



Town of Barnstable

Land Acquisition and Preservation Committee

www.town.barnstable.ma.us/LandAcquisitionandPreservation



Committee Members

Ann Canedy – Chair Farley Lewis – Vice Chair
Kris Clark Elissa Crowley Janet Crystal Steve Gould Thomas Lee Phyllis Miller Anne Rowland
Jessica Rapp Grassetti – Town Council Liaison

Staff Support

Carol Puckett – Administrative Assistant – carol.puckett@town.barnstable.ma.us

Minutes

Monday, March 11, 2019

5:30 PM

Selectman's Conference Room – 367 Main Street, Hyannis, MA

Ann Canedy - Chair	Present
Farley Lewis – Vice Chair	Present
Phyllis Miller	Present
Kris Clark	Present
Steve Gould	Present
Tom Lee	Present
Elissa Crowley	Present
Anne Rowland	Absent
Janet Crystal	Present

Also present were Carol Puckett – Administrative Assistant, Mark Milne – Director of Financing, Jessica Rapp Grassetti – Town Council Liaison, and Will Holden from Barnstable Land Trust (BLT).

As a quorum has been met, Ann Canedy opens the meeting at 5:30 PM

Call to Order/Introduction of Land Acquisition and Preservation Committee Members

Ann Canedy reads the following with no response:

Notice of Recording

Please note that this meeting is recorded and broadcast on Channel 18. In accordance with MGL Chapter 30A §20, I must inquire whether anyone is taping this meeting and if so, to please make their presence known.

Approval of Minutes

Minutes from LAPC meeting of December 10, 2018

Discussion of Minutes from January 14, 2019

Minutes from December 10, 2018

Motion is made by Phyllis Miller to approve the minutes from December 10, 2018

Seconded by Kris Clark

Vote:

All in favor

Minutes from January 14, 2019

Motion is made by Farley Lewis to table the January 14, 2019 minutes until next meeting

Seconded by Phyllis Miller

Planning And Development Department
Elizabeth Jenkins – Director

200 Main Street, Hyannis, MA 02601 367 Main Street, Hyannis, MA 02601
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Vote:
All in favor

New Business:

- **Discussion regarding use of Community Preservation Funds for open space acquisitions and conservation restrictions-Report from Mark Milne, Town of Barnstable Financial Director**

Mark Milne passes out a financial summary on the Community Preservation Fund (**Exhibit A**). He explains that the first page is a financial summary of the history of transactions coming in and out of the Community Preservation Fund since 2006 when it was converted from the Land Bank to the Community Preservation Fund. Over this 12/13 year history, total resources going into the fund have exceeded commitments going out of the fund by almost 5.3 million dollars resulting in a fund balance at the close of last fiscal year of 2018 of almost 10.5 million dollars. That amount is separated into separate fund balances. 2.3 million dollars was reserved for continuing appropriations which the Town Council made but were not, as of yet, expended. \$183,000 was dedicated to encumbrances for contracts and fund balance reserves for future appropriations of almost 8 million dollars which is the amount that was available at the end of last fiscal year for the three program areas under the Community Preservation Fund. The fund begins in FY2019 with 10.9 million dollars. The next page is a Schedule of Unreserved Fund Balances by Program Area. Almost 8 million is an undesignated amount, which could be available for appropriations and could be tracked by specific program areas for which the funds are reserved for. In addition to that, they have estimated revenues of almost 3.9 million dollars for the program in fiscal 2019 and setting aside amounts for debt services and the administrative budget. He explains that they have to set aside at least 10% of that 3.9 million dollars for each one of the three program areas. There remained \$593,000 which was put in a budget reserve and can be used for any one of the three program areas. He then goes over investment income and also explains that administrative expenses could include appraisals and studies if needed. He explains debt service by program area and points to the last page of the handout.

Ann Canedy asks if it is possible to use the funds for wastewater needs in acquiring easements and/or conservation restrictions. Mark thinks it is a good question and that it is being looked at as a policy decision that they could be making in the future for the comprehensive water program.

- **Update on Cape Pathways – Will Holden, Barnstable Land Trust**

Will Holden gives a presentation and passes out a copy of Cape Cod Pathway Stewardship Guide (**Exhibit B**). He goes over the handout and explains that previously, they have had volunteers checking out different sections of the trails but that now they will have volunteers dedicated to a particular section. He notes that in the history of the pathways, they have also included LAPC into the history. Ann suggests to Carol to make and bring copies for the next meeting.

Will notes that Allison from AmeriCorp has updated the brochure to include using GPS in order to track where a person is on the trail. He also reminds everyone that these volunteers are strictly eyes on the ground and not for major maintenance purposes which they will leave up to the AmeriCorp volunteers and the Town of Barnstable's Department of Public Works (DPW). He explains that the guide reviews safety and monitoring guidelines, will be given to each volunteer with their name as well as a map of the dedicated trail section they are assigned to. The monitoring will happen approximately four (4) times per year. Currently, there are eleven (11) sections, nine (9) sections of the trail already assigned and are looking for two (2) more volunteers to cover the last two sections of the trail which are in West Barnstable.

He shows a notice to put on the trails to be posted. Carol will put poster on LAPC's webpage and send to Tom Lee for Conservation Commission to consider.

Will has general thoughts about the pathways which he shares in the PowerPoint:

Ann asks if they have identified trails that do not have signage. Will says perhaps that is something Allison could pursue in the future. He also notes that it is difficult to blaze where there are no trees. They discuss putting up markers and Phyllis Miller reminds them that some of the trails traverse over private property and that permission to do so would be needed. Ann also thinks that the colors on the trail markers should be consistent with other departments and perhaps other towns on the Cape. Phyllis notes that it would be helpful especially in areas where more than one town owns the parcels.

Another thought from Will is the area behind the Coast Guard Heritage Museum in Barnstable Village where the pond and the wetlands meet and feels that this is in need of a boardwalk similar to the Bridge Creek project and could be something that DPW could accomplish should funding become available.

Will explains that he is leaving his position on Cape to work for the Appalachian Mountain Club base circuit trail system located in the Boston area.

- **Report from Ann Canedy regarding recent Governor Appointments to Department of Conservation & Recreation Stewardship Council and to Community Advisory Council Joint Base Cape Cod.**

Last year she received the Governor's appointment to the Community Advisory Council Joint Base Cape Cod which is useful since currently the Town is talking about expanding wastewater to the base and will report on anything to do with land acquisitions or easements, etc. Another appointment she received was to the Department of Conservation & Recreation Stewardship Council which deals with pathways on a state level, has to do with grant issues and owns a lot of land across the Commonwealth including local parcels which might be beneficial to this committee also.

Old Business:

- **Update on Pending Conservation Restrictions-Prince Avenue/Harju/Amaral/Jones/Maddalena**

Ann reports that Harju, Amaral and Jones are still with the State. Maddalena was approved by Town Council but is not sure if it has gone to the state as of yet. Ann also reports that she has not received an update on the Prince Avenue parcel but will pursue it.

- **Update re Pathways Subcommittee.**

Farley sent an email regarding the spring walking weekend, received some responses and is hoping to get a more solid fix on things. Lilly from BLT will let her know if she wants to be a part of this event once the transition with the new AmeriCorp person comes on board. Ann will put some information in her newsletter.

- **Report from Tom Lee, CPC**

Tom Lee reports that he wasn't able to make CPC's last meeting but knows that there was an application for Orenda Wildlife Trust for \$290,000 from CPA funds and thinks its approved and recommended to Town Council for the acquisition of open space. Tom will send Ann info on that parcel. Ann also notes that Tom Lee has been working on the CR process and will report on it next month.

- **Update on Santuit Management Plan**

Phyllis Miller reports that it is still a work in process and is currently being reviewed by the Town of Mashpee

- **Update on Breeds Hill Land Swap and West Barnstable Shooting Range**

Ann notes that she has received a packet from Dan Santos of DPW should anyone want to see the document. Carol will send it to Jessica Rapp Grassetti electronically. Jessica reports that the Notice of Project change was filed by DPW and is before MEPA and once the determination is issued, the Town needs to sign a Memorandum of Understanding (MOU) removing the grant conditions and then file with the legislature. Ann explains the proposal. Jessica notes that it cannot be outright closed because it would cost a lot of money to clean it but will be utilized by the Police Department.

- **Report from Town Council Liaison Jessica Rapp-Grassetti**

- Jessica talks about changing the name of this committee to perhaps the Open Space Committee. She had sent Ann a draft of the proposal to change the name. However, she notes that Section G should be looked at and discussed further at a future meeting of LAPC. Ann hopes to have the draft back to Jessica before the next meeting and have it presented before the budget discussion before Town Council in April or May.
- There has been a green burial proposal which, in keeping with demands, is seeking more environmental burials and more burial area with what they call a green or natural process. Jessica explains that the processing to be done is biodegradable.
- There is a Municipal Vulnerability Preparedness Workshop on climate resiliency on March 29th which you have to register for. Please see the Planning & Development webpage for details.
- The proposal from the Board of Health (BOH) about lifting the Saltwater Estuary regulations is to be before the Board of Health on June 25th at 3:00 PM.
- The proposal that was before the Planning Board regarding a zoning amendment to change the Highway Office (HO) and residential zoning district along Route 28 to Highway Business (HB) was rejected unanimously and also rejected by the

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Town Council. However, the Town is looking to trifurcate and present a new proposal. She has asked legal for an opinion because she feels it violates MGL 40A Section 5.

- Another zoning amendment that is before the Zoning Committee is to expand the HB zoning district from Lambert's to beyond the old Cape Maid Farms property

Kris Clark asks if the Prince Avenue CR can be pulled back if there is no resolve. Jessica doesn't believe it expires and thinks that it can only be rescinded by Town Council. Ann suggests that the Town can purchase the property, pay back CPC, and then wouldn't have to worry about a CR.

- **Update on OSRP**

Ann reports that she has sent an email to Elizabeth Jenkins – Director of Planning & Development but hasn't heard back from her as of yet on the status. Previously, the suggestions that the State made were done and resent. Ann asks Jessica to follow-up on the update.

Items not reasonably anticipated by the Chair

Public Comment

Adjournment

Motion is made by Steve Gould and seconded by Phyllis Miller to adjourn

Vote:

All in favor

Please Note: The list of matters are those reasonably anticipated by the chair, which may be discussed at the meeting. Not all items listed may 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 Committee may go into executive session. The Committee may also act on items in an order other than they appear on this agenda.

* Public files are available for viewing during normal business hours at the Land Acquisition & Preservation office located at 200 Main Street, Hyannis, MA