



Town of Barnstable Town Council

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Administrator to the
Town Council:
Barbara A. Ford

Administrative
Assistant:
Cynthia A. Lovell

MEETING AGENDA TOWN HALL HEARING ROOM February 27, 2014 7:00 PM

1. ROLL CALL
2. PLEDGE OF ALLEGIANCE
3. MOMENT OF SILENCE
4. PUBLIC COMMENT
5. COUNCIL RESPONSE TO PUBLIC COMMENT
 - Cape Cod Commission 208 Area-wide Water Quality Plan Update from Director Paul Niedzwiecki
6. ACT ON MINUTES (Includes Executive Session)
7. COMMUNICATIONS from elected officials, boards, committees, staff, commission reports, correspondence and announcements.
 - Reports from the Airport Commission and the Trust Fund Advisory Committee
8. ORDERS OF THE DAY
 - A. Old Business
 - B. New Business
9. TOWN MANAGER COMMUNICATIONS
10. ADJOURNMENT

NEXT REGULAR MEETING: March 6, 2014

ITEM NO.	INDEX TITLE	PAGE
A. OLD BUSINESS		
2014-053	Appropriation and loan order of \$5,000,000 for design and reconstruction of the east ramp at the Barnstable Municipal Airport (Public hearing) (Roll call, 2/3)	3 – 5
2014-059	Appointments to a board/committee/commission Council on Aging: Katherine-Lee Evans, Herbert Bodensiek; Golf Committee: Edin Nacar, Edward Hickey, Jr.; Hyannis Main Street Waterfront Historic District Commission: Taryn Thoman; Land Acquisition and Preservation Committee: Farley Lewis (Second reading)	6
2014-060	Appropriation of \$125,000 Community Preservation Funds to acquire 1.05 acres of land off Lumbert Mill Road (Harju Road) in Centerville for open space purposes (Public hearing) (Roll call)	7 – 8

B. NEW BUSINESS

2014-061	Appointment to a board/committee/commission Community Preservation Committee: Deborah Converse; Old King’s Highway Historic District Committee: Paul Richard (May be acted upon)	9
2014-062	Appointments to a board/committee/commission – Economic Development Commission: Henry Farnham; Hyannis Main Street Waterfront Historic District Commission: Brenda Mazzeo; Renewable Energy Commission: Andrew Z. Jaworski (First reading)	10
2014-063	Resolve pursuant to the provisions of G.L. c. 44 §53A, to establish a dedicated gift account to pay expenses for the Barnstable 375 th anniversary celebration (May be acted upon)	11 – 12

Approve Minutes – February 6, 2014

Please Note: The list of matters, are those reasonably anticipated by the council president, which may be discussed at the meeting. Not all items listed may in fact be discussed and other items not listed may in fact be discussed and other items not listed may also be brought up for discussion to the extent permitted by law. It is possible that if it so votes, the Council may go into executive session. The Council may also act on items in an order other than they appear on this agenda.

Persons interested are advised, that in the event any matter taken up at the meeting remains unfinished at the close of the meeting, may be put off to a continued session of this meeting, and with proper notice.

Anyone requiring hearing assistance devices please inform the Town Clerk at the meeting.

A. OLD BUSINESS (Public hearing) (Roll call, 2/3)

BARNSTABLE TOWN COUNCIL

**ITEM# 2014-053
INTRO: 02/06/14, 02/27/14**

2014-053 APPROPRIATION AND LOAN ORDER OF \$5,000,000 FOR THE DESIGN AND RECONSTRUCTION OF THE EAST RAMP AT THE BARNSTABLE MUNICIPAL AIRPORT

ORDERED: That the sum of Five Million Dollars and No Cents (\$5,000,000.00) be appropriated for the purposes of funding the design and reconstruction of the East Ramp at the Barnstable Municipal Airport; and that to meet this appropriation, the Town Treasurer, with the approval of the Town Manager, is authorized to borrow \$5,000,000, and that the Barnstable Municipal 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.

SPONSOR: Town Manager Thomas K. Lynch

DATE	ACTION TAKEN
<u>Feb 6, 2014</u>	<u>Referred to Feb 27, 2014 public hearing</u>

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

BARNSTABLE TOWN COUNCIL

ITEM# 2014-053
INTRO: 02/06/14, 02/27/14

SUMMARY

TO: Town Council
FROM: Thomas K. Lynch, Town Manager
THROUGH: (1) R. W. Breault, Jr., Airport Manager
(2) Barnstable Municipal Airport Commission
DATE: January 16, 2014
SUBJECT: Appropriation and Loan Order to Fund the Design and Reconstruction of the East Ramp at the Barnstable Municipal Airport

BACKGROUND: The Airport's East Ramp off the old Mary Dunn Way requires reconstruction and expansion to meet current and future general aviation and corporate aircraft parking needs. This project will rebuild the existing East Ramp, adjacent to Taxiway B (Bravo), providing adequate space for the safe maneuvering and parking of the larger-wingspan corporate jets that make up the fleet that has been using the airport. This project is incorporated in the Federal Aviation Administration (FAA) approved Airport Layout Plan (ALP); it is included in the Cape Cod Commission approved Development of Regional Impact Report of January 25, 2007 as part of the Taxiway B (Bravo) project; it is included in the Draft Airport Master Plan, Environmental Impact Report (EIR) and draft Development Agreement with the Town and the Cape Cod Commission; and it is included FAA Aviation Capital Improvement Plan (ACIP) and in the Massachusetts Department of Transportation (MassDOT) Aeronautics Division Airport and Safety and Maintenance Program (ASMP).

Given the level of deterioration and age of the pavement, a major rehab is needed in order to preserve safe aircraft operations; portions of the East Ramp must be totally reconstructed or have a major rehabilitation, and will include miscellaneous associated airfield improvements. The pavement is inadequately designed for the weight-bearing capacity of larger private, military and corporate jet aircraft using the East ramp parking area. The ramp is being maintained on a regular basis, but the continual deterioration poses serious foreign object debris (FOD) threats to aircraft engines, and could result in serious injury or death to personnel; and there is a potential for taxiway closure and loss of use due to structural ramp and taxiway damage.

Typical pavement life is 20 years, and the circa 1972 East Ramp is in serious need of repair. In June of 2013, the MassDOT Aeronautics Division completed a statewide pavement management report that shows the East Ramp as having a pavement condition index (PCI) of 17 to 56 depending upon location, with 0 being the worst condition, to 100 being the best condition. A PCI of 10 to 70 requires complete reconstruction to major rehabilitation.

ANALYSIS:

(1) The estimated capital cost to design and reconstruct the entire East Ramp of approximately 465,800 square feet of tarmac is \$5,000,000 total project cost. This project was a late addition to the FAA ACIP and the MassDOT Aeronautics ASMP programs for FY2014 and the funds have just been identified for these purposes on very short notice.

(2) As part of a State-wide program to rehabilitate airport parking ramps/aprons, the MassDOT Aeronautics Division will provide grant assistance for 50% of the project cost on the basis of an 80% payment from MassDOT Aeronautics in the amount of \$2,000,000; and the remaining 20% to be paid by the Airport Enterprise Fund Account in the amount of \$500,000. These funds must be expended by no later than June 30, 2014.

(3) As part of the State-wide program, the MassDOT Aeronautics Division has also placed the cost for the 50% balance of the project into the Governor's 2014 Transportation Bond Bill. If passed by the Legislature and approved by the Governor, 97.5% of the remaining cost would be paid by the Bond Bill in the amount of \$2,437,500; and the remaining 2.5% to be paid by the Airport Enterprise Fund Account in the amount of \$62,500. These funds must be expended by no later than November 30, 2014.

(4) Total net cost to the Airport Enterprise Fund Account would be \$562,500; a portion of which would be borrowed on a long term basis and a portion to be transferred from the Airport Reserves, the amounts to be determined

(5) The Barnstable Municipal Airport Enterprise Fund Reserve balance, as approved by the Department of Revenue for FY2014, is \$2,996,203.00.

(6) The project will be designed and bid such that it can be done in two phases, each phase depending upon receipt of funding and grant assurances. If funding is not approved or grants are not assured, the project will not proceed.

(7) Project engineering design will commence immediately, followed by a minimum required time for bidding and immediate construction to meet grant deadline requirements.

FISCAL IMPACT: This appropriation of funds should be sufficient to meet all anticipated expenses, and should be up to the grant reimbursement percentages noted above and reimbursable to the Barnstable Municipal Airport. There are adequate airport enterprise reserve funds available to pay for bond costs.

TOWN MANAGER RECOMMENDATION: The Town Manager recommends approval of this appropriation order.

BOARD AND COMMISSION ACTION: The Barnstable Municipal Airport Commission approved the capital project on November 19, 2013.

STAFF ASSISTANCE: R. W. Breault, Jr., Airport Manager

A. OLD BUSINESS (Second reading)

BARNSTABLE TOWN COUNCIL

**ITEM# 2014-059
INTRO: 02/06/14, 02/27/14**

2014-059 APPOINTMENTS TO A BOARD/COMMITTEE/COMMISSION

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

COUNCIL ON AGING

Katherine-Lee Evans, 2321 Meetinghouse Way, West Barnstable from an associate to an alternate member to a term expiring 6/30/2014

Herbert Bodensiek, 58 Loomis Lane, Centerville from an alternate to a member to a term expiring 6/30/2014

GOLF COMMITTEE

Edin Nacar, 34 New Haven Avenue, Marstons Mills as a member to a term expiring 6/30/2014

Edward Hickey, Jr., 54 Narrows Way, Cotuit as a member to a term expiring 6/30/2014

HYANNIS MAIN STREET WATERFRONT HISTORIC DISTRICT COMMITTEE

Taryn Thoman, 22 Mountain Ash Road, Marstons Mills as an alternate member to a term expiring 6/30/2014

LAND ACQUISITION AND PRESERVATION COMMITTEE

Farley Lewis, 22 Wachusett Ave, Hyannisport as a member to a term expiring 6/30/2014

SPONSOR: The Appointments Committee

DATE	ACTION TAKEN
<u>Feb 6, 2014</u>	<u>Moved to 2nd reading Feb 27, 2014</u>

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

A. OLD BUSINESS (Public hearing) (Roll call)

BARNSTABLE TOWN COUNCIL

**ITEM # 2014-060
INTRO: 02/06/14,
02/27/14**

2014-060 APPROPRIATION OF \$125,000 COMMUNITY PRESERVATION FUNDS TO ACQUIRE 1.05 ACRES OF LAND OFF LUMBERT MILL ROAD (HARJU ROAD), CENTERVILLE FOR OPEN SPACE PURPOSES

ORDERED: That, pursuant to the provisions of G.L. c. 44B, the sum of One Hundred Twenty-five Thousand and NO/100 (\$125,000.00) Dollars be appropriated and transferred from the Open Space portion of the Community Preservation Fund; and that the Town Manager is authorized to contract for and expend the total amount appropriated, subject to oversight of the project expenses by the Community Preservation Committee, for the acquisition of 1.05 acres and other interests in land located off Lumbert Mill Road (Harju Road), map and parcel 147-079 (71 Harju Road) for the acquisition of open space and recreation and to grant conservation restrictions to government entities or nonprofit organizations.

SPONSOR: Thomas K. Lynch, Town Manager upon the recommendation of the Community Preservation Committee

DATE	ACTION TAKEN
<u>Feb 6, 2014</u>	<u>Referred to public hearing Feb 27, 2014</u>

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

BARNSTABLE TOWN COUNCIL

ITEM# 2014-060
INTRO: 02/06/14, 02/27/14

SUMMARY

TO: Town Council
FROM: Thomas K. Lynch, Town Manager
THROUGH: Lindsey B. Counsell, Community Preservation Committee Chair
DATE: January 31, 2013
SUBJECT: Appropriation of \$125,000 from Community Preservation Act Funds

BACKGROUND: The Town Manager's Office has requested funding from the Community Preservation Committee (CPC) in the amount of \$125,000.00 for the acquisition of a 1.05 acre parcel located off Lumbert Mill Road at 71 Harju Road in Centerville for open space purposes. This parcel is surrounded by other Town land and has been sought for acquisition for some time as it completes the earlier acquisitions. It is desirable from a recreation and habitat, wetlands and water supply protection perspective as it borders Lumbert Pond and is north of a COMM wellfield and across Lumbert Mill Road from the recent Tyburski acquisition and the impressive Skunknet River corridor. This property meets the criteria established for Open Space protection in the Community Preservation Plan approved by the CPC for 2013.

This land is the last remaining property in this watershed area not currently under ownership of the Town. The acquisition of this parcel will allow for protection in perpetuity under the Community Preservation Act and will provide connectivity to the existing town owned open space managed by the Conservation Division.

Centerville Village has been a focus for Open Space acquisitions as very few properties become available in this part of town due to the density of previous development.

B. NEW BUSINESS (May be acted upon)

BARNSTABLE TOWN COUNCIL

**ITEM# 2014-061
INTRO: 02/27/14**

2014-061 APPOINTMENTS TO A BOARD/COMMITTEE/COMMISSION

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

COMMUNITY PRESERVATION COMMITTEE

Deborah Converse, 558 Lumbert Mill Road, Centerville as a Barnstable Housing Authority representative member to a term expiring 6/30/2015

OLD KING'S HIGHWAY HISTORIC DISTRICT COMMITTEE

Paul Richard, 4022 Main Street, Cummaquid as an alternate member to a term expiring 6/30/2015

SPONSOR: The Appointments Committee

DATE	ACTION TAKEN
_____	_____
_____	_____

- ___ Read Item
- ___ Rationale
- ___ Council Discussion
- ___ Move/vote

B. NEW BUSINESS (First reading)

BARNSTABLE TOWN COUNCIL

**ITEM# 2014-062
INTRO: 02/27/14**

2014-062 APPOINTMENTS TO A BOARD/COMMITTEE/COMMISSION

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

ECONOMIC DEVELOPMENT COMMISSION

Henry Farnham, 127 Coachman Lane, West Barnstable as a member with a term expiring 06/30/16

HYANNIS MAIN STREET WATERFRONT HISTORIC DISTRICT COMMISSION

Brenda Mazzeo, 145 East Bay Road, Osterville, from an alternate to a member with a term expiring 6/30/2014

RENEWABLE ENERGY COMMISSION

Andrew Z. Jaworski, 272 Craigville Beach Road, Hyannis as a member with a term expiring 6/30/2015

SPONSOR: The Appointments Committee

DATE	ACTION TAKEN
_____	_____
_____	_____

- ___ Read Item
- ___ Rationale
- ___ Council Discussion
- ___ Move/vote

B. NEW BUSINESS (May be acted upon

BARNSTABLE TOWN COUNCIL

**ITEM# 2014-063
INTRO: 02/27/14**

2014-063 ESTABLISHING A GIFT ACCOUNT FOR BARNSTABLE 375th ANNIVERSARY CELEBRATION

RESOLVED: That the Town Council, pursuant to the provisions of G.L. c. 44 §53A, hereby establish a dedicated gift account for the purpose of paying for expenditures associated with the Barnstable 375th anniversary celebration and hereby authorize the Director of Community Services Lynne Poyant to approve the expenditure of monies from said gift account for that purpose.

SPONSOR: Town Manager Thomas K. Lynch
Jessica Rapp Grasseti, Chair of the Barnstable 375th Celebration Committee

DATE	ACTION TAKEN
_____	_____
_____	_____

- ___ Read Item
- ___ Rationale
- ___ Council Discussion
- ___ Move/vote

BARNSTABLE TOWN COUNCIL

**ITEM# 2014-063
INTRO: 02/27/14**

SUMMARY

TO: Town Council
FROM: Thomas K. Lynch, Town Manager
DATE: February 11, 2014
SUBJECT: Approval for the Community Services Director to accept and expend gifts of property and money received for the specific purpose of paying for the Town's 375th celebration expenditures.

BACKGROUND: The Town of Barnstable celebrates its 375th Anniversary in 2014. A 375th Committee has been meeting since May 2013 to create a series of celebrations, marking the occasion.

The Committee is seeking to leave a legacy gift for the preservation of markers in our ancient cemeteries and for National Historic Register markers for appropriate buildings throughout Town.

Donations received will be used for the 375th anniversary celebration and funding the Legacy Gift Fund.

TOWN MANAGER RECOMMENDATION: The Town Manager recommends approval of this dedicated account.

STAFF ASSISTANCE: Mark Milne, Finance Director
Lynne M. Poyant, Community Services Director