. Existing restaurant owners have having trouble finding employees. He asked where the proposed employees for this restaurant will live, especially if the proposed capacity takes away capacity that could be used for new homes.

Mr. Netto stated that treatment and discharge of sewage are different things. The discharge of effluent is a problem in Town. This needs to be corrected. Ms. Lowell explained that the wastewater treatment plant does an excellent job of removing nitrogen. The discharge is not into Buzzards Bay but into the ground over time. There is an intimation that the treatment plan is not performing well and is not meeting its goals, but this is not correct. There have been periodic problems over the years, but it overall works well. The Town has sent a targeted watershed management plan to the State for Great Pond. Part of that plan is to expand the discharge capacity at that location. An outfall is also being considered as a long-term solution.

Motion by Mr. Patterson: To close the hearing.
Second: Ms. Scott Price. Vote: Yes – 5 No – 0

Mr. Brown expressed concern regarding approving this project without any parking, though this will be considered by other boards.

Mr. Patterson stated that urban areas have much less parking for local restaurants and simply require a bit more walking. It is important to support the business and economic vitality of the Town.

Ms. Scott Price expressed concern with using the capacity which could be used for other housing developments, but it would not be responsible to hold this project up for a potential or unknown future housing project.

Mr. Zylinski stated that he believes the other regulatory boards will deal with the issues regarding parking and traffic. The Town needs economic vitality.

Motion by Mr. Brown: To approve the variance request to the Flow Neutral Bylaw.
Second: Mr. Patterson. Vote: Yes – 5 No – 0

1. Flow Neutral Bylaw – Evaluation of Request for Variance – New Creek LLC – 13 Davis Straits, Falmouth (parcel 39 15 049D 004)

Ms. Scott Price read the public hearing notice.

Attorney Ament explained that the applicant is proposing to construct an apartment building on a portion of this property, which currently holds a Staples and former Friendly's restaurant along with three other storefronts. This property is in the Mixed Residential Commercial Overlay District (MRCOD). The MRCOD zoning requires that building be 20' from the street and have certain setback, and parking requirements. This proposal will meet all of the MRCOD requirements. The plan shows 156 apartments, for 250 total rooms, on 9.4 acres with 25% or 39 of the apartments being affordable. All of the apartments will count towards the Town's subsidized housing list. The lot coverage under this project will be reduced and the site is on public transportation routes. The initial traffic studies completed for the project indicate that the traffic from these apartments would be approximately half the traffic that results from a restaurant of the size of Friendly's and the retail space like Staples. The project does not involve removal of any green space and actually creates more of it. The project will be connected to the sewer and not cause environmental impacts associated directly with the project. When the Town adopted the Flow Neutral Bylaw, it provided that multifamily housing in business districts would require a Special Permit if not under MRCOD. MRCOD only requires Site Plan Review from the Planning Board. MRCOD also specifically allows up to 20 units per acre by-right and this proposal is for less than 17 units per acre.

One of the requirements for a MRCOD project is to be on the Town sewer. The by-right calculation shows 55 apartments with three bedrooms each. The project looks to request 1,639 additional gallons per day of flow out of the system and the Wastewater Superintendent has reported that there is capacity in the system for this project One problem is that the sewerage from this site and significant areas around it flow by gravity to the lift station which is then pumped into the system. The lift station may not have sufficient pumping capacity to handle the flow from this project. The proposed site is an ideal location for the kind of housing being proposed and positive feedback has been received from the Cape Cod Commission and other Town officials. The applicant cannot overburden any components of the system and the applicant's ability to hook up to the sewer is a threshold determination. If the Board allows the applicant to hook up the project to the system, the applicant will then go to the Cape Cod Commission and come back to the Planning Board for Site Plan Review. The applicant has an issue with Ms. Lowell's recommendation to put this off for six months. The applicant would like to help consider what can be done for this project. The applicant needs to know if the Town will allocate the sewage flow from the West Falmouth system to allow this project to move forward. The request is for the Board to grant conditional approval to connect to the sewer, conditioned on resolution for the list station problem or another adequate solution.

Mr. Zylinski suggested a traditional system on this property in order to help take some of the load off the system. Ms. Lowell stated that this would be unconventional. There are other solutions that could be considered, such as putting a lift system on the property itself.

Charlotte Harris, Planning Board, noted that Kimco is the largest owner in the Falmouth Plaza. If the Board considers conditional approval now, it may show the Town's interest in working and collaborating with the applicant. She asked the Board to consider moving forward with this and not wait for an additional six months.

Ben Weiss spoke regarding the urgency of the housing crisis for young people in Town. He is excited for any opportunity in Town for affordable housing. He suggested a conditional approval which could then allow parallel processes to move forward.

Mr. Netto asked for a moratorium on the Flow Neutral bylaw until the Board can study how the Planning Board Article will affect the sewer plant. The Board needs to consider the cumulative impacts proposals will have on the Town.

Attorney Ament noted that the suggestion is to give the applicant 30 days to consider how to solve the overall capacity issue of the project with staff. The question is if those problems can be solved. If they can, then the applicant will need to determine what solutions there are.

Motion by Mr. Brown: To close the hearing.
Second: Ms. Scott Price. Vote: Yes – 5 No – 0

Motion by Mr. Patterson: To continue this hearing to September 26, 2022.
Second: Mr. Brown. Vote: Yes – 5 No – 0

2. Application for a Change of Officers/Directors and Change of Stock of an All Alcoholic Common Victualler License – 77 Water Street, Inc. d/b/a Captain Kidd Restaurant, 77 Water Street, Woods Hole

Ms. Scott Price read the public hearing notice.

William Murray, for the applicant,

Motion by Mr. Brown: To close the hearing.
Second: Mr. Patterson. Vote: Yes – 5 No – 0

Motion by Mr. Patterson: To approve this application.
Second: Mr. Zylinski. Vote: Yes – 5 No – 0

BUSINESS

1. Licenses
    a. Approve application for a Change of Manager for an All Alcoholic Common Victualler License – 77 Water Street, Inc. d/b/a Captain Kidd Restaurant, 77 Water Street, Woods Hole

Motion by Mr. Zylinski: To approve this application.
Second: Mr. Patterson. Vote: Yes – 5 No – 0

b. Approve application for a Change of Manager for an All Alcoholic Common Victualler License – Woods Hole Golf Club, located at 130 Quissett Avenue, Woods Hole

Motion by Mr. Brown: To approve this application.
Second: Ms. Scott Price. Vote: Yes – 5 No – 0

2. Report – Human Services Committee

The Board heard a report from Karen Delaney on the Human Services Committee.

Ms. Taylor agreed that there is a need for mental and behavioral health services for children on the Cape. She noted that supporting homeless prevention is important and a struggle in Town.

3. Report – Commission on Substance Use

The Board heard a report from Beverly Costa-Ciavola on the Commission on Substance Use.

Ms. Taylor thanked the Commission for its continued support of the High School's After Prom Party.

4. FY24 Operating Budget Policy, Financial Policy Update, and Capital Plan Presentation – Jennifer Mullen, Finance Director

Jennifer Mullen, Finance Director, reviewed the updated Financial Policy. Effective July 1, 1% additional room occupancy tax will be diverted to the Falmouth Affordable Housing Fund, estimated at $350,000. The Short Term Rental Tax will also be allocated to the Affordable Housing Fund and School Operations at approximately $500,000 each.

Mr. Brown stated that, with regard to the Short Term Rental Tax, the Board agreed to put all of the funding toward Affordable Housing. The Board was asked to reconsider and put some of the funding toward School Operations. The Board agreed to reconsider this, and he suggested the Board do so at this time. Ms. Mullen stated that this is the Board's own policy decision to make.

Ms. Mullen explained that the large revenue source is generally prudent to share with the schools. She reminded the Board of this commitment in January and believed the Board agreed to support this. Ms. Taylor stated that she would have concerns taking the funding from the Schools now. This is an increase in tax revenue. It would be prudent to split the funds between the two groups. Mr. Brown stated that the Board already agreed to allocate this to affordable housing. Mr. Patterson stated that this funding is squarely for housing and should likely go towards the Town's housing issue. He noted that he has additional suggested amendments to make.

Motion by Mr. Patterson: To table discussion on the Fiscal Policy to the Strategic Planning Meeting.

Second: Ms. Scott Price. Vote: Yes – 5 No – 0

The Board reviewed the Operating Budget Policy.

Mr. Patterson made some suggested amendments.

Motion by Ms. Taylor: To approve the Operating Budget Policy, as amended.
Second: Mr. Zylinski. Vote: Yes – 5 No – 0

Ms. Mullen made a Capital Plan presentation. She explained that some of the major initiatives for the new Hatchville Fire Station include a fire apparatus and ambulance. The recommendation is to fund these from the Capital Stabilization Fund. Other major initiatives include the West Falmouth boat ramp, replacement of the Library windows, the road maintenance budget, and water upgrades. There are also funds for coastal erosion repair and maintenance on Chapoquoit Road, design for the pickleball, a turf field designed for Trotting Park Road, and the replacement of eight tennis courts at the High School. Initiatives for this year will be funded using $1.6M from the Capital Stabilization Fund for the fire apparatus, approximately $7.8M of free cash, approximately $200,000 from overlay surplus to fund a revaluation, and $36,000 from the Utility Software Article for online licensing software for the Board.

Motion by Mr. Brown: To approve the Capital Plan, as presented.
Second: Mr. Zylinski. Vote: Yes – 5 No – 0

5. Barnstable County ARPA Grant Applications

Mr. Johnson-Staub explained that recently the County voted to make available $5M for smaller grants and that round of funding is open to municipalities as well as nonprofits. He recommended, at the suggestion of the Water Quality Management Committee and in consultation with Ms. Lowell, a $500,000 application for design of the Teaticket/Acapesket sewer collection system

Motion by Mr. Patterson: To authorize submitting applications for the Teaticket wastewater collection system design and for the Teaticket/Acapesket system detailed design and construction for $4,200,000.
Second: Mr. Brown. Vote: Yes – 4 No – 0 Abstain – 1 (Ms. Taylor)

CONSENT AGENDA

1. Licenses
    a. Approve Application for an Innholder License, Entertainment License and Sunday Entertainment License – Wagner Hospitality Management, LLC d/b/a Holiday Inn Falmouth, located at 291 Jones Rd. Falmouth
    b. Approve Application for a Second-Hand Dealer License – Blooming Resale - 577 North Falmouth Highway, Bld. B, North Falmouth

c. Approve Application for an Administrative Change of Address of a Wine and Malt Common Victualler License – Silver Beach Pizza & Seafood, located at 557 North Falmouth Highway, Bld. A, North Falmouth
d. Approve Application for a Special One-Day All Alcohol Liquor License - Falmouth Theatre Guild, located at 58 Highfield Drive, Falmouth - Friday, September 9 and Saturday, September 10, 2022
e. Approve Application for a Special One-Day Wine and Malt Liquor License - Really RAD Festival of Cyclocross - WM Cycling Events, Inc. - Cape Cod Fairgrounds - Saturday, November 5 and Sunday, November 6, 2022
f. Approve Application for a Special One-Day Wine and Malt Liquor License - Cape Cod Bocce Tournament - Joe Q Veteran Coffee Break - Falmouth Academy - Saturday, October 1, 2022
g. Approve Grant of License to Michael & Joanne Roof to maintain a fence and garden located in the Town right of way at 100 Bridge Street - pending Town Counsel approval & verbiage

Motion by Ms. Scott Price: To approve the Consent Agenda.
Second: Mr. Zylinski. Vote: Yes – 5 No – 0

2. Approve 2022 Seasonal/Annual License Renewal
   Second-Hand Dealer License
   Cape Kids Treasures, two pop-up consignment events per year

Motion by Ms. Scott Price: To approve the renewal request.
Second: Mr. Zylinski. Vote: Yes – 5 No – 0

3. Administrative Orders
   a. Approve Mortgage Refinance for 27 Mill Farm Way, Unit 16
   b. Approve request for sign variance - Cape Cod R.O.A.R - placement of promotional banner on St. Barnabas Church lawn at 91 Main St. - September 1 through September 12, 2022
   c. Approve request for variance to sign code 184-20 – off premise sandwich board style promotional signs for the Falmouth Rotary Club Craft Fair - August 29 - September 4, 2022
   d. Approve expenditure from the Beach Donations Account in the amount of $500.00 for the Dr. David Garber “Dare to be Great” Award
   e. Accept a donation in the amount of $1,500 from Falmouth Road Race, Inc. to the Beach Donations Account to fund the annual banquet
   f. Accept a donation in the amount of $2,000 from Paul Miskovsky to the Beach Donations Account to fund the annual banquet
   g. Accept a donation in the amount of $1,900 from New England Endurance Events to the Beach Donations Account
   h. Approve expenditure from the Beach Donations Account in the amount of $5,667.60 to fund the Beach Department's annual Staff Awards banquet
   i. Authorize letter to Attorney General Maura Healey urging action to prevent Holtec from dumping radioactive water into Cape Cod Bay

Motion by Mr. Patterson: To approve the Administrative Orders.
Second: Mr. Brown. Vote: Yes – 5 No – 0

4. Vote Reappointments of Certified Weighers

Motion by Mr. Patterson: To approve the reappointments of certified weighers.
Second: Ms. Scott Price. Vote: Yes – 5 No – 0

5. Review and Vote to Approve Minutes of Meetings: Public Session - July 25, 2022

None at this time.

TOWN MANAGER'S SUPPLEMENTAL REPORT

- The wind turbine demolition is proceeding.
- The Beach Department has started to lose some of its staff, as it normal this time of year, but it not losing them as quickly thanks to the incentive bonus.
- A number of positions have been filled including - Assistant Library Director, Recreation Director, and the Administrative Assistant Paralegal position in the Town Counsel office.
- The principal Office Assistant for the Conservation Department has resigned.
- HR Director interviews are beginning this week.

SELECT BOARD REPORTS

- Mr. Brown attended the Road Race event and the West Falmouth Village Association's meeting. He also attended the Beach banquet.
- Mr. Patterson expressed his appreciation to the Road Race Committee. There may be an issue with traffic and being able to reach those who needed emergency help during the race. He asked that a discussion with the Friends of Nobska Light be placed on a future agenda.
- Mr. Zylinski recognized everyone who cleans up after the Road Race event.
- Ms. Taylor asked all Board members to review the old Strategic Plan and list five top goals for the Town.

DISCUSSION OF FUTURE AGENDA ITEMS

- To address the Mayflower Wind project with whatever information is available.
- Discussion with Friends of Nobska Light.
- Discussion regarding potential actions on short-term rental revenues.

ADJOURN
Motion by Mr. Zylinski: To adjourn at 10:25pm.
Second: Ms. Scott Price. Vote: Yes – 5 No – 0

Respectfully submitted,
Kristan Patenaude, Recording Secretary