

BOARD OF COMMISSIONERS --- REGULAR MEETING
May 26, 2016

Peter Cross called the meeting to order at 7:06 pm.

Present: Commissioners Peter Cross, Laura Cronin, Dennis Sullivan, Victor Skende and Chief Brunelle. Absent: Demetrius Atsalis.

I. OPEN SESSION

A. Election of Officers

Dennis Sullivan moved that the current officers be retained; Peter Cross, Chairman, Demetrius Atsalis, Vice Chairman and Victor Skende, Clerk. The motion passed unanimously.

Sullivan suggested we take Item 6b. under New Business out of order. Sullivan then read the motion suggested by Brandon Moss, our attorney, as follows: "I move to accept the proposal from Beach Point, LLC, in the amount of \$250,000, for the purchase of the property at 501 Scudder Avenue, and to authorize the Chair to take any and all actions, and to execute any and all necessary documents, including but not limited to a Purchase and Sale Agreement and a Deed, on behalf of the Board of Commissioners, in furtherance of the sale of said property." Skende seconded the motion. The motion passed unanimously. Cross introduced John Ciluzzi of Premier Commercial and Mr. Maher, the purchaser of the property.

Cross next called Item 6a. under New Business. Cross recognized Mark McCartin and Kelly Bolton of Dowling and O'Neil to present insurance proposal for the Hyannis Fire District for renewal for FY 2017. McCartin and Bolton presented the proposal in detail. Dowling and O'Neil Agency services are available as we move into construction of new station. Cross mentioned the clean-up of the lot and demolition of the house. McCartin stated that our general liability policy extends to 1000 feet of this building. Bolton cautioned that we need to ensure that contractors show certificate of insurance liability for pollution.

The Board returned to the agenda.

1. Minutes: The minutes of the meetings of February 11, 2016, April 6, 2016 and May 12, 2016 were accepted as presented. Cross, Sullivan and Skende voted yes to all three. Cronin did not vote as she was not present at those meetings
2. Correspondence: John Julius has presented the Clerk/Treasurer with a demand dated May 19, 2016 for a copy of the enabling legislation for the fire district and a list of names of each individual whom voted on April 9, 2016. The Clerk/Treasurer has been in touch with our attorney and the state Division of

Public Records. There are fees associated with production of records that have been established by the state. Two years ago there was a similar request by Mr. Julius.

3. Public Comment: Larry Decker questioned whether a \$5 million policy is sufficient. He questioned whether there was a deductible on policy covering Officers and Commissioners liability and whether the insurer would provide legal representation or provide reimbursement.
4. Street Lights: No report
5. Old Business: None
6. New Business: Items a. and b. had been taken out of order.

Items c. and d. The amendments were late and the commissioners did not have adequate time to review the materials. The consideration of the amendments was deferred to a Special Meeting on June 2 at 5:30.

e. Formation of Building Committee and Appointments to Committee: Cross stated we have not received to date. He proposed inviting Tony Shipley to become a member of the committee. Cronin expressed concern that the process was not transparent and questioned who else had shown interest. She questioned Shepley's objectivity and felt he was a friend of the Department. Skende moved that Shepley be invited become a member of the Building Committee. Seconded by Sullivan. Cross, Skende and Sullivan voted in favor. Cronin abstained. Captain Greg Dardia was nominated by Sullivan and Skende seconded the motion. Dardia was appointed unanimously.

f. Discuss Ron Beaty Open Meeting Law Complaint: It was agreed to go into Executive Session at the end of the meeting.

7. Items not reasonably anticipated by the Chair at least forty-eight (48) hours prior to the meeting. None
8. Chief's Report: The Chief reported that Diane LaRue will be retiring and that the Deputy and FPOs are working on an updated job description. He expressed desire to bring forward the job description possibly at the next meeting. He would like to advertise the position soon.
Cross asked for a list of repairs that need to be done to this building to carry us over the next 18 months. Chief said he is working on that and has looked at doing the overhead door early in the next fiscal year.
Skende commented on the decontamination training conducted at CCH and the exercise conducted on the train in Barnstable. The Chief said that the feedback from the members has been positive about the training being conducted under the Training Captain since that position has been funded.

9. Public Comment: Mike Dalmau expressed concern with increasing legal fees resulting from frivolous law suits. The costs in time and money being driven by a few people some of whom are not members of the district. He noted that there is opportunity at the beginning and end of each meeting for taxpayers to make their concerns known.

Sullivan made a motion that the Open Session be Adjourned in order to go into Executive Session and not to return to return to Open Session. Per advice of counsel offered the following motion:

“I move to enter executive session for the following purposes (1) Under Purpose 1 for executive session under Open Meeting Law, to discuss an Open Meeting Law complaint filed by Ronald Beaty against the Board of Commissioners; and (2) Under Purpose 7 for executive session under the Open Meeting Law, to act under the authority of Exemption (a) to the Public Records Law and Section 22(f) of the Open Meeting Law to approve executive session minutes from the April 6, 2016 meeting.”

Roll call vote: Cross	Aye
Cronin	Aye
Sullivan	Aye
Skende	Aye

Respectfully submitted,

Victor Skende
Clerk