



Town Council Meeting
March 21, 2019



A quorum being duly present, President James Crocker, Jr. called the March 21, 2019, 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 Crocker 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: Britt Beedenbender, James Crocker, Jr., Jennifer Cullum, Debra Dagwan, John Flores, Jessica Rapp Grassetti, Paul Hebert (7:50), Matthew Levesque, Paula Schnepf, Eric Steinhilber, James Tinsley, Jr., Philip Wallace **ABSENT:** Paul Neary

The Pledge of Allegiance was led by President Crocker followed by a moment of silence.

PUBLIC COMMENT:

John Jope, Vice Chair, Council on Aging, explained the renaming of the center and noted the Council on Aging approved the renaming.

Councilor questions and comments: Councilor thanked John Jope and all who have worked, debated and discussed the renaming of the Senior Center.

close public hearing

TOWN MANAGER COMMUNICATIONS: (EXHIBIT A)

- Road construction on Sea Street, Route 149 and Bearses Way
- Budget Action Fiscal Year 2020
- Fish and Wildlife discussion for future potential water supply wells
- County farm parcel – Assistant Andrew Clyburn
- Municipal work group
- Open House Route 28 and Yarmouth Road discussion on Water and affordable housing
- Chapter H hearing
- Community Planning March 25, 2019

Councilor questions and comments:

What is the timeline? [Andrew Clyburn, Assistant Town Manager, said there was no definite timeline. A sight has been approved and the academy could move tomorrow. There is a need for the fire academy and a police academy with 45 police recruits for this July 2019] There is discussion regarding capping the land on which the fire academy

resides is this the best solution for clean up? [Final clean up not sure but a cap is not the best solution. Best solution is removal of soil to get the contaminants out of the soil. Capping can degrade and release the contaminants] Please encourage the speed of the project. [County is trying to get new buildings but temporary facilities are available] Capping is not the answer please look at Flint Rock and Dunn Pond as they both exceed the recommended levels of safe drinking water but they were not in the original discussion [Yes but we will involve the Department of Environment with those ponds] What is going on with the carbon filtering and blended Yarmouth water? [Once the Maher filters are in place we will move off the water blending] What about the COMM water and Hyannis water intertown connection? [Yes that will be looked at and the Yarmouth blending was due to the location of the Maher wells] [There is indication that the PFOS standard levels are being reduced/dropped again by this June] Please look at regionally 40B regarding availability of housing for homeless. This is a big issue and very important one. Is there a benchmark? [Looking at all housing and inventory for affordable housing] [Will come back to Council with separate presentation] How is the Town dealing with climate change? [Elizabeth Jenkins, Director of Planning and Development We are ready to implement solutions] [Mark Ells, Town Manager, some improvement projects were not as successful as we had hoped and we are looking for different solutions]

- Update on the Comprehensive Wastewater Management Plan from Mark S. Ells, Town Manager; Daniel Santos P.E. Director, Department of Public Works
Dan Santos, Department of Public Works, discussed wastewater management planning for the next sixty years. He noted the last needs assessment was done in 2011. He described the Town projects which had been completed and reviewed for the health of water quality and wastewater quality. He added they were reviewing the intertown agreements, grants and best management practices. **(EXHIBIT B)**

Councilor questions and comments:

How does wastewater get into the ground water? [Through inflow, cracks in piping, etc.]

- Renaming the Senior Center presented by Madeline Noonan, Director
Madeline Noonan stated in June 2019, the Senior Center will have been opened for 20 years which is a great accomplishment. She added we are very proud of all of our programs. She noted the need to continuing to meet the needs of the elders but also the baby boomers. She explained the future vision was focusing on experience not age. She mentioned the need to change the approach to encompass all generations to utilize the center. She explained the need to rebrand the name toward an age friendly community center. The name chosen after careful research is the Barnstable Adult Community Center. **(EXHIBIT C)**

Councilor questions and comments:

Thank you this is a great community center. Love the age friendly community. Energy is awesome. Excel at providing resources and classes.

ACT ON MINUTES: Upon a motion duly made and seconded it was voted to approve the minutes of the March 7, 2019.

VOTE: PASSES UNANIMOUS

ACT ON EXECUTIVE SESSION MINUTES: Upon a motion duly made and seconded it was voted to approve the following Executive Session minutes: 1/19/17 purchase of land or lease for water supply; 11/2/17 Cape Wind; 02/1/18 strategy for contract extension, Mark Ells; 04/26/18 strategy for contract extension; 05/3/18 Barnstable v. AmerisourceBergen Drug Corporation et al (Opioid litigation)

The following Executive Sessions minutes were approved and authorized release of said Minutes 1/19/17 purchase of land or lease for water supply; 11/2/17 Cape Wind; 02/1/18 strategy for contract extension, Mark Ells; 04/26/18 strategy for contract extension

The following Executive Session minutes were approved and determined continued non-disclosure is warranted for: 05/3/18 Barnstable v. AmerisourceBergen Drug Corporation et al (Opioid litigation)

VOTE: PASSES UNANIMOUS

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

- Hyannis Open Streets – April 28th and May 19th
- Department of Fisheries and Wildlife will hold public listening session on coyote population management at Cape Cod Community College- April 4th from 6 pm – 8pm
- Proud of Barnstable Police – went on ride along
- Proud of Youth Community Center - helping to prevent peer pressure with seventh graders
- April 1st - small vessel decals needed for stored boats on all water ways
- March 23rd annual Spring Plunge at Mill Way Beach

**2019-080 AUTHORIZATION FOR THE AIRPORT COMMISSION TO ENTER INTO A FORTY-NINE YEAR LEASE FOR THE PROPERTY IDENTIFIED AS MAP 311, PARCEL 092 AND ADDRESSED AS 790 IYANNOUGH ROAD/ROUTE 132, HYANNIS, MA
INTRO: 01/17/19, 02/07/19, 03/21/19**

Upon a motion duly made and seconded it was to continue to the April 25, 2019 Town Council meeting.

ORDERED: That the Town Council hereby authorizes the Barnstable Airport Commission on behalf of the Inhabitants of the Town of Barnstable to enter into a lease for a term of forty-nine (49) years with WS Landing at Hyannis LLC and/or WS Development Associates LLC or any of its affiliates for property identified as Map 311, Parcel 092 and addressed as 790 Iyannough Road/Route 132, Hyannis, MA

VOTE: TO CONTINUE TO 04/25/19 – PASSES UNANIMOUS

Council permitted taking out of order 2019-153 and 2019-151:

**2019-153 SUPPLEMENTAL APPROPRIATION AND TRANSFER ORDER IN THE AMOUNT OF \$200,000 FOR THE FISCAL YEAR 2019 AIRPORT CAPITAL BUDGET
INTRO: 02/28/19, 03/21/19**

Katie Service, Airport Manager gave the rationale. She noted Matt Elia; Assistant Airport Manager was in attendance. She gave an overview of the PowerPoint presentation.
(EXHIBIT D)

Open public hearing seeing no one close public hearing

Councilor questions and comments:

Is the 80 percent MassDOT a guarantee reimbursement? [Yes] Is the airport rates and changes study a continuing cost? [The whole package is \$100,000] A new project to involve Town community is "A Night at the Airport" with the Boy Scouts.

Mark Milne, Finance Director, explained we will take a temporary loan against ourselves with the reimbursement from MassDOT

Upon a motion duly made and seconded it was

ORDERED: That the sum of **\$200,000** be appropriated for the purpose of funding various Airport capital improvement projects as follows:

\$100,000 for Airport Rates & Charges Study

\$100,000 for Snow Removal Equipment Replacement Vehicles

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: PASSES 12 YES

2019-151 APPROPRIATION AND TRANSFER ORDER IN THE AMOUNT OF \$80,000 FOR BURIAL EQUIPMENT FOR THE DEPARTMENT OF PUBLIC WORKS CEMETERY PROGRAM INTRO: 02/28/19, 03/21/19

Dan Santos, Director of Public Works, 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 **\$80,000** be appropriated for the Structures & Grounds Cemetery Program for the purpose of purchasing burial equipment used by Town staff to maintain cemeteries and perform interments in town cemeteries, and to meet such appropriation, that **\$80,000** be transferred from the Town's Sale of Cemetery Lots Special Revenue Fund

VOTE: PASSES 12 YES

2019-154 SUPPLEMENTAL APPROPRIATION AND TRANSFER ORDER IN THE AMOUNT OF \$44,617 FOR FISCAL YEAR 2019 PUBLIC SAFETY OPERATIONAL AND MAINTENANCE IMPROVEMENTS AT BISMORE PARK INTRO: 02/28/19, 03/21/19

Elizabeth Hartsgrove, Assistant Director of Planning and Development gave the rationale. She discussed the traffic issue with Bismore Park and the solutions to these problems. Open public hearing seeing no one close public hearing

Councilor questions and comments:

What are the projected costs for the two detail police officers? [\$60,000]

Upon a motion duly made and seconded it was

ORDERED: That the sum of **\$44,617** be appropriated for the purpose of funding Fiscal Year 2019 public safety operational and maintenance improvements at Bismore Park; and that to meet this appropriation, that **\$44,617** be transferred from the Bismore Park Special Revenue Fund.

VOTE: PASSES 12 YES

2019-157 APPOINTMENT OF BARNSTABLE MEMBER TO THE CAPE AND ISLANDS WATER PROTECTION FUND MANAGEMENT BOARD INTRO: 03/21/19

Upon a motion duly made and seconded it was

RESOLVED: That the Town Council, pursuant to G.L. c. 29C §20, does hereby appoint Town Manager , Mark S. Ells, as the Town of Barnstable's member to the Cape Cod and Islands Water Protection Fund Management Board to serve a three year term.

VOTE: PASSES UNANIMOUS

2019- 158 LOAN ORDER RESCISSIONS

Mark Milne, Director of Finance, gave the rationale. He spoke about the completed projects or near complete projects. He added the aforementioned projects were coming in under budget and a portion of the amounts from borrowing were no longer needed. This item was lowering the Town's authorized debt which was favorable for the Town's borrowing capacity. This is a great thing!

Upon a motion duly made and seconded it was

ORDERED: That the amount of **\$38,297,163** of unissued loan authorizations be rescinded as follows:

Council Order	Date Authorized	Amount	Rescinded
2004-084 WPCF Effluent Mitigation	6/17/2004	\$8,850,000	\$8,454,246
2011-082 Water Pipe Upgrade	5/5/2011	\$1,050,000	\$535,156
2012-084 Water Main Construction	4/26/2012	\$1,070,000	\$157,134
2013-085 Water Pipe Upgrade	4/4/2013	\$1,050,000	\$32,690
2013-100 Airport Lighting & Runway Signs	4/25/2013	\$260,000	\$136,950
2013-101 Airport Terminal Ramp	4/25/2013	\$7,800,000	\$7,357,172
2013-103 East Ramp Sewer Extension	4/25/2013	\$634,000	\$634,000
2014-053 East Ramp Reconstruction	2/27/2014	\$5,000,000	\$4,335,619
2014-108 MM Fish Run Reconstruction	4/17/2014	\$326,500	\$500
2014-085 Permit & Design Runway 15-33	5/15/2014	\$400,000	\$400,000
2014-088 Airport Front end Loader	5/15/2014	\$650,000	\$650,000
2014-089 Airport Access Rd Design & const.	5/15/2014	\$448,125	\$448,125

2015-122 Airport Taxiways C&D	5/21/2015	\$3,800,000	\$3,800,000
2015-123 Airport Snow Removal Equipment	5/21/2015	\$1,075,000	\$1,075,000
2015-150 Airport Taxiway C&D	6/18/2015	\$785,000	\$785,000
2016-090 Airfield Improvements	3/2/2017	\$6,373,000	\$6,273,000
2016-101 Solid Waste Facility Site Improvements	4/21/2016	\$2,000,000	\$2,000,000
2016-158 Airport Runway Rehab 15-33	6/2/2016	\$645,090	\$645,090
2018-008 Runway Reconstruction	8/17/2017	\$2,077,481	\$577,481
Totals		\$44,294,196	\$38,297,163

VOTE: PASSES UNANIMOUS

2019-159 ACCEPTANCE OF SIDEWALK EASEMENT FOR 80 PERSERVERANCE WAY, HYANNIS, MA INTRO: 03/21/19

Upon a motion duly made and seconded it was

RESOLVED: That the Town Manager is authorized to accept, execute, deliver and record on behalf of the Town a nonexclusive permanent right and easement from Switch Gear LLC for the installation, construction, reconstruction, replacement, alteration, operation, inspection, repair, maintenance and removal of a hard-surfaced sidewalk for the use and enjoyment of the general public for a property having a street address of 80 Perseverance Way, Hyannis, MA to be held under the care, custody and charge of the Department of Public Works.

VOTE: REFER TO SECOND READING 04/04/19 – PASSES UNANIMOUS

2019-160 APPOINTMENTS TO A BOARD/COMMITTEE/COMMISSION: INTRO: 03/21/19

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: **Infrastructure and Energy Committee:** Derek Vannier, 56 Choateague Lane, Marstons Mills, as a regular member to a term expiring 06/2021; **Comprehensive Financial Advisory Committee:** Melanie Powers, 109 Whistleberry Drive, Marstons Mills, MA as a regular member to a term expiring 06/2019

VOTE: REFER TO SECOND READING 04/04/19 – PASSES UNANIMOUS

VOTE: ADJOURNMENT:

Upon a motion duly made and seconded it was

VOTED TO ADJOURN:

Adjourned at 10:22 PM

Respectfully submitted,

Janet E. Murphy
Assistant Town Clerk/Town of Barnstable

NEXT REGULAR MEETING: April 4, 2019

EXHIBITS:

- A. Town Manager's report dated March 8, 2019 through March 21, 2019
- B. Comprehensive Wastewater Management Plan schedule
- C. Senior Center Renaming PowerPoint presentation
- D. Airport PowerPoint presentation