



Town of Barnstable Town Council

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Councillors:

Jessica Rapp Grassetti
President
Precinct 7

Ann B. Canedy
Vice President
Precinct 1

Eric R. Steinhilber
Precinct 2

Paul Hebert
Precinct 3

Frederick Chirigotis
Precinct 4

James H. Crocker
Precinct 5

William Crocker, Jr.
Precinct 6

Debra S. Dagwan
Precinct 8

James M. Tinsley
Precinct 9

Sara Cushing
Precinct 10

Philip N. Wallace
Precinct 11

John T. Norman
Precinct 12

Jennifer L. Cullum
Precinct 13

Administrator to the
Town Council:
Barbara A. Ford

Administrative
Assistant:
Cynthia A. Lovell

MEETING AGENDA TOWN HALL HEARING ROOM January 8, 2015 7:00 PM

1. ROLL CALL

2. PLEDGE OF ALLEGIANCE

3. MOMENT OF SILENCE

4. PUBLIC COMMENT

5. COUNCIL RESPONSE TO PUBLIC COMMENT

6. TOWN MANAGER COMMUNICATIONS

7. ACT ON MINUTES (Including Executive Session)

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

- **Hyannis Area Chamber of Commerce,
Jessica Sylver, President and CEO**
- **Chris Kehoe, Chairman; Board of Directors**

9. ORDERS OF THE DAY

- A. Old Business**
- B. New Business**

10. ADJOURNMENT

NEXT REGULAR MEETING: January 22, 2015

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A. OLD BUSINESS

2015-058 Reappointments to a Board/Committee/Commission **(May be acted upon)** 4

LIBRARY COMMITTEE

Robert Anthony, 104 Old Stage Road, Centerville, as a member with a term expiring 6/30/15

Justin Grimes, 75 Grove Street, Cotuit, as a member with a term expiring 6/30/15

Stanley Goldstein, 12 Trudy Lane, Cotuit, as a member with a term expiring 6/30/15

Elaine Grace, 11 Apollo Drive, West Barnstable, as a member with a term expiring 6/30/15

Genevieve Hill, 49 Indian Hill Road, Cummaquid, as a member with a term expiring 6/30/15

Theodore Housman, 69 Captain Loring Lane, Barnstable, as a member with a term expiring 6/30/15

John Jenkins, 361 Parker Road, West Barnstable, as a member with a term expiring 6/30/15

Kenneth Jenkins, 184 Flume Avenue, Marstons Mills, as a member with a term expiring 6/30/15

Gail Nightingale, 32 Sunset Lane, Osterville, as a member with a term expiring 6/30/15

Sheila Place, 583 Whistleberry Drive, Marstons Mills, as a member with a term expiring 6/30/15

Karen Rezendes, 121 Great Marsh Road, Centerville, as a member with a term expiring 6/30/15

Gloria Rudman, 50 Waterman Farm Road, Centerville, as a member with a term expiring 6/30/15

Lili Seely, 33 Candlewick Lane, Hyannis, as a member with a term expiring 6/30/15

Cyndy Shulman, 1529 Race Lane, Marstons Mills, as a member with a term expiring 6/30/15

B. NEW BUSINESS

2015-060 Acceptance of a grant in the amount of \$6,815.00 from Cape Cod Cooperative Extension’s Wildfire Assessment and Preparedness Program **(May be acted upon)**..... 5-6

2015-061 Reappointments to a Board, Committee or Commission **(First reading)** 7

STEAMSHIP AUTHORITY PORT COUNCIL

Robert L. O’Brien, 41 Deacon Court, Barnstable, as a representative member with a term expiring 6/30/17

Robert R. Jones, 65 Pinewood Road, Hyannis, as a representative member with a term expiring 6/30/17

2015-062 Resolve, in accordance with Administrative Code §241-8, B and Council Rules 11A, establishing Town Council Ad Hoc Committees: **(May be acted upon)** 8

2015-063 Appropriation Order of \$40,000 for consulting engineering services for the technical evaluation of the Stewart's Creek culvert and lower estuary **(Refer to public hearing 1/22/15)**.....9-10

Approve Minutes – December 18, 2014

Please Note: The list of matters, are those reasonably anticipated by the council president, which may be discussed at the meeting. Not all items listed may in fact be discussed and other items not listed may in fact be discussed and other items not listed may also be brought up for discussion to the extent permitted by law. It is possible that if it so votes, the Council may go into executive session. The Council may also act on items in an order other than they appear on this agenda. Persons interested are advised, that in the event any matter taken up at the meeting remains unfinished at the close of the meeting, may be put off to a continued session of this meeting, and with proper notice. Anyone requiring hearing assistance devices please inform the Town Clerk at the meeting.

A. OLD BUSINESS (May be acted upon)

BARNSTABLE TOWN COUNCIL

**ITEM # 2015-058
INTRO: 12/18/14; 01/08/15**

2015-058 REAPPOINTMENTS TO A BOARD/COMMITTEE/COMMISSION

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

LIBRARY COMMITTEE

Robert Anthony, 104 Old Stage Road, Centerville, as a member with a term expiring 6/30/15

Justin Grimes, 75 Grove Street, Cotuit, as a member with a term expiring 6/30/15

Stanley Goldstein, 12 Trudy Lane, Cotuit, as a member with a term expiring 6/30/15

Elaine Grace, 11 Apollo Drive, West Barnstable, as a member with a term expiring 6/30/15

Genevieve Hill, 49 Indian Hill Road, Cummaquid, as a member with a term expiring 6/30/15

Theodore Housman, 69 Captain Loring Lane, Barnstable, as a member with a term expiring 6/30/15

John Jenkins, 361 Parker Road, West Barnstable, as a member with a term expiring 6/30/15

Kenneth Jenkins, 184 Flume Avenue, Marstons Mills, as a member with a term expiring 6/30/15

Gail Nightingale, 32 Sunset Lane, Osterville, as a member with a term expiring 6/30/15

Sheila Place, 583 Whistleberry Drive, Marstons Mills, as a member with a term expiring 6/30/15

Karen Rezendes, 121 Great Marsh Road, Centerville, as a member with a term expiring 6/30/15

Gloria Rudman, 50 Waterman Farm Road, Centerville, as a member with a term expiring 6/30/15

Lili Seely, 33 Candlewick Lane, Hyannis, as a member with a term expiring 6/30/15

Cyndy Shulman, 1529 Race Lane, Marstons Mills, as a member with a term expiring 6/30/15

DATE	ACTION TAKEN
<u>12/18/14</u>	<u>Continued to 01/08/15</u>

- Read Item
- Rationale
- Council discussion
- Move / vote

B. NEW BUSINESS (May be acted upon)

BARNSTABLE TOWN COUNCIL

**ITEM#2015-060
INTRO: 01/08/15**

**2015-060 ACCEPTANCE OF A WILDFIRE GRANT IN THE AMOUNT OF \$6,815.00
FROM THE CAPE COD COOPERATIVE EXTENSION'S WILDFIRE
ASSESSMENT AND PREPAREDNESS PROGRAM LAND MANAGEMENT**

RESOLVED, That the Town Council hereby accepts a grant in the amount of \$6,815.00 from Cape Cod Cooperative Extension Wildfire Assessment and Preparedness Program Land Management for a one day prescribed control burn at Crocker Neck Conservation Area, Cotuit.

SPONSOR: Thomas K. Lynch, Town Manager

DATE	ACTION TAKEN
_____	_____
_____	_____

- Read Item
- Rationale
- Council discussion
- Move / vote

BARNSTABLE TOWN COUNCIL

ITEM# 2015-060
INTRO: 01/08/15

SUMMARY

TO: Town Council
FROM: Thomas K. Lynch, Town Manager
THROUGH: Richard V. Scali, Director of Regulatory Services Department
DATE: January 8, 2015
SUBJECT: Acceptance of a grant in the amount of \$6,815.00 from Cape Cod Cooperative Extension's Wildfire Assessment and Preparedness Program

BACKGROUND: Cape Cod Cooperative Extension grant funding, in the amount of \$6,815.00, has been secured for a one day prescribed control burn as part of the Crocker Neck prescribed burning project at Crocker Neck Conservation Area, Cotuit. A strict protocol will be followed as written in "Proposal to Conduct Fire Management Tasks" by Northeast Forest and Fire Management, LLC dated 09/30/2014. Crocker Neck Conservation Area was identified in the 2012 Barnstable County Wildfire Preparedness plan as an extreme wildfire risk area.

ANALYSIS: The Cape Cod Cooperative Extension grant funding provides the Town with cost-effective means to address and combat wildfire hazards on town-owned or town administered open space tracts.

FISCAL IMPACTS: none

TOWN MANAGER RECOMMENDATION: The Town Manager recommends acceptance of this grant

BOARD AND COMMISSION ACTION: An Order of Conditions (SE3-5126) was issued by the Barnstable Conservation Commission. No further board action is required.

STAFF ASSISTANCE: Darcy Karle, Conservation Division

B. NEW BUSINESS (First Reading)

BARNSTABLE TOWN COUNCIL

**ITEM# 2015-061
INTRO: 01/08/15**

2015-061 REAPPOINTMENTS TO A BOARD, COMMITTEE OR COMMISSION

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

STEAMSHIP AUTHORITY

Robert L. O'Brien, 41 Deacon Court, Barnstable, 02630 as the Town of Barnstable representative member to a term expiring 6/30/17

Robert R. Jones, 65 Pinewood Road, Hyannis 02601 as the Town of Barnstable representative member to a term expiring 6/30/17

SPONSOR: Appointments Committee

DATE	ACTION TAKEN
_____	_____
_____	_____

- Read Item
- Rationale
- Council Discussion
- Move/Vote

B. NEW BUSINESS (May be acted upon)

BARNSTABLE TOWN COUNCIL

**ITEM# 2015-062
INTRO: 01/08/15**

2015-062 RESOLVE TO ESTABLISH TOWN COUNCIL AD HOC COMMITTEES

RESOLVED, that the Council President in accordance with §241-8, B and Rule 11A, the following Ad Hoc Committees are hereby established for said purpose:

Charter Review Sub Committee

Parking Sub Committee

SPONSOR: Jessica Rapp Grasseti, Town Council President

DATE	ACTION TAKEN
_____	_____
_____	_____

- ____ Read Item
- ____ Rationale
- ____ Council discussion
- ____ Move/vote

B. NEW BUSINESS (Refer to public hearing 1/22/15)

BARNSTABLE TOWN COUNCIL

**ITEM# 2015-063
INTRO: 01/08/15**

2015-063 APPROPRIATION ORDER OF \$40,000 FOR CONSULTING ENGINEERING SERVICES FOR THE TECHNICAL EVALUATION OF THE STEWART'S CREEK CULVERT AND LOWER ESTUARY

ORDERED: That the sum of \$40,000 be appropriated for consulting engineering services for the technical evaluation of the Stewart's Creek culvert and lower estuary in Hyannis; and the sum of \$40,000 be appropriated from General Fund Reserves; and that the Town Manager is authorized to contract for and expend the appropriation made for this purpose.

SPONSOR: Thomas K. Lynch, Town Manager

DATE	ACTION TAKEN
_____	_____
_____	_____

- ___ Read Item
- ___ Motion to Open Public Hearing
- ___ Rationale
- ___ Public Hearing
- ___ Close public hearing
- ___ Council discussion
- ___ Move/vote

BARNSTABLE TOWN COUNCIL

ITEM# 2015-063
INTRO: 01/08/15

SUMMARY

TO: Town Council
FROM: Thomas K. Lynch, Town Manager
THROUGH: Daniel Santos, Director of Department of Public Works
DATE: January 5, 2015
SUBJECT: Appropriation Order of \$40,000 for consulting engineering services for the technical evaluation of the Stewart's Creek culvert and lower estuary

BACKGROUND: For many years, environmental conditions in lower Stewart's creek, in the vicinity of the culvert beneath Ocean Avenue, resulted in poor water quality, reduced water depth and the overgrowth of invasive plant species such as phragmites. To address these conditions, the U.S. Army Corps of Engineers (USACE) agreed to design and construct a water quality restoration project for Stewart's creek that involved replacing the culvert and conducting limited dredging, in order to increase flushing of the estuary. The culvert was replaced in 2013, but prior to the finalization of the design, the USACE eliminating the dredging portion of the project, due to unexpected site conditions.

ANALYSIS: Since the culvert was completed in 2013 and was placed into operation, residents have expressed concern that the project does not appear to be working correctly; that a mud flat is developing just inside of the culvert; and the area is plagued by unpleasant odors. This appropriation will allow the DPW to engage the services of a coastal engineering expert to conduct a technical evaluation of the USACE project, including review of the analysis, assumptions, project as constructed, and performance to date. Their work will also include meeting with local residents to understand their experience and concerns with the project.

FISCAL IMPACT: Funding for this project will be from General Fund Cash Reserves, which has an adequate available balance for this appropriation

TOWN MANAGER RECOMMENDATION: Town Manager Thomas K. Lynch recommends approval of the appropriation

STAFF ASSISTANCE: Daniel W. Santos, P.E., Director of Public Works