



## TOWN COUNCIL MEETING April 3, 2014



**A** quorum being duly present, Council President Jessica Rapp Grassetto called the April 3, 2014, 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:** Ann Canedy, Frederick Chirigotis, James Crocker, Jr., William Crocker, Jr., Jennifer Cullum, Sara Cushing, Debra Dagwan, Jessica Rapp Grassetto, Paul Hebert, John Norman, James Tinsley, Jr., Philip Wallace. **Absent:** Eric Steinhilber

The Pledge of Allegiance was led by President Rapp Grassetto, followed by a Moment of Silence.

### **PUBLIC COMMENT:**

John Julius spoke to the Council about a lawsuit that has been dismissed. Julius encouraged the Councilors to get involved with the fire districts meetings. The Fire budget is very high for the Fire Districts. (Exhibit A)

Bob Katcher, Publicity Manager for the Barnstable Town Band asked the Councilors to come to the concerts and volunteer to be the master of ceremonies for that evening. Pick one date that you would be willing to do the announcing of the pieces that the band will play. (Exhibit B)

Close public comment

### **COUNCIL RESPONSE TO PUBLIC COMMENT**

- Councilor Cushing responded to the lawsuit against the Hyannis Fire District, it was the Judge, who indicated that the fire districts are not under the purview of prop 2 ½. Agrees that Councilors should attend the meetings.
- Vice President Canedy has done research on the Fire Districts; they are a legal separate governmental entity. The remedy to prop 2 ½ is legislative. The final law does not include districts.
- Councilor Jim Crocker said when we compare Hyannis and Plymouth; we are talking about cherries and bananas. The majority of our Fire Department budget (86%) goes to the ambulance runs. Plymouth has a separate private ambulance service.

### **ACT ON MINUTES: (Includes Executive Session)**

Upon a motion duly made and seconded it was voted to approve the minutes of the March 20, 2014 meeting as written

**VOTE: Passes Unanimous**

**Economic Development Commission** Chris Kehoe, Chairman of the (BEDC) gave an overview of how the Commission represents local business. BEDC goals are:

- Increase job opportunities
- Assist businesses with changing needs
- Assist business to relocate in the Town of Barnstable
- Create an environment conducive to business

Councilor Questions: Would you speak to the support that you get from our GMD? We receive quite a bit of support. BusinessBarnstable.com is an excellent resource for everyone. Major initiative this year to target specific areas with this information; we need professional salaried jobs will help keep people here to raise their families. Have you identified those websites that are giving us bad press? We need our representatives to speak for us. Airport is expanding, which will have many job opportunities. What type of businesses are we attracting? Hospitality and tourism type of businesses right now. Have you looked at the zoning regulations? Are there some changes that could be made to help us? Threshold limitations have been changed. Did anyone from the commission attend the Secretary of Housing meeting?

**ORDERS OF THE DAY:**

<p><b>2014-067 TO VOTE ON THE MERITS OF A GROUP PETITION SUBMITTED IN REFERENCE TO THE TOWN CHARTER, SECTION 8-7, FREE PETITION (b) GROUP PETITIONS INTRO: 3/20/2014, 4/3/2014</b></p>
----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

Rationale given by Ron Beaty

Attorney Ruth Weil, spoke to the Section 8-7B, and gave the significant legal deficiencies of the group petition. Weil reviewed the Charter provisions that the Town Council acts on the merits of the petition. This petition does not meet the criteria, this petition is legally defective and flawed, and the Council has to vote of the merits of the petition.

Open public comment

Fred Schilpp – The Cape Cod Commission is important to Barnstable as the hub of Cape Cod. The Cape Cod Commission was established by a Cape wide vote, assessments were based on property values.

Helen Bresnahan – read a document for the League of Women Voters, which supports the Cape Cod Commission; due to the fragile environment of the Cape. There is no merit in the petition.

Lou Gonzaga-said shame on you for allowing the Commission to come to Cape Cod. This is a non-partisan issue. When it is too good to be true, watch out.

Ron Beaty-said the most important thing is to get the discussion going and debate this issue regarding the Cape Cod Commission.

Rob O'Leary-brought up the fact that this is a Cape wide issue. Thousands of people were

involved in the creation of the Cape Cod Commission. Town versus County authority is a misunderstanding of the Commission. .

Dave Chase-stated the Cape Cod Commission a worthwhile endeavor; then spoke to the lack of merit of the petition; this is wrong vote it down.

Ed Dewitt- APCC (Association to Preserve Cape Cod) is headquartered in Barnstable, stated the only agency in Massachusetts that can finally declare things legal or illegal is the supreme Judicial Court

Steve Brown-supports the Cape Cod Commission brought a ships bell to warn the people there something up ahead, watching for the future. Strongly support the commission

John Julius-declared that in 1989 the Cape Cod Commission was a good tool, but it has becomes redundant. He is more concerned about the Barnstable Municipal Airport contaminated wells that serves water to residents of Hyannis. Let the voters in the town of Barnstable decide by vote.

Gary Sheehan-Chair of Cape Cod Chamber of Commerce read a document in support of the Cape Cod Commission. We support regional environmental protection of our natural environment.

Bob Churchill of the Cape Cod Business Roundtable spoke in support of the Cape Cod Commission,

Meg Loughran-stated we need a regional body to retain our uniqueness. Let's not throw the baby out with the bathwater. When the Commission is reviewed work to with them to make positive change.

Mimi Mc Connell brought show and tell document. Mimi has the master plan for the Massachusetts Military Reservation that was put together for the future of the base and the secret of the success of this report was with the help of the Cape Cod Commission.

Paul Niedzwiecki-Director of the Cape Cod Commission, asked to come back to have a workshop to explain the workings of the Cape Cod Commission. The petition is defective and it is grieving the wrong government. Our mission is to keep a special place special.

Senator Wolf-spoke to his experience with the Cape Cod Commission, stating transportation planning, land use planning, to wastewater planning, to economic planning nothing ties us together better than having the Cape Cod Commission. Wolf urged Continue to move forward with the Cape Cod Commission as a planning agency.

Closed public hearing

**Councilor Response to Public Comment:**

Councilor Jim Crocker stated the Councilor's work at understanding every article that comes before them. We must be cognizant of the public's ideas, use good deliberation, and call for a vote. With the understanding of the rules we follow, we have to take a vote on the merits of the petition. We are the wrong body, cannot support it.

Councilor Chirigotis spoke to the structure of the Cape Cod Commission, this is the wrong body, good to have this discussion, look forward to the workshop, cannot support it.

Councilor Hebert said the petitioners have won a tremendous victory to get us to talk together. We have a lot of big issues; we have to protect the lives and welfare of our citizens. Urged the petitioner's to keep the conversation going in the future.

Councilor William Crocker stated our job is to decide yes or no the merits of this petition. It is not within the purview of the Town Council to vote the Cape Cod Commission in or out.

Councilor Cushing said thank you to those who came out tonight, we appreciate that you came out two weeks ago and again tonight. For all reasons previously laid out she is not supporting this item.

Cullum based on merits I will not support this. Thanks very much for coming out; constructive criticism is very important.

Vice President Canedy thanked everyone for their comments and explained the Council listens and appreciates the comments. Regional policy review is where the regulatory changes are made, that is the time to get involved.

Councilor Dagwan is happy to see all the people that came out here tonight. As a person who has worked on the 208 project, thought the Cape Cod Commission did a great job bringing all the towns together to share their ideas. The waterways we all share stay with the Cape Cod Commission.

"Pursuant to and in accordance with the ***Barnstable Town Charter, Section 8-7(b); Group Petitions***, it is hereby officially requested that the Barnstable Town Council hold a public hearing and act by taking a vote on the merits of this petition pertaining to the following measure:

**RESOLVED:** That the Town Council directs that the Town Clerk cause the following binding local public policy question be placed on the ballot of the next Town Election, or State Election, or Special Election whichever first occurs: ***'Shall the Town of Barnstable petition the General Court of the Commonwealth of Massachusetts asking that the Town of Barnstable be released from membership in and removed from the authority of the Cape Cod Commission, and the Cape Cod Commission Act?'***"

On February 14, 2014, Town Clerk Ann Quirk certified more than 150 signatures on the group petition.

**VOTE: Unanimous No Vote based on the merits of the petition**

<p><b>2014-069 AMENDING THE ADMINISTRATIVE CODE, CHAPTER 241, ARTICLE III, MULTIPLE-MEMBER APPOINTIVE ORGANIZATIONS, §241-39, YOUTH COMMISSION</b> <b>INTRO: 03/20/14, 04/03/2014</b></p>
-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

Rationale by Councilor Cullum

Upon a motion duly made and seconded it was

**ORDERED:** That §241-39 of Chapter 241, Administrative Code, Article III, Multiple-Member Appointive Organization be amended by striking out in its entirety and substituting in its place the following:

**§241-39. Youth Commission.**

***[Added 7-16-1992 by Order No. 92-141; amended 6-12-1997 by Order No. 97-150; 11-4-2004 by Order No. 2005-030]***

**A. Composition; term of office.** There shall be a Youth Commission consisting of eleven members, nine of whom will be between the ages of 13 and 19. These nine members shall serve for a one-year term and may be reappointed as long as they continue to qualify, and they will be the only voting members. Two members shall be adults and will serve for three-year terms, overlapping, as determined by the Appointments Committee. The two adult members will be nonvoting members and serve in an advisory capacity. All members appointed shall provide for a balanced and diverse representation of the community's interests and concerns. One member of the Youth Commission shall serve as a liaison to the Town Council, reporting either in person or in writing, as they are able.

**B. Authority and responsibilities.** The Youth Commission advises and assists the Town Council and Town Manager in the development of policies, programs, and delivery of services for the health and welfare of youth and their families. The Commission shall regularly assess the needs of youth as individuals and community members and work with all public and private schools located within the Town as well as the Community Services Department, Police and other town departments, multiple member boards and community groups in coordinating or developing mutual efforts to address these needs. The Commission further advises and otherwise assists the Town Manager in utilization of all federal, state, and municipal programs and services available to youth and provides education and referral resources to all members of the community. The Youth Commission is an advisory commission to the town.

**C. Interrelationships.**

**(1) Town Council.** The Youth Commission interacts with its Town Council liaison and the Town Council to advise the Council relative to the establishment of policies and legislation concerning issues affecting youth within the town. The Board interacts primarily with the Recreation Commission and Golf Commission.

**(2) Town Manager.** The Youth Commission interacts with the Town Manager to ensure that the development and delivery of youth and family services are effective. The Commission receives administrative and staff support from the Department of Community Services.

**(3) Other boards.** The Youth Commission interacts with the Recreation Commission, Golf Commission, Conservation Commission, Sandy Neck Board, Public Works Commission, Historical Commission, J.F.K. Memorial Trust Fund Committee, and other boards as necessary.

**VOTE: 12 YES**

**2014-071 APPROPRIATION AND LOAN ORDER \$1,050,000 TO FUND PIPE REPLACEMENT AND UPGRADE PROGRAM HYANNIS WATER SYSTEM, INTRO: 03/20/2014, 04/03/2014**

Bob Ciolek, Vice Chair of CFAC addressed the Council to explain the way the committee looked at each of the budgets.

Finance Director, Mark Milne reviewed the purpose of preparing a Capital Budget with the Council, using a slide presentation. (Exhibit C)

Dan Santos, Director of Public Works, gave an overview of the enterprise accounts.  
Open public hearing, seeing no one close public hearing

**Councilor Questions and Comments:**

Thanked the Hyannis Water Board for the water quality; encourage everyone to support this item. Tour of the system was very informative; this long term project demands our support. The Hyannis Water Company was privately owned for many years, and they did not do preventative maintenance or replace pipes. I turn to the Councilors from Hyannis for their vote; because this is their water rates. Hyannis delivers more water than COMM delivers; a huge benefit to the Hyannis rate payers over time. Borrow versus cash, in several items; is there a strategic rationale and does that vary by fiscal year? We try to keep the borrowing down to reduce the costs, by analyzing the cash reserves before funding the capital programs. Is each project looked at individually?

Upon a motion duly made and seconded it was to refer to a public hearing on 4/3/14

**ORDERED:** That the sum of \$1,050,000 be appropriated for the purpose of funding the pipe replacement and upgrade program for the Hyannis Water System as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that \$250,000 be transferred from the Water Supply Enterprise Fund Reserves, and that the Town Treasurer, with the approval of the Town Manager, is authorized to borrow \$800,000, 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**

**2014-072 APPROPRIATION AND TRANSFER ORDER \$200,000 FOR A PUMP STATION AND TREATMENT PLANT UPGRADES INTRO: 03/20/2014, 04/03/2014**

Dan Santos, DPW Director gave the rationale  
Open public hearing, seeing no one, close public hearing

Upon a motion duly made and seconded it was

**ORDERED:** That the sum of \$200,000 be appropriated for the purpose of Pump Station and Treatment Plant Upgrades as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that \$200,000 be transferred from the Water Supply Enterprise Fund Reserves, 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**

**2014-073 APPROPRIATION AND LOAN ORDER \$583,000 FOR FUNDING NEW WELL EXPLORATION PROGRAM INTRO 3/20/2014, 4/3/2014**

Dan Santos, DPW Director gave the rationale  
Open public hearing seeing no one, close public hearing

**Councilor Questions and Comments:**

If you are utilizing only town land with a four hundred foot radius, ask that you look at every possible source town wide; Is this the second phase? This is phase one and two together to identify further exactly where the water is and then the test wells will start. Where are the wells? North of the Airport...Could you address contaminated wells near the airport? Zone one we have complete control over the source of the water. We monitor for those contaminate levels on a regular basis and do not exceed the state guidelines. Will some of this money be used to identify those wells that exist already that do not have the 400 foot radius or zone one protection? The CPC funds are helping us to complete the 400 feet as a separate operation.

Upon a motion duly made and seconded it was

**ORDERED:** That the sum of \$583,000 be appropriated for the purpose of funding the New Well Exploration Program as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, the Town Treasurer, with the approval of the Town Manager, is authorized to borrow \$583,000, 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**

**2014-074 APPROPRIATION AND TRANSFER ORDER \$68,400 FOR FUNDING MARY DUNN TANK 2 PROJECT INTRO: 3/20/2014, 4/3/2014**

Dan Santos, DPW Director gave the rationale  
Open public hearing seeing no one close public hearing

**Councilor Questions and Comments**

Will the exterior paint maintain the red and white checkered look? Yes. Why don't we put items that are for design and construction together? The amount of work we are able to handle with the staff in place. Is there permitting involved in the design and painting? Hans Kaiser said the design; deals with inspection, the coating system of the structure, surveying, and engineering are also involved.

Upon a motion duly made and seconded it was

**ORDERED:** That the sum of \$68,400 be appropriated for the purpose of funding the Mary Dunn Tank 2 painting project as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that \$68,400 be transferred from the Water Supply Enterprise Fund Reserves, 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**

**2014-075 APPROPRIATION AND TRANSFER ORDER \$95,900 FOR FUNDING WATER MAIN UPGRADE INTRO: 3/20/2014, 4/3/2014**

Dan Santos, DPW Director gave the rationale  
Open public hearing seeing no one close public hearing

Upon a motion duly made and seconded it was

**ORDERED:** That the sum of \$95,900 be appropriated for the purpose of funding the Water Main Upgrades as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that \$95,900 be transferred from the Water Supply Enterprise Fund Reserves, 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**

**2014-076 APPROPRIATION AND TRANSFER ORDER \$450,000 FOR FUNDING THE SEPTAGE BUILDING CAPACITY EVALUATION AND DESIGN INTRO: 3/20/2014, 4/3/2014**

Dan Santos, DPW Director gave the rationale  
Open public hearing seeing no one close public hearing

**Councilor Questions and Comments** How much money are you requesting? There is a discrepancy of the amount on page 85. You are correct; it is because we put the design and construction together for \$450,000. What technologies are you incorporating? Will we be able to expand further?

Upon a motion duly made and seconded it was

**ORDERED:** That the sum of \$450,000 be appropriated for the purpose of funding the Septage Building Capacity Evaluation and Design as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that \$450,000 be transferred from the Water Pollution Control Enterprise Fund Reserves, 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**

**2014-077 APPROPRIATION AND TRANSFER ORDER \$132,000 TO FUND THE CONSTRUCTION OF A GENERATOR STORAGE BUILDING INTRO 3/20/14, 4/3/14**

Dan Santos, DPW Director gave the rationale  
Open public hearing seeing no one close public hearing

Upon a motion duly made and seconded it was

**ORDERED:** That the sum of \$132,000 be appropriated for the purpose of funding the construction of a Generator Storage Building as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that \$132,000 be transferred from the Water Pollution Control Enterprise Fund Reserves, 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**

**2014-078 APPROPRIATION AND TRANSFER ORDER \$200,000 TO FUND A PLANT UPGRADE STUDY FOR TOTAL ORGANIC COMPOUNDS INTRO: 3/20/14, 4/3/14**

Dan Santos, DPW Director gave the rationale  
Open public hearing seeing no one close public hearing

**Councilor Questions and Comments** Why not wait until the state decides to enforce the changes? We need to understand how we could comply. I might not be supporting this one. Barnstable needs to lead the Cape with clean water, be ahead of the curve. What were our levels about 5 years ago? The regulation of nitrogen in the effluent is changing as well. This is already on the books so I will support it.

Upon a motion duly made and seconded it was

**ORDERED:** That the sum of \$200,000 be appropriated for the purpose of funding a Plant Upgrade Study for Total Organic Compounds and Total Nitrogen Effluent Limits as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that \$200,000 be transferred from the Water Pollution Control Enterprise Fund Reserves, 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 11 YES, 1 NO (Canedy)**

**2014-079 APPROPRIATION AND TRANSFER ORDER \$60,000 FOR FUNDING A ONE TONE DUMP TRUCK INTRO 3/20/14, 4/3/14**

Dan Santos, DPW Director gave the rationale  
Open public hearing seeing no one close public hearing

**Councilor Questions and Comments** Explain the process to purchase a vehicle? It falls within the State contract. Can we purchase a used vehicle? We have discussed this idea. Fully outfitted, does that mean it comes with a plow? Yes. Make sure you are comparing a warranty savings and cost.

Upon a motion duly made and seconded it was

**ORDERED:** That the sum of \$60,000 be appropriated for the purpose of funding a One Ton Dump Truck as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that \$60,000 be transferred from the Solid Waste Enterprise Fund Reserves, 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**

**2014-080 APPROPRIATION AND TRANSFER ORDER \$110,000 TO FUND A NEW BACKHOE INTRO 3/20/14, 4/3/14**

Dan Santos, DPW Director gave the rationale

Open public hearing seeing no one close public hearing

Upon a motion duly made and seconded it was

**ORDERED:** That the sum of \$110,000 be appropriated for the purpose of funding a New Backhoe as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that \$110,000 be transferred from the Solid Waste Enterprise Fund Reserves, 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

**2014-81 APPROPRIATION AND TRANSFER ORDER \$75,000 TO FUND A MASTER PLAN INTRO 3/20/14, 4/3/14**

Dan Santos, DPW Director gave the rationale

Open public hearing seeing no one close public hearing

**Councilor Questions and Comments:** Is there a separate site for recycling added to this study? Yes. This is an excellent example of being proactive

Upon a motion duly made and seconded it was

**ORDERED:** That the sum of \$75,000 be appropriated for the purpose of funding a Master Plan as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that \$75,000 be transferred from the Solid Waste Enterprise Fund Reserves, 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

**2014-082 APPROPRIATION AND TRANSFER ORDER \$50,000 TO FUND PAINTING OF RUNWAYS, TAXIWAYS, ROADWAYS INTRO 3/20/14, 4/3/14**

Upon a motion duly made and seconded it was opened and continued to a public hearing on 4/17

**ORDERED:** That the sum of \$50,000 be appropriated for the purpose of funding the Painting of Runways, Taxiways and Roadways as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that \$50,000 be transferred from the Airport Enterprise Fund Reserves, and that the Airport Commission 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:** Continue to a public hearing on 4/17-Unanimous

**2014-083 APPROPRIATION AND TRANSFER ORDER \$65,000 TO FUND A NEW DUMP TRUCK INTRO 3/20/14, 4/3/14**

Upon a motion duly made and seconded it was to opened and continued to a public hearing

on 4/17

**ORDERED:** That the sum of \$65,000 be appropriated for the purpose of funding a New Dump Truck as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that \$65,000 be transferred from the Airport Enterprise Fund Reserves, and that the Airport Commission 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:** Continue to a public hearing on 4/17-Unanimous

**2014-084 APPROPRIATION AND TRANSFER ORDER \$200,000 TO FUND PERMITTING AND DESIGN OF RECONSTRUCTION OF TAXIWAY C INTRO 3/20/14, 4/3/14**

Upon a motion duly made and seconded it was opened and continued to a public hearing on 4/17

**ORDERED:** That the sum of \$200,000 be appropriated for the purpose of funding the Permitting and Design of the Reconstruction of Taxiway C as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that \$200,000 be transferred from the Airport Enterprise Fund Reserves, and that the Airport Commission 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:** Continue to a public hearing on 4/17-Unanimous

**2014-085 APPROPRIATION AND LOAN ORDER \$400,000 TO FUND PERMITTING AND DESIGN OF THE RECONSTRUCTION OF RUNWAY 15-33 INTRO: 3/20/14, 4/3/14**

Upon a motion duly made and seconded it was to opened and continued to a public hearing on 4/17

**ORDERED:** That the sum of \$400,000 be appropriated for the purpose of funding the Permitting and Design of the Reconstruction of Runway 15-33 as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, the Town Treasurer, with the approval of the Town Manager, is authorized to borrow \$400,000, and that the Airport Commission 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:** Continue to a public hearing on 4/17-Unanimous

**2014-086 APPROPRIATION AND LOAN ORDER \$400,000 TO FUND THE PERMITTING AND DESIGN RECONSTRUCTION OF RUNWAY 6-24 INTRO 3/20/14, 4/3/14**

Upon a motion duly made and seconded it was to opened and continued to a public hearing on 4/17

**ORDERED:** That the sum of \$400,000 be appropriated for the purpose of funding the Permitting and Design of the Reconstruction of Runway 6-24 as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, the Town Treasurer, with the approval of the Town Manager, is authorized to borrow \$400,000, and that the Airport Commission 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:** Continue to a public hearing on 4/17-Unanimous

**2014-087 APPROPRIATION AND TRANSFER ORDER \$100,000 TO FUND THE DESIGN AND REPLACEMENT OF THE EAST RAMP T HANGER ROOF INTRO: 3/20/14, 4/3/14**

Upon a motion duly made and seconded it was to opened and continued to a public hearing on 4/17

**ORDERED:** That the sum of \$100,000 be appropriated for the purpose of funding for the Design and Replacement of the East Ramp T-Hanger Roof as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that \$100,000 be transferred from the Airport Enterprise Fund Reserves, and that the Airport Commission 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:** Continue to a public hearing on 4/17-Unanimous

**2014-088 APPROPRIATION AND LOAN ORDER \$650,000 TO FUND A NEW FRONT-END LOADER INTRO 3/20/14, 4/3/14**

Upon a motion duly made and seconded it was opened and continued to a public hearing on 4/17

**ORDERED:** That the sum of \$650,000 be appropriated for the purpose of funding a New Frontend Loader as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, the Town Treasurer, with the approval of the Town Manager, is authorized to borrow \$650,000, and that the Airport Commission 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:** Continue to a public hearing on 4/17-Unanimous

**2014-089 APPROPRIATION AND LOAN ORDER \$448,125 TO FUND THE DESIGN AND CONSTRUCTION OF AIRPORT ACCESS ROAD INTRO 3/20/14, 4/3/14**

Upon a motion duly made and seconded it was opened and continued to a public hearing on 4/17

**ORDERED:** That the sum of \$448,125 be appropriated for the purpose of funding the Design and Construction of the Airport Access Road as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, the Town Treasurer, with the approval of the Town Manager, is authorized to borrow \$448,125, and that the Airport Commission 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:** Continue to a public hearing on 4/17-Unanimous

**2014-090 APPROPRIATION AND TRANSFER ORDER \$200,000 TO FUND THE AIRPORT TERMINAL AND BUILDING IMPROVEMENTS INTRO 3/20/14, 4/3/14**

Upon a motion duly made and seconded it was opened and continued to a public hearing on 4/17

**ORDERED:** That the sum of \$200,000 be appropriated for the purpose of funding the Airport Terminal and Building Improvements as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that \$200,000 be transferred from the Airport Enterprise Fund Reserves, and that the Airport Commission 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:** Continue to a public hearing on 4/17-Unanimous

**2014-091 APPROPRIATION AND LOAN ORDER \$1,205,000 TO FUND DESIGN AND CONSTRUCTION OF AIRPORT FIXED BASE OPERATION BUILDING INTRO: 3/20/14, 4/3/14**

Upon a motion duly made and seconded it was to opened and continued to a public hearing on 4/17

**ORDERED:** That the sum of \$1,205,000 be appropriated for the purpose of funding the Design and Construction of the Airport Fixed Base Operations Building as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, the Town Treasurer, with the approval of the Town Manager, is authorized to borrow \$1,205,000, and that the Airport Commission 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:** Continue to a public hearing on 4/17-Unanimous

**2014-092 APPROPRIATION AND LOAN ORDER \$2,000,000 TO FUND DESIGN AND CONSTRUCTION OF A NEW MODULAR FACILITY FOR THE BARNSTABLE EARLY LEARNING CENTER INTRO: 3/20/14, 4/3/14**

Rationale given by Dr Mary

Open public meeting

- Margeaux Weber of the School Committee asked the Councilor's for support of this item.
- Chris Joyce described the condition of the portables; we now are going in the right direction. He asked for the support of the Council.

Close public hearing

**A motion was duly made and seconded to continue the Town Council meeting to the completion of the School Items**

**VOTE: 11 YES 1 NO (Tinsley)**

**Councilor Questions and Comments:** Very concerned about the condition of the modular's in place at BWB and Hyannis West; rust, mold, floors uneven, unusable

bathrooms. Mandates should be funded. One Councilor said they could not believe the condition of the modular's, the most vulnerable children, are at risk. Not a favorable learning environment, we need to move now. We need to get on board and get this done. One Councilor is struggling with the price tag. Early childhood education is invaluable. Any money we invest in our schools is a good investment. Is it possible that we could rent a facility? Could these modulars be used at other locations? No they can't be repurposed. We have the property to use; closed two school buildings why aren't we just looking at the empty commercial space in this town? To clean up the closed schools is costly; they would have to be brought up to code. A Councilor finds it hard to support an inadequate solution; it would cost 3 million dollars to get the Marstons Mills School up to code to open it, and it will not be ready for September. Will support phase one; the growth is in Hyannis.

Upon a motion duly made and seconded it was

**ORDERED:** That the sum of \$2,000,000 be appropriated for the purpose of funding the Design and Construction of a New Modular Facility for the Barnstable Early Learning Center as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that the Town Treasurer, with the approval of the Town Manager, is authorized to borrow \$2,000,000, and that the Barnstable School Committee 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 9 YES, 2 NO (Cushing, Norman), 1 ABSTENTION (Canedy)**

<p><b>2014-093 APPROPRIATION AND TRANSFER ORDER \$200,000 TO FUND THE BARNSTABLE INTERMEDIATE SCHOOL FAÇADE AND ROOF IMPROVEMENTS</b> <b>INTRO: 3/20/14, 4/3/14</b></p>
-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------

Rationale given by Dr Mary

Open public meeting seeing no one close public hearing

#### **Councilor Questions and Comments**

No question we need to support this façade. What are we using to prevent this from happening again? This is a several phase project, flashing on the roof was never done properly, and exterior wall is not well designed for wet weather. Advised to use check and balances with the construction group to back up their work

Upon a motion duly made and seconded it was

**ORDERED:** That the sum of \$200,000 be appropriated for the purpose of funding the Barnstable Intermediate School Façade and Roof Improvements as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that \$200,000 be transferred from the sale of the former Grade 5 school Special Revenue Fund, and that the Barnstable School Committee 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**

**2014-094 APPROPRIATION AND TRANSFER ORDER \$200,000 TO FUND THE BARNSTABLE HIGH SCHOOL FIRE INTRUSION AND COMMUNICAIONS SYSTEM IMPROVEMENTS INTRO 3/20/14, 4/3/14**

Rationale given by Dr Mary

Open public meeting seeing no one close public hearing

Upon a motion duly made and seconded it was

**ORDERED:** That the sum of \$200,000 be appropriated for the purpose of funding the Barnstable High School Fire, Intrusion, and Communications System Improvements as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that \$200,000 be transferred from the sale of the former Grade 5 school Special Revenue Fund, and that the Barnstable School Committee 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**

**2014-095 APPROPRIATION AND TRANSFER ORDER \$204,000 TO FUND THE BARNSTABLE PUBLIC SCHOOLS INTERNET AND DIGITAL RESOURCE IMPROVEMENTS INTRO: 3/20/14, 4/3/14**

Rationale given by Dr Mary

Open public meeting seeing no one close public hearing

Upon a motion duly made and seconded it was

**ORDERED:** That the sum of \$204,000 be appropriated for the purpose of funding the Barnstable Public Schools Internet and Digital Resource Improvements as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that \$204,000 be transferred from the sale of the former Grade 5 school Special Revenue Fund, and that the Barnstable School Committee 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 11 YES, 1 NO (NORMAN)**

**2014-096 APPROPRIATION AND TRANSFER ORDER\$ 200,000 TO FUND THE BARNSTABLE UNITED ELEMENTARY SCHOOL AIR CONDITIONING AND SHILLER PIPE UPGRADES INTRO: 3/20/14, 4/3/14**

Rationale given by Dr Mary

Open public meeting seeing no one close public hearing

Upon a motion duly made and seconded it was

**ORDERED:** That the sum of \$200,000 be appropriated for the purpose of funding the Barnstable United Elementary School Air Conditioning and Chiller Pipe Upgrades as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that \$200,000 be transferred from the available balance under Council Order 2011-072, and that the Barnstable School Committee 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**

**2014-097 APPROPRIATION AND TRANSFER ORDER \$100,000 TO FUND THE BARNSTABLE PUBLIC SCHOOLS INTERIOR AND EXTERIOR LOCK AND HARDWARE UPGRADES INTRO: 3/20/14, 4/3/14**

Rationale given by Dr Mary

Open public meeting seeing no one close public hearing

Upon a motion duly made and seconded it was

**ORDERED:** That the sum of \$100,000 be appropriated for the purpose of funding the Barnstable Public Schools Interior and Exterior Lock and Hardware Upgrades outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that \$18,936 be transferred from the available balance under Council Order 2011-072, that \$15,159 be transferred from the available balance under Council Order 2010-109, that \$12,508 be transferred from the sale of the former Grade 5 school Special Revenue Fund, and that \$53,397 be transferred from General Fund Reserves, and that the Barnstable School Committee 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**

**2014-098 APPROPRIATION AND TRANSFER ORDER \$50,000 TO FUND THE BARNSTABLE PUBLIC SCHOOLS KITCHEN EQUIPMENT UPGRADES INTRO: 3/20/14, 4/3/14**

Rationale given by Dr Mary

Open public meeting seeing no one close public hearing

Upon a motion duly made and seconded it was

**ORDERED:** That the sum of \$50,000 be appropriated for the purpose of funding the Barnstable Public Schools Kitchen Equipment upgrades as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that \$50,000 be transferred from the sale of the former Grade 5 school Special Revenue Fund, and that the Barnstable School Committee 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**

**2014-099 APPROPRIATION AND TRANSFER ORDER \$75,000 TO FUND THE REPLACEMENT OF HEAT CIRCULATING PUMPS AT THE BARNSTABLE UNITED ELEMENTARY SCHOOL INTRO: 3/20/14, 4/3/14**

Rationale given by Dr Mary

Open public meeting seeing no one close public hearing

Upon a motion duly made and seconded it was

**ORDERED:** That the sum of \$75,000 be appropriated for the purpose of funding the

Replacement of Heat Circulating Pumps at the Barnstable United Elementary School as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that \$75,000 be transferred from the sale of the former Grade 5 school Special Revenue Fund, and that the Barnstable School Committee 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**

**2014-100 APPROPRIATION AND TRANSFER ORDER \$140,000 TO FUND THE TOWN'S AERIAL FLYOVER MAPPING INTRO: 3/20/14, 4/3/14**

Upon a motion duly made and seconded it was to opened and continued to a public hearing on 4/17

**ORDERED:** That the sum of \$140,000 be appropriated for the purpose of funding the Town's Aerial Flyover and Mapping as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that \$123,618 be transferred from the available balance under Council Order 2012-097, and that \$16,382 be transferred from General Fund Reserves, 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:** Continue to a public hearing on 4/17-Unanimous

**2014-101 APPROPRIATION AND TRANSFER ORDER \$170,000 TO FUND THE TOWN'S BICYCLE ACCOMODATIONS INTRO: 3/20/14, 4/3/14**

Upon a motion duly made and seconded it was to opened and continued to a public hearing on 4/17

**ORDERED:** That the sum of \$170,000 be appropriated for the purpose of funding the Town's Bicycle Accommodations Program as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that \$170,000 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 and be authorized to accept any grants or gifts in relation thereto.

**VOTE:** Continue to a public hearing on 4/17-Unanimous

**2014-102 APPROPRIATION AND LOAN ORDER \$288,000 TO FUND THE IMPROVEMENTS TO THE BARNSTABLE POLICE FACILITY INTRO: 3/20/14, 4/3/14**

Upon a motion duly made and seconded it was to opened and continued to a public hearing on 4/17

**ORDERED:** That the sum of \$288,000 be appropriated for the purpose of funding the Improvements to the Barnstable Police Facility as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that the Town Treasurer, with the approval of the Town Manager, is authorized to borrow \$288,000, 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:** Continue to a public hearing on 4/17-Unanimous

**2014-103 APPROPRIATION AND TRANSFER ORDER \$75,000 TO FUND THE REMEDIATION OF HYDRILLA IN LONG POND CENTERVILLE AND MYSTIC LAKE  
INTRO: 3/20/14, 4/3/14**

Upon a motion duly made and seconded it was to opened and continued to a public hearing on 4/17

**ORDERED:** That the sum of \$75,000 be appropriated for the purpose of funding the Remediation of Hydrilla in Long Pond Centerville and Mystic Lake as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that \$75,000 be transferred from General Fund Reserves, 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:** Continue to a public hearing on 4/17-Unanimous

**2014-104 APPROPRIATION AND TRANSFER ORDER \$75,000 TO FUND THE WEQUAQUET LAKE FANWORT CONTROL INTRO: 3/20/14, 4/3/14**

Upon a motion duly made and seconded it was to opened and continued to a public hearing on 4/17

**ORDERED:** That the sum of \$100,000 be appropriated for the purpose of funding the Wequaquet Lake Fanwort Control as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that \$100,000 be transferred from General Fund Reserves, 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:** Continue to a public hearing on 4/17-Unanimous

**2014-105 APPROPRIATION AND TRANSFER ORDER \$140,000 TO FUND THE ALUM TREATMENT AT LOVELL'S POND INTRO: 3/20/14, 4/3/14**

Upon a motion duly made and seconded it was to opened and continued to a public hearing on 4/17

**ORDERED:** That the sum of \$140,000 be appropriated for the purpose of funding the Alum Treatment at Lovell's Pond as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that \$51,241 be transferred from General Fund Reserves, and that \$88,759 be transferred from the available balance in council Order 2012-097, 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:** Continue to a public hearing on 4/17-Unanimous

**2014-106 APPROPRIATION AND LOAN ORDER \$290,000 TO FUND THE**

**CONSTRUCTION OF THE SENIOR CENTER PARKING LOT EXPANSION INTRO: 3/20/14, 4/3/14**

Upon a motion duly made and seconded it was to opened and continued to a public hearing on 4/17

**ORDERED:** That the sum of \$290,000 be appropriated for the purpose of funding the Construction of the Senior Center Parking Lot Expansion as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that the Town Treasurer, with the approval of the Town Manager, is authorized to borrow \$290,000, 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:** Continue to a public hearing on 4/17-Unanimous

**2014-107 APPROPRIATION AND LOAN ORDER \$301,500 TO FUND THE DESIGN AND CONSTRUCTION OF BEACH HOUSE IMPROVEMENTS INTRO: 3/20/14, 4/3/14**

Upon a motion duly made and seconded it was to opened and continued to a public hearing on 4/17

**ORDERED:** That the sum of \$301,500 be appropriated for the purpose of funding the Design and Construction of Beach House Improvements as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that the Town Treasurer, with the approval of the Town Manager, is authorized to borrow \$301,500, 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:** Continue to a public hearing on 4/17-Unanimous

**2014-108 APPROPRIATION AND LOAN ORDER \$393,500 TO FUND THE RECONSTRUCTION OF THE MARSTONS MILLS FISH RUN INTRO: 3/20/14, 4/3/14**

Upon a motion duly made and seconded it was to opened and continued to a public hearing on 4/17

**ORDERED:** That the sum of \$393,500 be appropriated for the purpose of funding the Reconstruction of the Marstons Mills Fish Run as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that \$67,500 be transferred from the available balance in Council Order 2010-105, and that the Town Treasurer, with the approval of the Town Manager, is authorized to borrow \$326,500, 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:** Continue to a public hearing on 4/17-Unanimous

**2014-109 APPROPRIATION AND TRANSFER ORDER \$42,000 TO FUND THE DESIGN IMPROVEMENTS TO THE MILL POND AND LONG POND FISH WAYS INTRO: 3/20/14, 4/3/14**

Upon a motion duly made and seconded it was to opened and continued to a public hearing on 4/17

**ORDERED:** That the sum of \$42,000 be appropriated for the purpose of funding the Design of the Improvements to the Mill Pond and Long Pond Fish Ways as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that \$42,000 be transferred from General Fund Reserves, 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:** Continue to a public hearing on 4/17-Unanimous

**2014-110 APPROPRIATION AND TRANSFER ORDER \$84,000 TO FUND THE ADA COMPLIANT IMPROVEMENTS TO THE RESTROOMS AT THE HYANNIS GOLF COURSE INTRO: 3/20/14, 4/3/14**

Upon a motion duly made and seconded it was to opened and continued to a public hearing on 4/17

**ORDERED:** That the sum of \$84,000 be appropriated for the purpose of funding the ADA Compliant Improvements to the Restrooms at the Hyannis Golf Course as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that \$84,000 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 and be authorized to accept any grants or gifts in relation thereto.

**VOTE:** Continue to a public hearing on 4/17-Unanimous

**2014-111 APPROPRIATION AND TRANSFER ORDER \$50,000 TO FUND THE VETERAN'S PARK STRATEGIC PLAN AND CAMPUS DESIGN INTRO: 3/20/14, 4/3/14**

Upon a motion duly made and seconded it was to opened and continued to a public hearing on 4/17

**ORDERED:** That the sum of \$50,000 be appropriated for the purpose of funding the Veteran's Park Strategic Plan and Campus Design as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that \$50,000 be transferred from General Fund Reserves, 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:** Continue to a public hearing on 4/17-Unanimous

**2014-112 APPROPRIATION AND TRANSFER ORDER \$85,000 TO FUND THE VETERAN'S BEACH PARKING LOT REHABILITATION INTRO: 3/20/14, 4/3/14**

Upon a motion duly made and seconded it was to opened and continued to a public hearing on 4/17

**ORDERED:** That the sum of \$85,000 be appropriated for the purpose of funding the

Veteran's Beach Parking Lot Rehabilitation as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that \$85,000 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 and be authorized to accept any grants or gifts in relation thereto.

**VOTE:** Continue to a public hearing on 4/17-Unanimous

**2014-113 APPROPRIATION AND TRANSFER ORDER \$55,000 TO FUND THE INSTALLATION OF WATER AND SEWER SERVICE AT MCKEON PARK INTRO: 3/20/14, 4/3/14**

Upon a motion duly made and seconded it was to opened and continued to a public hearing on 4/17

**ORDERED:** That the sum of \$55,000 be appropriated for the purpose of funding the Installation of Water and Sewer Service at McKeon Park as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that \$55,000 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 and be authorized to accept any grants or gifts in relation thereto.

**VOTE:** Continue to a public hearing on 4/17-Unanimous

**2014-114 APPROPRIATION AND TRANSFER ORDER \$3,250,000 TO FUND THE PUBLIC ROADS MAINTENANCE PROGRAM INTRO: 3/20/14, 4/3/14**

Upon a motion duly made and seconded it was to opened and continued to a public hearing on 4/17

**ORDERED:** That the sum of \$3,250,000 be appropriated for the purpose of funding the Public Roads Maintenance Program as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that \$3,250,000 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 and be authorized to accept any grants or gifts in relation thereto.

**VOTE:** Continue to a public hearing on 4/17-Unanimous

**2014-115 APPROPRIATION AND LOAN ORDER \$285,000 TO FUND GUARDRAIL AND SIDEWALK IMPROVEMENTS INTRO: 3/20/14, 4/3/14**

Upon a motion duly made and seconded it was to opened and continued to a public hearing on 4/17

**ORDERED:** That the sum of \$285,000 be appropriated for the purpose of funding Guardrail and Sidewalk Improvements as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, the Town

Treasurer, with the approval of the Town Manager, is authorized to borrow \$285,000, 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:** Continue to a public hearing on 4/17-Unanimous

**2014-116 APPROPRIATION AND LOAN ORDER \$350,310 TO FUND THE COMPREHENSIVE DREDGE PERMITTING AND STRATEGIC PLANNING INTRO: 3/20/14, 4/3/14**

Upon a motion duly made and seconded it was to opened and continued to a public hearing on 4/17

**ORDERED:** That the sum of \$350,310 be appropriated for the purpose of funding the Comprehensive Dredge Permitting and Strategic Planning as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and to meet this appropriation, that \$9,310 be transferred from the available balance in Council Order 2010-106, and that, the Town Treasurer, with the approval of the Town Manager, is authorized to borrow \$341,000, 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:** Continue to a public hearing on 4/17-Unanimous

**2014-117 APPROPRIATION AND LOAN ORDER \$215,000 TO FUND THE DESIGN OF THE BLISH POINT SAND MANAGEMENT IMPROVEMENTS INTRO: 3/20/14, 4/3/14**

Upon a motion duly made and seconded it was to opened and continued to a public hearing on 4/17

**ORDERED:** That the sum of \$215,000 be appropriated for the purpose of funding the Design of the Blish Point Sand Management Improvements as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, the Town Treasurer, with the approval of the Town Manager, is authorized to borrow \$215,000, 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:** Continue to a public hearing on 4/17-Unanimous

**2014-118 APPROPRIATION AND LOAN ORDER \$185,000 TO FUND THE IMPROVEMENTS TO THE CENTERVILLE RECREATION BUILDING INTRO: 3/20/14, 4/3/14**

Upon a motion duly made and seconded it was to opened and continued to a public hearing on 4/17

**ORDERED:** That the sum of \$185,000 be appropriated for the purpose of funding the Improvements to the Centerville Recreation Building as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, the Town Treasurer, with the approval of the Town Manager, is authorized to borrow \$185,000, 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:** Continue to a public hearing on 4/17-Unanimous

**2014-119 APPROPRIATION AND TRANSFER ORDER \$100,000 TO FUND THE SECURITY EVALUATION OF TOWN FACILITIES INTRO: 3/20/14, 4/3/14**

Upon a motion duly made and seconded it was to opened and continued to a public hearing on 4/17

**ORDERED:** That the sum of \$100,000 be appropriated for the purpose of funding the Security Evaluation of Town Facilities as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that \$100,000 be transferred from the General Fund Reserves, 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:** Continue to a public hearing on 4/17-Unanimous

**2014-120 APPROPRIATION AND TRANSFER ORDER \$240,000 TO FUND THE IMPROVEMENTS TO THE PAINE BLACK HOUSE INTRO: 3/20/14, 4/3/14**

Upon a motion duly made and seconded it was to opened and continued to a public hearing on 4/17

**ORDERED:** That the sum of \$240,000 be appropriated for the purpose of funding the Improvements to the Paine Black House as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that \$30,970 be transferred from the available balance in Council Order 2011-072, and that \$57 be transferred from the available balance in Council Order 2010-114, and that \$103,973 be transferred from the General Fund Reserves, and that \$105,000 be transferred from the Historic Preservation portion of the Community Preservation Fund, 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:** Continue to a public hearing on 4/17-Unanimous

**2014-121 APPROPRIATION AND TRANSFER ORDER \$51,000 TO FUND THE BURGESS HOUSE IMPROVEMENTS INTRO: 3/20/14, 4/3/14**

Upon a motion duly made and seconded it was to opened and continued to a public hearing on 4/17

**ORDERED:** That the sum of \$51,000 be appropriated for the purpose of funding the Burgess House improvement as outlined in the FY 2015 - FY 2019 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that \$51,000 be transferred from the Historic Preservation portion of the Community Preservation Fund, 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:** Continue to a public hearing on 4/17-Unanimous

<b>2014-123</b> <b>APPOINTMENTS TO A BOARD/COMMITTEE/COMMISSION INTRO:</b> <b>03/20/14</b>
-----------------------------------------------------------------------------------------------

Upon a motion duly made and seconded it was moved to 4/17

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

**ECONOMIC DEVELOPMENT COMMISSION**

Thomas Geiler, 313 Riverview Lane, Centerville as a member to a term expiring 6/30/2016

Jonathan Gilmore, 110 Pioneer Path, West Barnstable as a member to a term expiring 6/30/2017

**HISTORICAL COMMISSION**

Ted Wurzburg, 140 Willimantic Drive, Marstons Mills from an alternate to a member to a term expiring 6/30/2017

Paul Arnold, 27 Foster Road, Hyannis as an alternate member to a term expiring 6/30/2015

**HOUSING COMMITTEE**

Robert Woolhouse, 19 Cardinal Lane, Marstons Mills as a member to a term expiring 6/30/2015

**JFK MEMORIAL TRUST FUND COMMITTEE**

William Murphy, 67 Centerbrook Lane, Centerville as a member to a term expiring 6/30/2016

**PERSONNEL BOARD**

Thomas Geiler, 313 Riverview Lane, Centerville as a member to a term expiring 6/30/2015

**TRUST FUND ADVISORY COMMITTEE**

Jonathan Gilmore, 110 Pioneer Path, West Barnstable as a member-at-large to a term expiring 6/30/2015

**WATER POLLUTION CONTROL BOARD**

Ronald Beaty, 245 Parker Road, West Barnstable as a member to a term expiring 6/30/2016

**VOTE:** Unanimous to move to 4/17

<b>2014-123A</b> <b>APPOINTMENTS TO A BOARD/COMMITTEE/COMMISSION INTRO:</b> <b>03/20/14</b>
------------------------------------------------------------------------------------------------

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:

**WATER POLLUTION CONTROL BOARD**

Ronald Beaty, 245 Parker Road, West Barnstable as a member to a term expiring 6/30/2016

**VOTE:** Unanimous to move to 4/17

**2014-124 APPROPRIATION AND TRANSFER ORDER OF \$628,000.00 TO FUND AVIATION JETFUEL PURCHASES FOR THE REMAINDER OF FISCAL YEAR 2014**  
**INTRO: 4/3/14**

Upon a motion duly made and seconded it was referred to a public hearing on 4/17/14

**ORDERED:** That the sum of Six Hundred Twenty-eight Thousand Dollars and No Cents (\$628,000.00) be appropriated for the purpose of funding aviation jet fuel purchases at the Barnstable Municipal Airport; and that \$628,000.00 be transferred from the Airport's surplus funds into the fiscal year 2014 operating budget Avjet Fuel for Resale (607700-621060) to fund Avjet purchases for the remainder of fiscal year 2014.

**VOTE:** referred to a public hearing on 4/17/14

**2014-125 APPROPRIATION AND TRANSFER ORDER OF \$21,797.13 FROM THE TOWN'S INSURANCE RECOVERY FUND FOR LIGHTNING STRIKE DAMAGE LOSS RECOVERY**  
**INTRO: 4/3/2014**

Upon a motion duly made and seconded it was referred to a public hearing on 4/17/14

**ORDERED:** That the sum of Twenty-one Thousand Seven Hundred Ninety-seven Dollars and thirteen Cents (\$21,797.13) be appropriated from the Town's Insurance Recovery Fund for the purposes of reimbursing the Barnstable Municipal Airport's Operating Budget for the funds expended to replace and repair damages due to the November 1, 2013 lightning strike. Specifically, One Thousand Five Hundred Eighty-two Dollars and seven cents (\$1,582.07) to Building and Grounds Maintenance Services (607700-613010) and Twenty Thousand Two Hundred Fifteen Dollars and six cent (\$20,215.06) to Airfield Maintenance Services (607700-613130)

**VOTE:** referred to a public hearing on 4/17/14

**2014-126 PROPOSED ZONING ORDINANCE AMENDMENT RENAMING AND UPDATE OF THE FLOOD AREA PROVISIONS OF THE ZONING ORDINANCE**  
**INTRO: 4/3/2014**

Upon a motion duly made and seconded it was referred to the Planning Board for a public hearing

**Order** That Chapter 240 the Zoning Ordinance, Article III District Regulations, § 240-34 Flood Area Provisions of the Code of the Town of Barnstable be amended as follows:

**Section 1:**

Strike the title of Section 240-34, that now reads "Flood area provisions" and replace it with the "Floodplain Districts".

**Section 2:**

Strike the first paragraph of Section 240-34 and replace it with the following two new paragraphs:

"A Floodplain District is herein established within the Town of Barnstable. The District includes all special flood hazard areas within the Town designated as Zone AE, AO, or VE on the Barnstable County Flood Insurance Rate Map (FIRM) issued by the Federal Emergency Management Agency (FEMA) for the administration of the National Flood Insurance Program. The map panels of the Barnstable County FIRM that are wholly or partially within the Town of Barnstable are panel numbers 25001C0532J, 25001C0533J, 25001C0534J, 25001C0537J, 25001C0539J, 25001C0541J, 25001C0542J, 25001C0543J, 25001C0544J, 25001C0551J, 25001C0552J, 25001C0553J, 25001C0554J, 25001C0556J, 25001C0557J, 25001C0558J, 25001C0559J, 25001C0561J, 25001C0562J, 25001C0563J, 25001C0564J, 25001C0566J, 25001C0567J, 25001C0568J,

25001C0569J, 25001C0752J, 25001C0754J, 25001C0756J, 25001C0757J and 25001C0776J, effective date July 16, 2014. The exact boundaries of the District may be defined by the 100-year base flood elevations shown on the FIRM and further defined by the Barnstable County Flood Insurance Study (FIS) report dated July 16, 2014. The FIRM and FIS report are incorporated herein by reference and are on file with the Town Clerk, Planning Board, Building Commissioner and Engineering Department.”

“Permits for new construction, alteration of structures, or other development (any man-made change to improved or unimproved real estate, including, but not limited to, buildings or other structures, mining, dredging, filling, grading, paving, excavation or drilling operations), at or below the base flood elevation as specified with the A and V Zones as determined by the Flood Insurance Study and designated on the special FEMA Flood Insurance Rate Maps, shall be approved subject to the following:”

**Section 3:**

In Paragraph C, first sentence, strike the words “Massachusetts Uniform Building Code Sect. 748.0” and replace it with “Massachusetts State Building Code 780 CMR”.

**Section 4:**

In Paragraph D strike the words “Flood Insurance Map” and replacing it with “FEMA Flood Insurance Rate Map”.

**Section 5:**

Strike, in its entirety, Paragraph G and insert the following four new Paragraphs G, H, I and J to read as follows:

“G. In Zone AE, along watercourses that have not had a regulatory floodway designated, the best available Federal, State, local, or other floodway data shall be used to prohibit encroachments in floodways which would result in any increase in flood levels within the community during the occurrence of the base flood discharge.”

“H. In a riverine situation, the Conservation Division Administrator or designee shall notify the following of any alteration or relocation of a watercourse: Adjacent Communities, the NFIP State Coordinator, Massachusetts Department of Conservation and Recreation, 251 Causeway Street, Suite 600-700, Boston, MA 02114-2104, and the NFIP Program Specialist, Federal Emergency Management Agency, Region I at 99 High Street, 6th Floor, Boston, MA 02110.”

“I. Within Zone AO on the FEMA Flood Insurance Rate Maps adequate drainage paths must be provided around structures on slopes, to guide floodwaters around and away from proposed structures.”

“J. No land within areas designated as V (Velocity) Zones on the FEMA Flood Insurance Rate Maps shall be developed unless such development is demonstrated by the applicant to be located landward of the reach of the mean high tide. All new construction and substantial improvement within the V Zones shall be in full compliance with the Sate Building Code and shall be certified by a registered professional engineer or architect that the structure is securely anchored to adequately anchored pilings or columns in order to withstand velocity waters and hurricane wave wash.”

**Section 6:**

Re-letter the existing Paragraphs H, I, and J to Paragraphs K, L, and M

**Section 7:**

Re-letter the existing Paragraph K to Paragraph N and strike the reference to “Subsection G” in that Paragraph and replace it “Subsection J”.

**Section 8:**

Strike the reference to “§240-34 Flood area provisions” and replace it with “§240-34 Floodplain District” in the following sections of Chapter 240 the Zoning Ordinance, Article XIV District of Critical Planning Concern Regulations:

§240-130.5.A Centerville Village District, Additional provisions, other regulations.

§240-131.8.A Craigville Beach District, Additional provisions, other regulations.

And, §240-131.3 Craigville Beach District, Definitions, ELEVATED STRUCTURE.

**And:**

This amendment shall take effect on July 16, 2014.

**VOTE:** referred to the Planning Board for a public hearing-unanimous

**TOWN MANAGER COMMUNICATIONS: None**

**ADJOURNMENT:**

Upon a motion duly made and seconded it was

**VOTED to adjourn.**

**Unanimous**

**Adjourned at 11:50PM**

Respectfully submitted,

Ann M. Quirk, CMC

Assistant Town Clerk – Town of Barnstable

**NEXT REGULAR MEETING: April 17, 2014**

**Exhibits:**

- A Notice of Dismissal-John Julius
- B Schedule of Barnstable Town Band Concerts
- C FY2015 Capital Improvement Plan