



Town Council Meeting
August 19, 2021



A quorum being duly present, President Matthew Levesque called the August 19, 2021, Town Council meeting to order at 7:05 PM.

An announcement was made by President Levesque 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: (On Zoom) Nikolas Atsalis, David Bogan, Kristine Clark, Debra Dagwan, Jessica Rapp Grassetti, Paul Hebert, Matthew Levesque, Paul Neary, Paula Schnepf, Tracy Shaughnessy, Eric Steinhilber. **Absent:** Jennifer Cullum, Gordon Starr

The Pledge of Allegiance was led by Councilor Steinhilber, followed by a moment of silence.

PUBLIC COMMENT:

Open Public Comment

Liz Lewis here to save Twin Brooks from development, save this 40 acre green space in Hyannis, should be a park open to all. Twin Brooks is in a high traffic area, we need a greener, cleaner Hyannis.

Fabio De Oliveira owns a restaurant on Main Street, really doesn't like the barriers on Main Street. It is a safety issue, there is no parking on Main Street, and it is not fair for all the businesses on Main Street. The barriers were supposed to be down on August 15th.

Tina Carey according to Governor Baker's website the barriers should have been taken down on August 15th. We just had an accident this morning a truck ran into the barrier, with an oil spill. These barriers are dangerous, when are they going to be removed
Close Public Comment

Response to Public Comment:

(Hebert) Share the concerns about Twin Brooks, regarding the barriers have gotten an equal amount of compliments as complaints about the barriers; (Clark) Make note that in today's paper there was another option for consideration of that Twin Brooks property (Dagwan) Keeping an eye on that Twin Brooks project, hoping we can do the best for the people in the area; Main St. barriers, the traffic is heavy, nice to see that means the tourists are still coming here; also ran into the incident that happened on Main St. The Town stepped in to get it cleaned up as quickly as possible. (Bogan) It is troubling that the barriers are still in place and affecting the businesses on Main Street (Ells) Looking at removing the barriers at some time after Labor Day. The original date Ms Carey refers to is from the Alcohol Beverage Control Commission (ABCC), set their outdoor dining through a date certain, that date has been moved out to spring of 2022. We have

conducted a survey from the businesses the feedback will be supplied to the Councilors by Director of Planning and Development, Elizabeth Jenkins. I will have a date certain by the next council meeting for removing the barriers. We get equal amounts of comments from both sides of this issue. (Bogan) I wanted to understand what the plan was regarding the date that Ms. Carey spoke about.

Lily Heath (**public comment**), bottom line doesn't understand why we have barriers on Main Street this year it is causing blockages and doesn't seem to make a lot of sense, it is cutting off transport and parking. Why don't we have receptacles for garbage and dog waste around the town and on the beaches? Love the Cape and love being here. (Ells) will share the accidents on Main Street before and after the blocks on Main Street. Will share the responses with everyone, will have a date certain for removal of the barriers, continue to engage in the discussion with us. To keep businesses open and allow for outdoor use of the space by the businesses; dog waste disposal, take personal responsibility for yourselves and your trash and your dogs and their trash. We have people using our trash receptacles for their household trash. The dog disposal receptacles are filled up with cans, nip bottles, and other trash, help us to have people take responsibility. (Clark) you said you will post the survey, where can the public find it. (Jenkins) We conducted a Merchant survey we will share with you and post it on our Planning and Development webpage.

TOWN MANAGER COMMUNICATIONS (update Exhibit A)

Storm coming up the coast, depending on how it tracks, we are actively planning to be supportive, keep a close eye on this.

Update on the Barnstable Local Comprehensive Management Plan (LCP) by Elizabeth Jenkins, Director, Planning and Development: These efforts are being conducted in conformance with the Cape Cod Commission's local comprehensive plan guidance and regulations with the goal of having the plan certified by the Commission upon completion. We issued a request for proposal for the first phase. We have a selection committee; the first phase will cover community data and a community visioning process, a publicly developed for future growth. Our community has a unique nature made up of seven villages.

Questions and comments: (Hebert) On the issues of information you are requesting, is that something like increasing parking at this time? (Jenkins) specific to individual villages, this community visioning process will be on a town level and on a village specific level; if parking is an issue, then we can take those to the next phase for establishing goals and planning. (Shaughnessy) can you talk about who will be selecting the group of citizens (Jenkins) The Town Manager has that responsibility, he will work with Council leadership, and that will flow through to the Town Council for acceptance. We are bringing our consultant on board before picking the committee using their expertise. (Neary) Three people have been identified as possible consultants, when will the consultant be chosen? Or a rough date of the timeline? (Jenkins) Hopefully, roughly we hope to have the consultant under contract and working towards October for an LCP committee. (Clark) The interpretation through the legal department, it is the Town Managers responsibility, hoping there will be engagement with the civic associations to provide feedback. (Jenkins) the civic associations will be playing a part within their specific village, and knows their issues, we want to engage people in the civic associations. (Levesque) I have heard the LCP was crafted 10 to 15 years ago, heard the civic associations were involved in drawing this up ten years ago (Jenkins) I will certainly look into that to talk through that process that went

into that plan, we have reached out to key individuals, we want to engage people and have deep conversations with them. (Levesque) You are going to where the people are, thank you (Bogan) the understanding I heard through the civic association in my village, is that they had involvement. The objective is to have an opportunity to be heard. (Jenkins) Less of a planning process and more of a civic engagement process, we have set up an effort to make an investment in meeting people through this process (Ells) I was here for the first comprehensive plan, going forward we will make sure that our community has input and a part in this Local Comprehensive Plan. That is essential for the total plan. This is the Barnstable Local Comprehensive Plan (BLCP) that is the core of how we deliver a product to our community.

Continue Town Manager Update:

Preparing the budget action calendar; we have expanded the action items in the budget calendar to recognize the efforts of our School Department.

The lawsuit regarding the Clean Water Act was served on Friday, August 13, 2021.

Many of our beaches are no longer staffed due to lifeguards heading back to school.

Gave a list of each beach operation that do not have lifeguard coverage and when the bath houses will close.

Participated in a Per and Polyfluoroalkyl Substances (PFAS) Webinar on PFAS in Food Packaging and Related Policy Challenges in representation of a municipality that is currently addressing the issue of PFAS chemicals (Exhibit B)

Vineyard Wind conversations continue

Cape Cod Commission is hosting the seventh annual One Cape Summit on August 23rd and 24th at the Wequassett Resort in Harwich.

Questions and comments:

(Rapp Grassetti) Are we going to have an update on the Comprehensive Wastewater Management Plan (CWMP); hope we can get together with the school to discuss revenue sharing; at the last meeting the Armory was discussed and the proposed sale of 200 Main Street. Wondering was there any kind of feasibility study done before selling off 200 Main Street and putting those departments into the Armory. The town should not lose an opportunity for parking. Push to move up the list the Route 28 Santuit/Newtown Road we have a lot of accidents at this intersection, it is extremely dangerous (Ells) More than happy to do a monthly CWMP the second meeting each month. The Leadership and I meet monthly with the school, in our effort to improve communication; the hope was to have a workshop with our School Committee to align the Town Council's priority with the School Committee. Because of the focus on the CWMP, the discussion with the Chair and the Superintendent was very much focused on the fiscal impacts, we were not ready so we needed to postpone. (Levesque) we were clear that we are trying to get on the same page, stronger communication, to give them an opportunity to discuss enrollment, we are not out of COVID, many families still have concerns and may take other options, when we wait until January, it is too late. We need to discuss the 60/40 growth dollars split. Attend the budget meetings of the School Committee anyone can certainly comment during public comment. (Rapp Grassetti) School enrollment goes down and the budget dollars go up, we have to look at the formula, it has to happen now (Levesque) We have to

make the decision we need to make (Hebert) Looking at how we have responded in the last school committee budget meetings, ever rising amount of school budget, is it possible, that the school committee, has not gotten the message, that we have to have money to run our town. (Ells) I have the same discussion with the School Superintendent; a solid understanding of the service they are trying to provide our children, the costs rise. I think moving forward Director Milne and I will bring the assumptions to the Town Council, it is about establishing how the new growth dollars will be spent. (Levesque) the School Committee is its own elected body, we don't necessarily have any control over them, and they are their own authority. We have a higher cost of teaching for English as a second language. Even though the enrollment is down the cost of providing education is going up. (Hebert) Accept that they are an independent School Committee, and English as a second language, and the cultural component is the issue, advocating for open communication (Ells) Armory highest and best use is how we are looking at this process, we are trying to move forward, we have moved all but two departments out of 200 Main Street. It will take a couple of years and it will take your support. (Rapp Grassetti) why can't Town Hall be back on Main Street and the JFK Museum move to the Armory? (Ells) We will talk with public works regarding the funding to make the improvements to that intersection (Hebert) A lot of us don't know the whole story behind 200 Main Street, we need clarity on that, best use of the assets, the way it was presented at our last Town Council meeting, I had an image of a parking lot at 200 Main Street. How about the potential for housing at that corner? (Ells) Next Town Council meeting I will focus on the history of the parcel at 200 Main Street; timeline is ours to establish. It is time to make a decision on what we are or are not going to do with the Armory (Schnepp) Very happy to hear that even though the lifeguards are not going to be at the beaches we will have Bouse Houses. The intersection in Cotuit is very dangerous, hope it moves up in priority. Vineyard Wind on the 2nd host agreement, will the Council have any modifications to that Phase. (Ells) We met with Vineyard Wind and discussed the physical constraints and identified they couldn't do two landings and we began to discuss a phase two landing, we need to go back to Vineyard Wind to ratify the host agreement. I believe it will be an amendment to that host agreement. (Neary) Originally, we set this meeting up to meet with the School Committee to discuss and collaborate with the School Department. It is going to be very important to attend the School committee meetings, this meeting was supposed to be informational and hope we have another opportunity so we can be on the same page.

ACT ON MINUTES:

Upon a motion duly made and seconded it was to accept the minutes of August 5, 2021 as presented.

VOTE: PASSES 11 YES

Roll Call: Atsalis, Bogan, Clark, Dagwan, Rapp Grassetti, Hebert, Levesque, Neary, Schnepp, Shaughnessy, Steinhilber.

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

(Clark) 30th Annual West Barnstable Village Festival this coming Saturday, the town has been very supportive; learn to shellfish class on Saturday and Sunday, public meeting regarding Scudder's Lane boat ramp design. (Atsalis) Thanked the Department of Public Works (DPW) for the four way stop signs at Pine Street and Strawberry Hill Road and a crosswalk added, it has helped to slow traffic down. (Hebert) coming off the Cape Cod Tech Board and asked Town Manager Mark Ells not to reappoint me for various reasons, there will be a group of students graduating on Tuesday. (Levesque) School Committee meeting there will be a discussion about a mask mandate.

5 minute break

2022-003 APPROPRIATION AND TRANSFER ORDER IN THE AMOUNT OF \$816,793 FROM COMMUNITY PRESERVATION UNDESIGNATED FUNDS FOR THE RENOVATION OF CENTERVILLE RECREATION PLAYGROUND LOCATED AT 524 MAIN STREET, CENTERVILLE, MA INTRO: 07/15/2021, 08/19/2021

Lindsey Counsell, Chair of the Community Preservation Committee (CPC) gave the rationale. Presentation by Town Engineer, Mark Marinaccio of the aged and outdated playground equipment at the Centerville Playground; equipment will have to be accessible. Patti Machado, Recreation Director this was the number one priority by the Recreation Commission, this is one of the most used playgrounds in our community, we need to do more challenging programs to teach children to take more risks at a younger age. Open public hearing seeing no one close public hearing

Questions and comments:

(Atsalis) notice the field in the back is that a separate phase, (Marinaccio) yes that is for a second phase; (Atsalis) will everything be replaced or repurposed; looking forward to bringing my grandkids to the playground, fully support this (Rapp Grassetti) Building looks magnificent, when using CPC funds we often asked is there any contributing funds, will definitely be supporting this (Schnepp) Hoping that some of the features of the current playground will be part of this playground, (Marrinaccio) Yes, there will be lots of running space (Schnepp) the dollar amount is very specific (Marinaccio) Used the previous upgrades to other playgrounds. (Schnepp) thank you for the water filling stations

Upon a motion duly made and seconded it was

ORDERED: That pursuant to the provisions of the Community Preservation Act, G.L. c. 44B, the amount of Eight Hundred Sixteen Thousand Seven Hundred Ninety-Three Dollars (**\$816,793**) be appropriated and transferred from the Undesignated Fund amount within the Community Preservation Fund for the purpose of replacing existing playground equipment with new Americans with Disabilities Act-compliant playground equipment and making renovations to provide ADA-compliant access at the Centerville Recreation Playground located at 524 Main Street, Centerville, MA, Map 207, Parcel 043; and that the Town Manager is authorized to contract for and expend the appropriation made available for this purpose, subject to oversight by the Community Preservation Committee.

VOTE: Roll Call: PASSES 11 YES Atsalis, Bogan, Clark, Dagwan, Rapp Grassetti, Hebert, Levesque, Neary, Schnepp, Shaughnessy, Steinhilber

2022-004 APPROPRIATION AND TRANSFER ORDER IN THE AMOUNT OF \$125,000 FROM OPEN SPACE/RECREATION COMMUNITY PRESERVATION FUNDS FOR THE RENOVATION OF BARNSTABLE HOLLOW FIELD PLAYGROUND LOCATED AT 0 MILLWAY, BARNSTABLE, MA INTRO: 07/15/2021, 08/19/2021

Lindsey Counsell, Chair of the Community Preservation Committee (CPC) gave the rationale. Assistant Town Engineer, Nathan Collins gave the presentation Open public hearing seeing no one close public hearing

Questions and comments:

(Rapp Grassetti) What is athletic sod (Collins) a specific grass type combination a more durable grass type (Atsalis) when is this project going to start and finish (Collins) putting it out to bid this fall for a spring installation, should take no longer than a month

Upon a motion duly made and seconded it was

ORDERED: That pursuant to the provisions of the Community Preservation Act, G.L. c. 44B, the amount of One Hundred Twenty Five Thousand Dollars (**\$125,000**) be appropriated and transferred from the amount set aside for open space and recreation within the Community Preservation Fund for the purpose of replacing existing playground equipment with new Americans with Disabilities Act-compliant playground equipment and making renovations to provide ADA-compliant access at the Barnstable Hollow Field Playground located at 0 Millway, Barnstable, MA, Map 299, Parcel 039; and that the Town Manager is authorized to contract for and expend the appropriation made available for this purpose, subject to oversight by the Community Preservation Committee.

VOTE: Roll Call: PASSES 11 YES Atsalis, Bogan, Clark, Dagwan, Rapp Grassetti, Hebert, Levesque, Neary, Schnepf, Shaughnessy, Steinhilber

**2022-009 APPOINTMENTS TO A BOARD/COMMITTEE/COMMISSION INTRO:
08/05/2021, 08/19/2021**

Upon a motion duly made and seconded it was

RESOLVED: That the Town Council appoints the following individuals to a multiple-member Board/Committee/Commission: **Comprehensive Financial Advisory Board:** Ronald Fone, as a regular member to a term expiring 06/2023; **Golf Committee:** Jason Aube, as a regular member to a term expiring 06/2024; Mark Bushway, as a regular member to a term expiring 06/2022; Bill Sylva, as a regular member to a term expiring 06/2022; **Planning Board:** Raymond Sexton, as a regular member to a term expiring 06/2022; **Youth Commission:** Daniel Gomes, as a regular student member to a term expiring 06/2022; Jaden Jeffries, as a regular student member to a term expiring 06/2022

VOTE: Roll Call: PASSES 11 YES Atsalis, Bogan, Clark, Dagwan, Rapp Grassetti, Hebert, Levesque, Neary, Schnepf, Shaughnessy, Steinhilber

**2022-010 REAPPOINTMENTS TO A BOARD/COMMITTEE/COMMISSION INTRO:
08/05/2021, 08/19/2021**

Upon a motion duly made and seconded it was

RESOLVED: That the Town Council reappoints the following individual to a multiple-member Board/Committee/Commission: **Old King's Highway Historic District Commission:** Jeffrey Goldstein, as an alternate member to a term expiring 06/2024

VOTE: Roll Call: PASSES 11 YES Atsalis, Bogan, Clark, Dagwan, Rapp Grassetti, Hebert, Levesque, Neary, Schnepf, Shaughnessy, Steinhilber

2022-011 APPROPRIATION AND TRANSFER ORDER IN THE AMOUNT OF \$2.5 MILLION IN COMMUNITY PRESERVATION FUNDS TO INCREASE THE NUMBER AND AVAILABILITY OF COMMUNITY HOUSING UNITS IN THE TOWN OF BARNSTABLE INTRO: 08/05/2021, 08/19/2021

Lindsey Counsell, Chair of the Community Preservation Committee (CPC) gave the rationale. Assistant Town Manager, Andy Clyburn shared a presentation with the Town Council

Open public hearing seeing no one close public hearing

Questions and comments:

(Clark) If the Housing Trust could give consideration to recycling or renovating buildings in our town it would be advantageous (Rapp Grasseti) Where is standard holdings project at this time; what do you have in the pipeline, do you anticipate another project (Ruth Weil) Project located at 850 Falmouth Road (former Whitehall), projects in the pipeline to working with Mass Housing Partnership, reduced the interest mortgage rate, to increase the buying power of first time homebuyers, and to town owned property to get it shovel ready, and to try to use existing buildings. (Rapp Grasseti) Are you going to do a request for a developer or a request for a design (Weil) Property Asset Management controls some town owned parcels, to figure out how many units we could put on a parcel, suitable to develop, then a vote of the Town Council would transfer it to the trust (Rapp Grasseti) Parcel ripe for development, the Council will have to vote, then what happens do you sell it or would you be doing a request for proposal (RFP) for a developer (Weil) we would have to do an RFP (Schnepp) Ball park estimate of how many households we could develop with this money (Clyburn) best bang for the buck, evaluate the metrics, the numbers for the individual project, per unit may seem high, very cautious with the level of funding. (Schnepp) If the mortgage program could be put into place that you could serve more households versus per unit costs.

Upon a motion duly made and seconded it was

ORDERED: That, pursuant to the provisions of the Community Preservation Act, G. L. c 44B, the amount of One Million Sixty One Thousand Three Hundred and Thirty Two Dollars (\$1,061,332) be appropriated and transferred from the amount set-aside for Community Housing Funds within the Community Preservation Fund and the amount of One Million Four Hundred Thirty Eight Thousand Six Hundred and Sixty Eight Dollars (\$1,438,668) be appropriated and transferred from the budget reserve in the Community Preservation Fund to the Affordable Housing/Growth & Development Trust Fund, and that the Affordable Housing/Growth & Development Trust Fund Board is authorized to contract for and expend the total appropriation of Two Million Five Hundred Thousand Dollars (\$2,500,000) to increase the number and availability of community housing units within the Town of Barnstable by both funding and initiating projects and programs for that purpose, subject to oversight by the Community Preservation Committee.

VOTE: PASSES 11 YES

Roll Call: Atsalis, Bogan, Clark, Dagwan, Rapp Grasseti, Hebert, Levesque, Neary, Schnepp, Shaughnessy, Steinhilber

2022-013 APPROVAL TO CREATE A GIFT ACCOUNT TO PROVIDE FINANCIAL ASSISTANCE TO FAMILIES FOR THEIR CHILDREN TO PARTICIPATE IN BARNSTABLE RECREATION PROGRAMS INTRO: 08/19/2021

Director of Community Services Madelyn Noonan and Patti Machado, Recreation Director gave the rationale, the need is increasing

(Clark) will the gift fund be invested through the Town of Barnstable (Noonan) Municipal gift account (Rapp Grasseti) Can any child sign up if they are not part of the town can they get a deferment (Machado) Yes we do take children from other towns however, deferment is only for Barnstable residents (Schnepp) Are there any restrictions on the kind or amounts of donations (Noonan) We will gladly accept any amount you may wish to give (Neary) Balances how would the public know what might be available (Ells) would fall under the Director of Finance, same auditing and accountability.

Upon a motion duly made and seconded it was

ORDERED: That the Town Council hereby authorizes the creation of a gift account for the Barnstable Recreation Department whereby the department may accept gifts from individuals and organizations for the purpose of providing financial assistance to families to enroll their children in Town recreation programs.

VOTE: PASSES 11 YES

Roll Call: Atsalis, Bogan, Clark, Dagwan, Rapp Grassetto, Hebert, Levesque, Neary, Schnepf, Shaughnessy, Steinhilber

2022-014 APPOINTMENTS TO A BOARD/COMMITTEE/COMMISSION INTRO: 08/19/2021
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Upon a motion duly made and seconded it was

RESOLVED: That the Town Council appoints the following individuals to a multiple-member Board/Committee/Commission: **Disability Commission:** Warren Rutherford as a regular member to a term expiring 6/2024; **Human Services Committee:** Liz Rabideau, as a regular member to a term expiring 6/2024; **Zoning Board of Appeals:** Mark Hansen from the associates position to the full member position to a term expiring 6/2023

VOTE: to a 2nd reading PASSES 11 YES

Roll Call: Atsalis, Bogan, Clark, Dagwan, Rapp Grassetto, Hebert, Levesque, Neary, Schnepf, Shaughnessy, Steinhilber

VOTE: ADJOURNMENT:

Upon a motion duly made and seconded it was

VOTED TO ADJOURN:

PASSES 11 YES

Roll Call: Atsalis, Bogan, Clark, Dagwan, Rapp Grassetto, Hebert, Levesque, Neary, Schnepf, Shaughnessy, Steinhilber

Adjourned at 10:04 PM

Respectfully submitted,

Ann M Quirk
Town Clerk/Town of Barnstable

NEXT MEETING: September 2, 2021

Exhibits:

A Town Manager Update