



TOWN COUNCIL MEETING October 15, 2015



A quorum being duly present, Council President Jessica Rapp Grasseti called the October 15, 2015, Town Council meeting to order at 7:00 p.m. in the Hearing Room of Town Hall, 367 Main St., Hyannis, MA.

An announcement was made by President Rapp Grasseti regarding the meeting being televised live and questioning if anyone was actively taping the session to please make their presence known. This session is recorded and broadcast on Channel 18.

PRESENT: Ann Canedy, Frederick Chirigotis, James Crocker, Jr., William Crocker, Jr., Jennifer Cullum, Sara Cushing, Debra Dagwan, Jessica Rapp Grasseti, Paul Hebert, John Norman (7:04), Eric Steinhilber, Philip Wallace. **Absent:** James Tinsley, Jr.

The Pledge of Allegiance was led by President Rapp Grasseti, followed by a Moment of Silence for the family of Lou Cataldo and the speedy recovery of Capt. Ed Guilford.

PUBLIC COMMENT:

None

COUNCIL RESPONSE TO PUBLIC COMMENT:

None

TOWN MANAGER COMMUNICATIONS:

Safety report for Town Buildings

E Permitting updates

Mark Ells, Assistant Town Manager gave updates on the Cape Cod Water Protection Collaborative and the Cape Tech capital project

Interviewing for three Lieutenant positions in the Police Department

Survey on shooting range

Village Green Apartments

Waste Water Energy Recovery Pilot Project

County Commissioners may be seeking legal counsel

ACT ON MINUTES:

Upon a motion duly made and seconded it was voted to accept as written the minutes of the October 1, 2015 meeting.

VOTE: PASSES UNANIMOUS

COMMUNICATIONS – from elected officials, boards, committees, staff, commission reports, correspondence and announcements

Updates on town manager search committee; meeting with Growth Management regarding public safety.

- **Presentation on the findings of the Needs Assessment Study as requested by Senior Services – Jan E. Mutchler, PhD; Center for Social & Demographic Research on Aging; Gerontology Institute and the John W. McCormack School of Policy & Global Studies University of Massachusetts, Boston, MA (Exhibit A)**

Councilor questions and comments: areas of concern, nationally or statewide comparison; examples of communities doing a great job; how are communities blending the two extremes in age groups. [Considerably older on the Cape; lots of communities are trying to find a way to blend] Are we a healthy community for seniors [relatively well off community; a place that promotes health] based on the assessment what are the next steps [forum next Friday, conducting a visioning session; what do we want the senior center to look like going forward] does our facility have the ability to move forward [beautiful facility, more space than most; programs that go out into the community]

- **Report on Service Road shared use bike path project Patricia G Domigan, P.E., Director, Massachusetts Municipal Services (Exhibit B)**

Councilor questions and comments: How do we put the paths together, from Mary Dunn Road Area [Lindsey responded land acquisition would be involved] a lot of the land in Independence Park is privately owned [we will be coming back to you on that] National Grid has accelerated their expansion; [any support back to National Grid would be terrific, ask if they would be willing to talk with us] the ten foot construction is it satisfactory [common width for bike paths] contours hilly [looking at boardwalk areas] vision for biking [roadway is not pedestrian/bikers safely] funding sources for all of it [local, statewide, MassDOT and Cape Cod Commission] will support shared off road transportation; are we going to run into problem with wildlife; [we may, depends] plan is to put this bike path between Route 6 and the Service Road.

2016-032 APPOINTMENTS TO A BOARD/COMMITTEE/COMMISSION INTRO: 10/01/15, 10/15/2015
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Upon a motion duly made and seconded it was

RESOLVED: That the Town Council appoint the following individuals to a multiple-member board/committee/commission:

YOUTH COMMISSION: Lilly Sethares, 141Bassett Lane, Hyannis, MA as a regular member to a term expiring 06/30/16;

Sean Smith, 141Bassett Lane, Hyannis, MA as a regular member to a term expiring 06/30/16;

Caleb Sonnabend, 141Bassett Lane, Hyannis, MA as a regular member to a term expiring 06/30/16;

Alison Wolfe, 141Bassett Lane, Hyannis, MA as a regular member to a term expiring 06/30/16

PLANNING BOARD: Holly Brockman-Johnson, 94A Sea Street, Hyannis, as a regular member to a term expiring 06/30/18

VOTE: PASSES UNANIMOUS

2016-033 REAPPOINTMENTS TO A BOARD/COMMITTEE/COMMISSION
INTRO: 10/01/15, 10/15/2015

Upon a motion duly made and seconded it was

RESOLVED: That the Town Council reappoint the following individuals to a multiple-member board/committee/commission:

PERSONNEL BOARD: Thomas Geiler, as a regular member to a term expiring 06/30/18.

SHELLFISH COMMITTEE: Richard Haskell, as a member at large to a term expiring 06/30/18.

VOTE: PASSES UNANIMOUS

2016-035 APPROPRIATION AND LOAN ORDER OF \$490,000 FOR BARNSTABLE HARBOR OUTER ENTRANCE CHANNEL DREDGE PROJECT
INTRO: 10/01/15, 10/15/2015

Open public hearing seeing no one close public hearing

Dan Santos, DPW Director gave the rationale highlighting a power point program

Councilor questions and comments: How often will we need maintenance dredging [hard to predict, sand movement changes] current strong in that area, four million dollar loss over 10 year time period, need to get a handle on these costs; must have resource, are the permits renewable; [part of phase 2 – for renewable permits-working on that over the next 6 months, yes that is the goal] Grant for Blish Point will help towards sand management in the future; all our harbors need to be in a rotation so resources can be more fairly allocated; dredge spoils are those going to replenish Sandy Neck [Yes] Phase two will that material be used for Sandy Neck; [the material is not all sand, not appropriate for sand replenishment] Barnstable Harbor has such high tides most of the time there is no problem getting in and out of the harbor, having a hard time justifying this cost; [material about 2000 yards to Sandy Neck] we are getting a grant to study what happens to the beach sand; hard to tell people not to boat during six hours a day; maintenance dredge cost is huge; when might we see permanent permitting [we will have reports in the next six month] can the town purchase and maintain it's own dredge [no] maybe we ought to consider a town dredge.

Upon a motion duly made and seconded it was

ORDERED: That the sum of \$490,000 be appropriated for the purpose of funding the dredging of Barnstable Harbor outer entrance channel, and that to meet this appropriation, the Town Treasurer with the approval of the Town Manager, is authorized to borrow \$490,000 and that the Town Manager is authorized to contract for and expend the appropriation made available for these purposes and be authorized to accept any grants or gifts in relation thereto.

VOTE: PASSES 12 YES, (TINSLEY ABSENT)

2015-037 APPROPRIATION TRANSFER AND LOAN ORDER OF \$323,386 PURSUANT TO TEMPORARY REPAIR TO PRIVATE ROADS PROGRAM REGARDING GOVERNOR'S WAY, BARNSTABLE, MA
INTRO: 10/01/15, 10/15/2015

Daniel Santos, DPW Director gave the rationale

Open public hearing seeing no one close public hearing

Councilor questions and comments: How do you determine the cost [length of the road and material used] request on behalf of the residence for the lowest bond rate possible; what is the rate of interest [Mark Milne, Finance Director-5% by default or adopt a rate 2% above the borrowing rate of the town, we will know in February.]

Upon a motion duly made and seconded it was

ORDERED: That the sum of \$323,386 be appropriated for the purpose of making temporary repairs to Governor's Way, Barnstable, MA. a private road within the Town of Barnstable, MA. and that to meet this appropriation, the Town Treasurer, with the approval of the Town Manager, be authorized to borrow \$304,000, and that the sum of \$19,386 be transferred from available funds remaining in Town Council appropriation order 2013-066, and that the Town Manager is authorized to contract for and expend the appropriation made available for this purpose, and that betterments be assessed, and the Town Manager is further authorized to accept any grants and/or gifts in relation thereto.

VOTE: PASSES 12 YES

2016-038 APPROPRIATION AND TRANSFER ORDER OF \$82,000 FROM THE TOWN'S CAPITAL TRUST FUND FOR ADDITIONAL FUNDS FOR THE AMERICANS WITH DISABILITIES ACT (ADA) COMPLIANT RESTROOMS AT THE HYANNIS GOLF COURSE INTRO: 10/01/15, 10/15/2015

Daniel Santos, DPW Director gave the rationale

Open public hearing seeing no one close public hearing

Councilor questions and comments: The town purchased this property, what happened with the inspection of the property; why was this was not discovered before the purchase; [do not know, just uncovering these things as we go forward] why isn't the enterprise account paying for this [Mark Milne, Finance Director, explained, two reasons surplus not yet certified, and surplus in golf enterprise is not a large enough to fund this, it is for their working capital]

Upon a motion duly made and seconded it was

ORDERED: That the sum of \$82,000 be appropriated for the purpose of additional funding for Americans with Disabilities Act (ADA) compliant restrooms at Hyannis Golf Course; and to meet this appropriation, that \$82,000 be transferred from the Capital Trust Fund.

VOTE: PASSES 12 YES

2016-039 APPROPRIATION AND TRANSFER ORDER IN THE AMOUNT OF \$145,000 FOR IMPLEMENTATION OF A GLOBAL POSITIONING SYSTEM(GPS)-BASED AUTOMATIC VEHICLE LOCATION(AVL) SYSTEM FOR THE DEPARTMENT OF PUBLIC WORKS INTRO: 10/01/15, 10/15/2015

Daniel Santos, DPW Director gave the rationale

Open public hearing seeing no one close public hearing

Councilor questions and comments: Walk me through the process with a contractor; [new technology- black box, needs to be placed in each vehicle; we will give the contractors the box while they work for us] smart board will help you oversee all these vehicles [yes] are sidewalks included [yes] is anyone else on the Cape using this technology [not sure about the Cape, state uses it] what kind of use in the summer [see

how long it takes our crews to get from one location to another] citizen monitoring? [provides a simple version residents can see where the trucks are on the web] any other department using this technology [No, no limit on the amount of black boxes] what do you anticipate as the recurring cost [\$45,000] if we pass this tonight, how soon will we be up and running [ready to roll] how often do we replace the units [8-10 years] great tool

Upon a motion duly made and seconded it was

ORDERED: That the sum of \$145,000 be appropriated for the purpose of funding the implementation of a Global Positioning System-based Automatic Vehicle Location (AVL) system for the Department of Public Works (DPW), and that to meet this appropriation, that \$145,000 be transferred from available funds within the Town's Capital Trust Fund, and that the Town Manager is authorized to contract for and expend the appropriation made available for these purposes.

VOTE: PASSES 12 YES

<p>2016-040 RESOLVE APPROVING A CONSERVATION RESTRICTION ON TOWN-OWNED LAND PURCHASED WITH COMMUNITY PRESERVATION ACT FUNDING: APPROXIMATELY 1.05 ACRES, MAP 147, PARCEL 79, LOCATED IN THE VILLAGE OF CENTERVILLE, MA. INTRO: 10/15/15</p>
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Casey Danhausser, conservation coordinator gave the rationale

Councilor questions and comments: Why does the town grants a conservation restriction to the Barnstable Land Trust [BLT regulates the conservation restriction] once deed is recorded that is how the land is to be used [Town Attorney, Ruth Weil stated when we purchase land for conservation purposes we would abide by those restrictions, as of 2012 legislation changed, if we use CPA funds, overseeing the conservation restriction is required by another group.

Upon a motion duly made and seconded it was

RESOLVED: That the Town Council approves the grant of a conservation restriction recommended by the Land Acquisition and Preservation Committee on a parcel of vacant Town land totaling approximately 1.05 acres, located in the village of Centerville, said parcel being shown on Assessors Map 147 as Parcel 79 and further described as "All of the land shown as **Parcel 3** on a plan of land entitled "Plan of Subdivision of a Portion of Land of Lillian E. Marchant, Ruth H. Murray, Allen A. Harju & Andrew T. Harju in Barnstable" dated Aug. 23, 1969 and recorded in Barnstable Registry of Deeds in Plan Book 243 Page 121, for and in consideration of satisfaction of the requirements of the Community Preservation Act, G. L. c. 44B § 12(a); and that the Town Manager is authorized to execute, deliver and record any documents necessary for this purpose.

VOTE: PASSES UNANIMOUS

ADJOURNMENT:

Upon a motion duly made and seconded it was

VOTED to adjourn.

Unanimous

Adjourned at 9:50 PM

Respectfully submitted,

Ann M Quirk, CMC
Town Clerk – Town of Barnstable

NEXT REGULAR MEETING: November 5, 2015

EXHIBITS:

- A) Needs Assessment Power Point
- B) Bike Path Power Point