



Town Council Meeting

January 7, 2016



7, **A** quorum being duly present, Council President Jessica Rapp Grassetto called the January 7, 2016, 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 Grassetto 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: James Crocker, Jr., William Crocker, Jr., Jennifer Cullum, Sara Cushing, Debra Dagwan, John Flores, Jessica Rapp Grassetto, Paul Hebert, John Norman, Eric Steinhilber, James Tinsley, Jr., Philip Wallace. **Absent:** Frederick Chirigotis

The Pledge of Allegiance was led by President Rapp Grassetto, followed by a Moment of Silence for the family of Tom George.

PUBLIC COMMENT:

Steve Seymour spoke about the road he lives on (Plum Street) which he believed is a public road.

Andrew Barr regarding Plum Street, it should be taken care of by the town, he is concerned for the safety of his family and his neighbors if the road is not plowed.

Joel Rozel when they purchased their house they understood that Plum St was a public town road. He has received complaints from several service providers that will not come down their road, due to the poor conditions.

Jeff Massond stated last winter he got stuck in the snow, our vehicles got lodged in the snow and blocked the road, please take a ride down the road to see the condition of the road

Sue Fallon injured to her ankle during the snowstorm, was unable to get out due to the unplowed road, then paid a private plow driver to get to her house so she could receive medical treatment. This is a safety issue. Plum Street has been designated a scenic way.

Patrick Page read a document from his wife, Jane Saunders (Exhibit A). Patrick stated it is personal to him and he has asked for 10 years for an investigation. I'm going to teach you a lesson.
Close public comment

COUNCIL RESPONSE TO PUBLIC COMMENT:

If the people of Plum Street would come to a Roads Sub-committee meeting; we would like to hear more about your concerns; grew up on Plum Street; would like to hear your concerns; next meeting is the 25th at 5:30. If in 1977 Barnstable Superior Court recognized Plum Street as a public road we need to take care of it; there could be runoff from Plum Street to Garrets Pond. We have a responsibility to the citizens of this town; we should be consistent; if the road is a public road it should be maintained as a public road; as the liaison to the DPW Commissioners, I will bring it to that level. Mr. Page's ongoing situation is well beyond our ability as legislators; please bear with us.

Town Attorney, Ruth Weil, told the Councilors there are many legal issues regarding Plum Street; the

case is not clear; as one court decision decided it was public and another court decision decided it was not; we have a meeting scheduled to discuss this decision.

TOWN MANAGER COMMUNICATIONS:

Looking at Plum Street
Homeless for the holidays
Aids Support Group of Cape Cod
Groundwater Assessment to the Shooting Range
Regional issue of homelessness and drug abuse
Veterans Budget
E Permitting going live January 19th
Private roads update
Certificate of Awards for our Annual Report
Barnstable Public Schools groundbreaking
Many Grants awarded to the Town of Barnstable
2016 Action Plan (Exhibit B)

Councilor questions and comments: This is an aggressive full list, wish you luck; add to the list home rule petition submitted to increase the amount of fees to grow the shellfish business; create economic stimulation; we need a cost analysis, hopefully before you leave; [we will do the draft work for you; understanding it may be a little controversial] Bay School is creating a health problem; people breaking into the building, finding drug paraphernalia inside and out; need to have an RFP to remove that building.

ACT ON MINUTES: Upon a motion duly made and seconded it was voted to approve the minutes of the December 17, 2015 meeting as written

VOTE: PASSES UNANIMOUS

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

Councilor Hebert - met with the President of Cape Cod Community College regarding wastewater issues and providing additional Associate Degrees

President Rapp Grassetti forming two new committees,

1. Impact of Illegal Drugs on this Community - to mitigate the growing drug issues
2. Assess the Homelessness in Hyannis - to enlist the help of our legislators

Collins Center has conducted interviews to develop a profile for Town Manager; will be forming a Town Manager Screening Committee; Roads Committee needs to continue its work.

Councilor Tinsley - Town Manager Review committee; minor changes made; lively discussion; comments would be very helpful

Councilor Flores - Barnstable Harbor dredging project to begin January 11th

- **Presentation from Lorri Finton, Executive Director, Barnstable Housing Authority (Exhibit C) gave an overview of the Housing Authority statistics.**

Councilor questions and comments:

Thank you for your presentation what is at the top of your wish list [parcels of town owned land for a small development] are you looking for single units [most need is for 2 bedroom rental units] the elderly units has mixed tenants so there are some younger people in adjacent units [required by the state to have elderly units given over to young disabled folks] how do you mesh the two, seniors go to bed early

and the younger groups are up later making noise [patchwork will this person fit in this apartment, try to make sure they fit in, provide counsel; cannot deny young disabled individuals] People calling Town Hall asking us to address some of these issues; explain the differences in your waiting list

- [Separate Wait Lists include;
 - Old Colony
 - Family units;
 - Aunt Sarah's Career House;
 - Cape Head injured Program;
 - Homesteads;
 - Chase House;]

How do people know where they are on the list; [potential tenants should contact us] is everyone required to be a Barnstable Resident [No, Barnstable residents do get preference] Do you manage the village green [no] how do you determine the applicant is drug free [we do not drug test] Shelter Plus Care, [partner with Duffy Health Center, they take care of the drug test] do you require drug testing before providing a unit. [No] Does HAC have the same sort of oversight; what is the average wait for a two bedroom apartment [we have only ten two bedroom apartments] if we have such a waiting list, consider giving an apartment to a drug free family; total-how many on our waiting lists [1,200] most of your funding came from state and federal funds [yes] Numbers of people working their; [15 administrative; 6 maintenance people] safety issues if the doors don't lock, or buzzers not working [have been totally replaced] vouchers don't allow the people to go see the apartment before renting [would like to meet with you in private] just wanted to know about the process, how long are the vouchers valid [total of 120 days to find a place before it expires] is one given the opportunity to view a residence [if you want to transfer, you can view the property] take the voucher to a prospective home [only outside the subsidized units]

2016-062 APPROPRIATION AND TRANSFER ORDER IN THE AMOUNT OF \$4,000,000 FROM THE GENERAL FUND TO THE CAPITAL TRUST FUND INTRO: 01/07/2016

Upon a motion duly made and seconded it was

ORDERED: That the Town Council hereby appropriates and transfers from available funds, the sum of \$4,000,000 from the General Fund to the Capital Trust Fund

VOTE: Refer to a public hearing - unanimous

2016-063 ACCEPTANCE OF FY 2016 CULTURAL DISTRICT GRANT FROM THE MASSACHUSETTS CULTURAL COUNCIL'S CULTURAL DISTRICT GRANT IN THE AMOUNT OF \$5,000 FOR HYANNIS HYARTS CULTURAL DISTRICT INTRO: 01/07/2016

Rationale given by Director of Growth Management, JoAnne Miller Buntich

Upon a motion duly made and seconded it was

ORDERED: That the Town Council hereby accepts this grant award in the amount of \$5,000 from the Massachusetts Cultural Council's Cultural District Grant Program; These funds will leverage other funds to create, support and promote arts marketing in Barnstable. It is further resolved that the Town Manager be authorized to contract for and expend the grant funds for the purpose stated herein.

VOTE: PASSES UNANIMOUS

2016-064 ACCEPTANCE OF FY 2016 CULTURAL DISTRICT GRANT IN THE AMOUNT OF \$5,000 FROM THE MASSACHUSETTS CULTURAL COUNCIL'S CULTURAL DISTRICT GRANT FOR BARNSTABLE VILLAGE CULTURAL DISTRICT INTRO: 01/07/2016

Rationale given by Director of Growth Management, JoAnne Miller Buntich

Upon a motion duly made and seconded it was

ORDERED: That the Town Council hereby accepts this grant award in the amount of \$5,000 from the Massachusetts Cultural Council's Cultural District Grant Program. These funds leverage other funds to

create, support and promote arts programming in Barnstable. Further it is resolved that the Town Manager be authorized to contract for and expend the grant funds for the purpose stated herein.

VOTE: PASSES UNANIMOUS

2016-065 APPROVING A CONTRACT EXTENSION FOR THE DIRECTOR OF FINANCE, MARK A. MILNE UNTIL THE YEAR 2020 INTRO: 01/07/2016

Rationale given by Town Manager, Thomas K. Lynch

Upon a motion duly made and seconded it was

RESOLVED: that the Town Council authorizes Town Manager, Thomas K. Lynch, to extend the contract of the Director of Finance, Mark A. Milne until June 30, 2020

VOTE: Roll Call 12 Yes

Update and Discussion West Barnstable Shooting Range

- Update on the Shooting Range, Assistant Town Manager, Mark Ells, gave a PowerPoint presentation to summarize what has occurred on the West Barnstable Conservation Area to date (Exhibit D). DEP is not going to let us leave the lead outside the shooting range area; per the state as long as we continue to use the area as a shooting range the lead can remain, as long as we responsibly maintain the area.
- Director of DPW, Dan Santos continued the discussion with the environmental issues, understanding the use of the land; scope of work to provide more detail of the location of the lead and how deep goes; assessing groundwater quality; remediation; alternatives for clean up
- Lynne Poyant, Director of Community Services gave a breakdown of all the surveys mailed out, and received back on time.
- Assistant Town Manager, Mark Ells spoke to the lead initiative, to keep this facility open we need to focus on insurance, safety and managing the concentration of lead. Should enter into a discussion about a land swap and add a conservation restriction; if we reopen the range it would fall under the Police Department; site remediation; financing the remediation;

Councilor questions and comments:

Do you think the state is looking for a contiguous property for conservation restriction; will they consider pieces [yes they will go either way] we can maintain as a range in place [Yes] If the designation changes full site remediation will be necessary [Yes] we may have to subsidize this range, maybe building a facility that may attract year round participation; we need to locate and identify those smaller properties; is there a slight window [yes] can it have a conservation restriction on it already or does it have to be free and clear [free and clear] have you looked at a process to encapsulate the lead, for the lead mitigation [no] operating as we go forward, do you envision grants for homeland security [will pursue every avenue] fantastic that the water quality came back pristine, all of our constituents want to hear our concern about the lead in the ground [water resource, we will protect] park area land is within 300 feet of a well; clearly able to make the argument to do the best we can for our constituents; parcels that need to be protected. We have committed to do our best serve the public, aware of the rights of the homeowners in the neighborhood of the shooting range, we will still address those issues; the range may close in the future, are you looking at some sort of contingency fee, should the range close [we want to proceed with an environmentally safe shooting range] need to look at other alternatives to clean it up; preserve Breeds Hill for the public because of the well heads; how does the water flow on the property [flows north] these items are coming up on the 21st we will be asking for a continuance.

ADJOURNMENT:

Upon a motion duly made and seconded it was

VOTED to adjourn:

Adjourned at 10:05 PM

Respectfully submitted,

Ann M Quirk, CMC
Town Clerk – Town of Barnstable

NEXT REGULAR MEETING: January 21, 2016

EXHIBITS:

- A. Letter from Jane Saunders
- B. 2016 Town Manager's Action Plan
- C. Barnstable Housing Authority
- D. Update – Shooting Range