

**TOWN OF BARNSTABLE
TOWN COUNCIL MEETING
February 7, 2008**

A quorum being duly present, Council President Janet Joakim called the meeting of the Barnstable Town Council to order at 7:00 pm, on Thursday, February 7, 2008, at the Barnstable Town Hall, 2nd Floor Hearing Room, 367 Main Street, Hyannis, MA 02601.

PRESENT: Richard Barry, Janice Barton, James Crocker, Jr., Janet Joakim, Leah C. Curtis, J. Gregory Milne, James Munafo, Jr., Thomas Rugo, James M. Tinsley, Jr. and Harold Tobey. **Absent:** Ann Canedy, Frederick Chirigotis and Henry Farnham.

President Joakim led the Council in the Pledge of Allegiance and a moment of silence.

PUBLIC COMMENT

- Mark Raymond, Chairman, and Robin Pitera, both representing the Barnstable Youth Commission reported on the group's activities which included Peace Week, No Place for Hate, monthly forums at the high school, and Youth Mall Night. In addition, the group is producing television program on Channel 18, to "get the word out about what youth are doing." They are looking for new members, will try to attend more council meetings, and continue to work on projects that enable youth to become more involved in their town.
- Lynne Poyant, Director of Community Services, recognized Sally Imes, Youth Program Coordinator, thanking her for her efforts on behalf of the youth.
- Frank Paparo, concerned about the potential for a serious accident, spoke about the town fixing the flooding condition at Taramac Road off of Lumbert Mill Road. The roads were built with substandard drains that are a foot or two deep but don't go anywhere. Takes 2 minutes of rain to flood the road.
- John Alden spoke about the possible expansion of airport parking at the rotary, which he feels is not needed given an empty lot elsewhere on the airport property, and the need for yet another electronics store in that area.

COUNCIL RESPONSE TO PUBLIC COMMENT

- Councilor Curtis explained that residents who live on private roads can get information from the DPW on the town's private road repair policy. If 51% of the owners are interested, the town can assist to have the road repaired. President Joakim related her experience with repairs to her road. She and the neighbors pitched in to have a drain near her home repaired. Her neighbors also worked together to put up stop signs to avoid speeding in a straightaway.
- Councilor Barton congratulated the Youth Service Coordinator for her efforts in the last year. She also thanked Mark and Robin.
- Councilor Munafo feels the addition of Circuit City and the purchase of the Chili's Restaurant parcel by the town shows the town is being proactive in these matters.
- Councilor Tobey said the Rotary Task Force Committee had a meeting today to address the rotary issue. A public meeting is coming up and questions will be addressed.

ACT ON MINUTES

Upon a motion duly made and seconded it was voted to approve the minutes of January 17, 2008.

VOTE: Unanimous

COMMUNICATIONS FROM ELECTED OFFICIALS, BOARDS, COMMISSIONS, STAFF, CORRESPONDENCE, ANNOUNCEMENTS AND COMMITTEE REPORTS

- Councilor Tobey announced the 3-day open house at the Heritage Zion Union Museum the weekend of Feb.29, Mar. 1 and 2.
- Councilor Milne announced the next meeting of the Cape Cod Selectmen and Councilors meeting. He also commented on the candor Councilor Barry expressed in his recent newspaper column.

ORDERS OF THE DAY

OLD BUSINESS

2008-057 AMENDMENT TO ZONING ORDINANCE – SENIOR CONTINUING CARE RETIREMENT COMMUNITY OVERLAY DISTRICT

Councilor Tobey made a motion, which was seconded, to continue this joint public hearing to Feb 28, stating that there were too many councilors absent this evening and it would be unfair to exclude them from the discussion and vote. He suggested councilors with questions could contact the Planning Board individually.

Councilor Curtis said it may be worth at least having some discussion to have some questions by councilors and the public answered. This could clarify issues and help in deliberations.

Councilor Munafo said, in light of the absences, a charter objection would be in order if this is brought to a vote tonight.

Councilor Barton suggested that people present in the hall who intended to speak should have that opportunity.

Councilor Milne suggested addressing how much time was left on the legal clock.

President Joakim recessed the meeting at 7:28 PM to determine how much time was left to act within the current public hearing. The meeting reconvened at 7:38 PM.

Councilor Tobey made a motion which was seconded to amend Item 2008-057 by striking the existing Section 240-29 and replacing it with the text entitled “Substitute Text recommended by the Barnstable Planning Board as introduced on 2/07/08.

Councilor Curtis asked for a clarification of what this amendment was amending. Steve Shuman, Planning Board, explained that this version dated 2/07/2008 was amending only the ordinance that is on the books, not any other proposed amendment.

Planning Board Members Present: Steve Shuman, Felicia Penn, Raymond Lang and David Munsell.

Shuman made a motion, which was seconded, to open the public hearing.

VOTE: Unanimous

President Joakim made a motion, which was seconded, to reconvene the public hearing.

VOTE: Unanimous

- Bill Cronin was concerned about the affordable units not having the same benefits as the market-rate ones. All affordable units will have to be located in Hyannis due to the requirement for sewers. This would not promote the development of affordable housing in each village, since not all villages have sewers. He feels it is elitist.

- Al Baker agrees that it is treating people differently and the public should have the up-to-date document to review. Shuman explained that this is an amendment to the SCCRCOD already on the books that allows the affordable units to be off-site. The new substitute text is generic, not site specific, the verbiage has been cleaned and made easier to understand. Builders can have these developments with off-site units if the number of off-site units is increased by 20%, over the 10% requirement, or 12% total. It is also not necessary for the off-site units to have sewers or a minimum acreage.
- Laura Shufelt said the Housing Committee is advocating for 15% (or 50% more) off-site units due to the lack of amenities.

A motion was made and seconded to continue the public hearing to February 28, 2008.

VOTE: Unanimous

A similar motion was duly made and seconded by the Planning Board.

VOTE: Unanimous

2008-076 AMENDMENT TO GENERAL CODE CHAPTER 76 – SCHEDULE OF FEES

Upon a motion duly made and seconded it was voted to open a public hearing at 8 PM.

VOTE: Unanimous

Town Manager John Klimm gave the rationale. The last time these were amended was in 2004. At that time the Council felt fees needed to be reviewed regularly to meet the increase in the true cost of providing the services.

Upon a motion duly made and seconded it was voted to close the public hearing at 8:02 PM.

VOTE: No objection

- Councilor Munafo feels a 2.5% increase seems reasonable.
- Councilor Milne asked if the 2.5% was across-the-board. Thomas Geiler, Director of Regulatory Services, said they shoot for across-the-board level increases but that may not happen when the state sets artificial caps. When the state lifts them, the fees may go up quite a bit. The lower-end fees, for small homeowner projects and the like, have not been changed.
- Councilor Crocker asked about the price scheduling for services provided out-of-town. Geiler said these increases have been included and the out-of-town fees are equal or greater than the comparable local fees.

2008-076 AMENDMENT TO GENERAL CODE CHAPTER 76 – SCHEDULE OF FEES

Upon a motion duly made and seconded it was

ORDERED, that Chapter 76 of the General Code of the Town of Barnstable is hereby amended by deleting the current Chapter 76 language and replacing it with the following language. (See current fee/proposed fee comparison chart attached to the agenda summary.)

SCHEDULE OF FEES

ARTICLE I RETENTION OF FEES BY GOLF PRO [Adopted 5-21-1992 (Art. XX of Ch. II of the General Ordinances as updated through 7-7-2003)]

§ 76-1. Amount allowed to be retained.

Notwithstanding the provisions of any other ordinance of the Town to the contrary, the golf professional and the assistant golf professional at the Barnstable Municipal Golf Course is hereby authorized to retain, as part of their official compensation, in addition to their salaries, the following amounts: for the golf professional, fees not in excess of 10% of his/her base pay annually; for the assistant golf professional, fees not in excess

of 25% of his/her base pay annually. When fees charged and received for golf instruction exceed the percentages noted, the Town shall retain such receipts.

ARTICLE II Schedule of Fees [Adopted 5-6-2004 by Order No. 2004-066 (Art. XIII of Ch. II of the General Ordinances as updated through 7-7-2003)]

§ 76-2. Schedule adopted.

The following Schedule of Fees shall be in effect in the Town of Barnstable.

§ 76-3. Weights and Measures annual fees (MGL C. 98, s 56).

Description	Fees	
	1 – 3	4 or more
Scale with capacity over 10,000 lbs.	\$250	\$225
Scale with capacity 5,000-10,000 lbs.	\$135	\$110
Scale with capacity 100-5,000 lbs.	\$ 80	\$ 70
Scale with capacity less than 100 lbs.	\$ 50	\$ 45
Weights (each)	\$ 8	\$ 6
Liquid measures	\$ 30	\$ 30
Liquid measure meters	-----	-----
Lubricant meters	\$ 50	\$ 45
Motor fuel meters	\$ 50	\$ 45
Vehicle tank meters	\$110	\$100
Vehicle tank meter gravity	\$175	\$150
Bulk storage tank meter	\$175	\$150
Mechanical pumps, each stop	\$ 10	\$ 10
Taxi meters (semi-annually)	\$ 55	\$ 50
Commercial odometer – hubodometer	\$ 55	\$ 50
Leather measure	\$175	\$150
Dry measure, one bushel or less	\$ 85	\$ 85
Dry measure, more than one bushel	\$120	\$120
All other measuring devices	\$125	\$125
Rope, wire or chain measuring devices	\$ 25	\$ 20
Reinspection fee (after official rejection)	\$ 95	\$ 95

§ 76-4. Miscellaneous licenses and permits. [Amended 6-1-2006 by Order No. 2006-128]

MGL C./Section	Description	Fees
101, § 33	Temporary license to sell for charitable purposes	\$ 10
138, § 30A	License for pharmacist to sell alcoholic beverages	\$2,000
140, § 2	Licenses for inns and restaurants	\$ 100
140, § 21B	License to serve nonalcoholic beverages	\$ 100
140, § 32B	License for mobile home parks	\$ 50
140, § 32B	License for motels	\$ 50
140, § 34	License for lodging house	\$ 50
140, § 49	License for vehicle for sale of food	\$ 250
140, § 56A	License for shooting gallery	\$ 100
140, § 59	Auto dealer license	\$ 150
140, § 177A	License for automatic amusement devices	\$ 100
140, § 183A	Entertainment annual	\$ 250
140, § 183A	Entertainment daily	\$ 25
140, § 1851	License for fortune tellers	\$ 250
140, § 192	License for rental boats (freshwater)	\$ 100
	License to store hazardous materials	\$ 100
	Septic system inspection filing	\$ 25
	Board of Health request for variance	\$ 85
	Application fee – licenses and permits	\$ 100

§ 76-5, License to store inflammables.

Description	New Permit	Annual Permit
1 – 500 gallons or 4,000 pounds	\$ 45	\$ 0.00
500-999 gallons or 8,000 pounds	\$ 45	\$ 22.50
1,000 – 4,999 gallons or 40,000 pounds	\$ 75	\$ 37.50
5,000 – 9,999 gallons or 80,000 pounds	\$105	\$ 52.50
10,000 – 29,999 gallons or 240,000 pounds	\$135	\$ 67.50
30,000 – 99,999 gallons or 800,000 pounds	\$165	\$ 82.50

100,000 – 199,999 gallons or 1,600,000 pounds	\$240	\$120.00
More than 200,000 gallons or 1,600,000 pounds	\$330	\$165.00

§ 76-6. Building, sign, wiring, plumbing and gas permit fees.

Building Permits

Description	Fees
Residential (R03, R-4 Use Groups)	
New Buildings	
Application fee	\$100
Permit fee	\$5.10 per \$1,000 of construction value
Additions, alterations/renovations	
Application fee	\$50
Permit fee	\$5.10 per \$1,000 of construction value \$25 minimum
Commercial and all other use groups	
New Buildings	
Application fee	\$150
Permit fee	\$9.10 per \$1,000 of construction value
Additions, alterations/renovations	
Application fee	\$100
Permit fee	\$9.10 per \$1,000 of construction value; \$50 minimum
Permit fee for all other structures (not specified)	\$9.10 per \$1,000 based on actual value; \$100 minimum

Plumbing Permits

Description	Fees
Residential, per unit	\$ 40/first fixture plus \$12 each additional fixture
Commercial, per unit	\$ 60/first fixture plus \$15 each additional fixture

Gas Permits

Description	Fees
Residential, per unit	\$ 40/first fixture plus \$12 each additional fixture
Commercial, per unit	\$ 60/first fixture plus \$15 each additional fixture

Electrical Permits

Description	Fees
Residential	
New construction per unit	\$150
Additions/renovations	
Less than 500 SF	\$ 25
Greater than 500 – 1,500 SF	\$ 50
Greater than 1,500 SF	\$100
Minor alterations/appliances	\$ 25
Change of service/meter	\$ 30
Accessory structures (garage, barn, etc., excluding separate meter)	\$ 30
Temporary service	\$ 30
Meters per unit	\$ 30
Smoke detectors/alarms	\$ 30
Commercial	
New construction per unit	\$200+\$25 per 1,000 SF greater than 4,000 SF
Additions/renovation	
Less than 1,000 SF	\$ 75
Greater than 1,000-2,500 SF	\$100
Greater than 2,500 SF	\$150 + \$25 per 1,000 SF greater than 4,000 SF
Minor alterations/appliances, etc.	\$ 25
Change of service/meter	\$ 40
Temporary service	\$ 30
Signs	\$ 25
Carnivals/fairs	
1-10 concessions/rides	\$ 50
10 concessions/rides	\$ 100

Signs

Description	Fees
Under 25 SF	\$ 50
Over 25-50 SF	\$ 75
Over 50-75 SF	\$150
Over 75 SF	\$200

Miscellaneous Permits and Fees

Description	Fees
Accessory building: all use groups	
Greater than 120 SF – 500 SF	\$ 35
Greater than 500 SF – 750 SF	\$ 50
Greater than 750 SF – 1,000 SF	\$ 75
Greater than 1,000 SF – 1,500 SF	\$100
Greater than 1,500 SF	Same as new building permit based on actual cost
Change of permit holder	\$ 25
Pre-building code structure, certificate of occupancy	\$ 75
Change of use permit (no construction)	\$ 25
Foundation permit (separate from building permit for cause only)	\$ 25
Zoning compliance certificate (lots/existing uses/structures)	\$ 50 minimum + research time
Reinspections (for work not ready for inspection, incomplete work or failure of inspectors to gain access to premises)	\$100
Removal of stop-work order	\$ 50
Replacement of lost permit inspection cards	\$ 50
Chimney/fireplace (new and reconstruction)	\$ 25
Certificates of inspection	\$10 increase CMR 780 Table 106 \$ 50 minimum
Permit renewals	
First renewal	\$ 50
Second renewal (for cause only)	\$ 75
Inground swimming pools	\$125
Aboveground swimming pools	\$ 75
Decks, open porch	\$ 60
Relocation/moving (includes new foundation)	\$250
Demolition	
Residential principal buildings (\$4.10 per \$1,000 of construction value)	Minimum \$125; (\$5.10 per \$1,000 of construction value)
Accessory buildings	\$ 50
Commercial buildings (\$8.10 per \$1,000 of construction value)	(\$9.10 per \$1,000 of construction value)
Home occupation (no construction)	\$ 25
Pre-permit plan review (one and two family)	\$ 75
Temporary residential certificate of occupancy (for cause only)	\$ 75
Residential certificate of occupancy	\$ 25

Miscellaneous Permits and Fees (CONT'D)

Description	Fees
Temporary commercial certificate of occupancy (for cause only)	\$ 75
Commercial certificate of occupancy	\$ 75
Pre-permit plan fees	\$100
Site plan (fees)	
Project construction cost under \$5,000	\$100
\$5,000 - \$14,999	\$200
\$15,000 - \$49,999	\$250
\$50,000 - \$249,999	\$350
\$250,000 or more	\$500
Permit related to work begun prior to time allowed for acquiring permits under Building, Electrical, Plumbing and Gas Code	Two times permit cost

[Added 10-19-2006 by Order No. 2007-033]

Express Permits

Description	Fees
Minimum	\$ 25
Residing/reroofing (residential)	\$ 5.10 per \$1,000 of construction value
Wood/coal stoves	\$ 25
Replacement windows	\$ 25
Sheds under 120 SF	\$ 25
Others (as determined by inspector)	\$ 25

Tents (See § 240-9D of Ch. 240, Zoning)

Description	Fees
Residential	\$ 25
Fund raiser/special event/nonprofit agency	\$ 25
Commercial (temporary accessory structure)	\$100
Organized and supervised recreational camp (special permit required)	\$ 50

§ 76-7. Newsracks. [Amended 1-20-2005 by Order No. 2005-0381]

For a permit or renewal of a permit for newsracks pursuant to § 130-5: \$50

§ 76-8. Outdoor business licenses. [Amended 1-20-2005 by Order No. 2005-038]

Description	Fees
For outdoor business licenses pursuant to § 141-6:	
A. Annual fee	\$400
B. When issued after October 15:	\$200
C. For charitable organizations (special license):	\$ 25

§ 76-9. Tourist camps. [Amended 1-20-2005 by Order No. 2005-038]

Description	Fees
For tourist camps pursuant to § 217-4:	
A. Permit:	\$ 10 per tourist camp
B. Renewal fee:	\$ 10 per tourist camp

VOTE: 10 Yes (Roll Call)

2008-083 APPROPRIATION & TRANSFER ORDER COMMUNITY PRESERVATION FUND – OPEN SPACE

Upon a motion duly made and seconded a public hearing was opened on this item at 8:10 PM.

VOTE: No Objection

Manager Klimm explained, that there has been lengthy community debate regarding development in this area. The town cannot support any additional development that would increase traffic to this very high traffic area. Taking the former Chili’s out of development will be an advantage. Since half the funding is from private sources some of it can be used with flexibility, while the CPC portion is designated for CPC purposes. The funding can be used to remediate the airport parking and the traffic problem.

Laura Shufelt gave additional information relating to the importance of the location. (See Exhibit A – aerial photo)

Oliver Cipollini said the Commonwealth should get involved in this project, as it did to remove the Sagamore Rotary, since Route 132 is a state road.

Upon a motion duly made and seconded the public hearing was closed at 8:40 PM.

VOTE: No Objection

Councilor Munafo asked about the caveats. There is a signed P & S between the property owner and the purchaser. The town would be a nominee if the funds are approved. A portion of the two lots must be kept open; another portion would be available for improvements since they were not from CPC funds. The state could take them by eminent domain down the road and reimburse the town the fair market value.

Councilor Curtis asked about the fiscal impact and the impact on the CPC. Use of property down the road is unclear. Klimm said the private developer is Berkshire Development. Schufelt reviewed what the impact on the CPC funds would be with this funding. \$1,844,000 would be left unrestricted if all the items were funded. Finance Director Mark Milne added that taxes coming off the tax rolls would be distributed to all other taxpayers, not lost.

Councilor Crocker recognized the opportunity that this will reduce the trip generation of two restaurants and an insurance agency to that of a retail trip generator. This is a tremendous decrease and the effort should be commended. A sketch plan would accompany the deed to identify the pieces and who purchased them. Funds from an eminent domain taking would be directed to the CPC.

Manager Klimm said his position with state is that the town needs and expects millions from the Commonwealth of Massachusetts.

**2008-083 APPROPRIATION & TRANSFER ORDER COMMUNITY PRESERVATION FUND
– OPEN SPACE**

Upon a motion duly made and seconded it was

ORDERED, that the sum of Eight Hundred and Eighty Thousand (\$880,000.00) and No/100 Dollars be appropriated and transferred from the amount set aside for open space acquisitions under the Community Preservation Fund on June 21, 2007 under agenda item number 2007-162 for the acquisition and creation by the Town of open space and recreation land and interests in land on a portion of the property shown on Assessors Map 311, Parcel 042 consisting of 0.72 acres more or less and on Assessors Map 311, Parcel 024 consisting of and 0.23 acres more or less and that the Growth Management Department is authorized to contract for and expend the amount appropriated for purposes of acquiring and creating such open space on a portion of the properties to be acquired provided that not less than \$800,000.00 in matching funds is irrevocably committed for acquisition of the remaining portion for municipal purposes which are hereby authorized to be accepted as well as any other gifts or grants in relation thereto.

VOTE: 10 Yes (Roll Call)

NEW BUSINESS

**2008-084 GRANT ACCEPTANCE – BARNSTABLE COUNTY LAND MANAGEMENT
GRANT GRASSLAND RESTORATION AT BRIDGE CREEK**

Upon a motion duly made and seconded it was

RESOLVED & ORDERED, that the Town Council hereby accept a Barnstable County Land Management Grant in the amount of \$3,000 with the local match of \$3,500.00 to be provided through the Conservation Division Land Management line item with in-kind services, to restore 2 acres at Bridge Creek Conservation Area in West Barnstable to grasslands by removing invasive Multiflora Rose, Shrub Honeysuckle, Bittersweet, Autumn Olive and in addition small cedars and small cherry trees, by mechanical means.

Manager Klimm gave the rationale.

Councilor Crocker asked if the local match will cause budgetary issues. Director Geiler said it would not. He will use Americorps and staff who will be out working in the area anyway.

VOTE: Unanimous

**2008-085 GRANT ACCEPTANCE - \$5,000 FROM CAPE COD FIVE CENTS SAVINGS BANK
CHARITABLE FOUNDATION FOR SENIOR CENTER**

Upon a motion duly made and seconded it was

RESOLVED, that the Town of Barnstable hereby accept a grant in the amount of \$5,000 for the Barnstable Senior Center to support the Care for Caregivers Project.

Town Manager Klimm gave the rationale.

VOTE: Unanimous

**2008-086 GRANT ACCEPTANCE - \$4,000 FROM FRIENDS OF THE SCHOOLHOUSE FOR
MEALS AT THE ADULT SUPPORTIVE DAY PROGRAM**

Upon a motion duly made and seconded it was

RESOLVED, that the Town of Barnstable hereby accepts a grant in the amount of \$4,000 to support the ongoing provision of meals at the Adult Supportive Day Program.

Madeline Taylor, Acting Director of the Senior Center, gave the rationale.

VOTE: Unanimous

2008-087 GRANT ACCEPTANCE - \$1,000 FROM IBM CORPORATION FOR TRANSPORTATION SERVICES TO ELDERS

Upon a motion duly made and seconded it was

RESOLVED, that the Town Council hereby accept a grant in the amount of \$1,000 from the IBM Corporation to support the ongoing provision of transportation services to local elders and authorize the expenditure of monies for that purpose.

Director Taylor gave the rationale. This grant was made available through a volunteer who had been an employee of IBM. She would like to spend a few hundred dollars for a GPS to help the volunteer bus drivers find the various streets in town.

Councilor Milne thanked the Senior Center staff, and Rose DiGregorio, in particular, for her efforts on transportation issues.

VOTE: Unanimous

President Joakim recused herself from participating on this item.
Councilor Rugo assumed the chair.

2008-088 APPOINTMENTS

Upon a motion duly made and seconded it was voted to suspend the rule and take up the item this evening

VOTE: Unanimous

2008-088 APPOINTMENTS

Upon a motion duly made and seconded it was

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

BARNSTABLE ECONOMIC DEVELOPMENT COMMISSION

Amanda Converse, 558 Lumbert Mill Road, Centerville, MA 02632, to a term expiring 6/30/10

COUNCIL ON AGING

Paul R. Curley, 27 Lancaster Way, West Barnstable, MA 02630, to a term expiring 6/30/10

Thomas F. Pelish, 72 Brant Way, Hyannis, MA 02601, to a term expiring 6/30/10

L. Helen Stretch, 114 Baxter Road, Hyannis, MA 02601, as an alternate to a term expiring 6/30/10

SHELLFISH ADVISORY BOARD

Gerard Ganey, 65 Tracey Road, Cotuit, MA 02635 to a term expiring 6/30/09

WATERWAYS COMMITTEE

Steven R. Swain, 414 Phinney's Lane, Centerville, MA 02632, to a term expiring 6/30/08

VOTE: Unanimous

President Joakim assumed the chair.

2008-089 AMENDMENT TO ZONING ORDINANCE – CHAPTER 240 ARTICLE XI, GROWTH MANAGEMENT

Upon a motion duly made and seconded this item was referred to a joint public hearing with the Planning Board on February 28, 2008.

VOTE: 8 Yes, 2 No (Curtis, Joakim)

2008-090 AMENDMENT TO ZONING MAP – 2008-1 SENIOR CONTINUING CARE RETIREMENT COMMUNITY OVERLAY DISTRICT

Upon a motion duly made and seconded this item was referred to a joint public hearing with the Planning Board on February 28, 2008.

VOTE: 8 Yes, 2 No (Curtis, Joakim)

TOWN MANAGER COMMUNICATIONS

- Manager Klimm recognized Jim Munafo for his behind the scenes help in encouraging communication between the town and the Hyannis Fire District.
- He clarified the issue of spending public funds for legal services. In order to defend the Town Clerk, who was being sued by a member of the town's legislative body, the town could not utilize the services of the Town Attorney to defend one part of the town against another. Therefore, the legal services had to be provided by an outside attorney.

Councilor Milne asked the council to consider sending a letter to the Governor asking him to return to his budget a \$1.5M line item that had historically funded the RTA.

A motion was duly made and seconded to send such a letter.

VOTE: Unanimous

Councilor Munafo said the success of discussions with the fire district was a joint effort including the fire district and the water board.

Upon a motion duly made and seconded it was voted to adjourn the meeting at 8:55 PM.

VOTE: Unanimous

Respectfully submitted,

Lucia Fulco,
Assistant Town Clerk