



Town of Barnstable Town Council

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MEETING AGENDA TOWN HALL HEARING ROOM April 21, 2016 7:00 PM

Updated to reflect Executive Session
04/20/16

Councillors:

Jessica Rapp Grassetti
President
Precinct 7

Eric R. Steinhilber
Vice President
Precinct 2

John G. Flores
Precinct 1

Paul Hebert
Precinct 3

Frederick Chirigotis
Precinct 4

James H. Crocker
Precinct 5

William Crocker, Jr.
Precinct 6

Debra S. Dagwan
Precinct 8

James M. Tinsley
Precinct 9

Sara Cushing
Precinct 10

Philip N. Wallace
Precinct 11

John T. Norman
Precinct 12

Jennifer L. Cullum
Precinct 13

Administrator:
Cynthia A. Lovell

Administrative
Assistant:
Kelly Crahan

- 1. ROLL CALL**
- 2. PLEDGE OF ALLEGIANCE**
- 3. MOMENT OF SILENCE**
- 4. PUBLIC COMMENT**
- 5. COUNCIL RESPONSE TO PUBLIC COMMENT**
- 6. TOWN MANAGER COMMUNICATIONS**
- 7. ACT ON MINUTES (Including Executive Session)**
- 8. COMMUNICATIONS – from elected officials, boards, committees, staff, commission reports, correspondence and announcements**
- 9. ORDERS OF THE DAY**
 - A. Old Business**
 - B. New Business**
- 10. ADJOURNMENT**

Executive Session:

The Town Council may move to go into Executive Session under Massachusetts General Law. c. 30A §21(a)(1) to review the Open Meeting Law Complaint filed by Douglas Hempel on April 20, 2016.

NEXT REGULAR MEETING: May 5, 2016

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2016-119 **Appointments to Boards/Committees Commissions**

AGRICULTURAL COMMISSION: Jack Crooks 117 Southgate Drive, Hyannis as a regular member to a term expiring 06/30/18; **RECREATION COMMISSION:** Renee Dowling, 35 Pasture Lane, Hyannis as a regular member to a term expiring 06/30/18; **ZONING BOARD OF APPEALS:** Spencer Aaltonen, 36 Flint Street, Marstons Mills as an associate member to a term expiring 06/30/18; Jake Dewey, 53 Arbor Way, Hyannis as an associate member to a term expiring 06/30/16. **(May be acted upon)**..... 37

2016-120 **Reappointments to a Board/Committee/Commission**

RECREATION COMMISSION: Kevin Turner as a regular member to a term expiring 06/30/18; Rene King as a regular member to a term expiring 06/30/17; Richard Sawyer as a regular member to a term expiring 06/30/19; Kathy Pina as a regular member to a term expiring 06/30/19; Joe O'Brien as a regular member to a term expiring 06/30/19; **ZONING BOARD OF APPEALS:** Herbert Bodensiek moving from an associate position to a regular member with a term expiring 06/30/16; David Hirsch moving from an associate position to a regular member with a term expiring 06/30/17**(May be acted upon)**..... 38

B. NEW BUSINESS (None)

Approve Minutes – April 7, 2016

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)

BARNSTABLE TOWN COUNCIL

ITEM # 2016-077

INTRO: 02/25/16 04/07/16, 04/21/16

**2016-077 AMEND THE GENERAL CODE OF THE TOWN OF BARNSTABLE
CHAPTER 1-7 SETTING THE SCHEDULE OF CONSUMER AFFAIRS FEE
SCHEDULE CHANGES TO BE IN EFFECT IN THE TOWN OF BARNSTABLE**

ORDERED: That Chapter 1-7 of the General Code of the Town of Barnstable is hereby amended by deleting the current Chapter 1-7 language and replacing it with the following language

SCHEDULE OF FEES

Article II: Schedule of Parking Fines

[Adopted 5-6-2004 by Order No. 2004-077; amended in its entirety 1-5-2012 by Order No. 2012-034]

§ 1-7 Parking fines in effect.

The following Schedule of Parking Fines shall be in effect in the Town of Barnstable:

Type of Violation	Amount of Fine
Handicap	\$100.00
Fire Lane	\$100.00
Fire Hydrant	\$100.00
Overtime	\$40.00
Meter	\$40.00
Other Parking Violations	\$40.00
Vehicle with expired inspection sticker	\$50.00
Vehicle with expired registration plate or decal	\$50.00

That Chapter 76-3 of the General Code of the Town of Barnstable is hereby amended by deleting the current Chapter 76-3 language and replacing it with the following language.

§ 76-3Weights and Measures Annual Fees (MGL c. 98, § 56).

[Amended 3-4-2010 by Order No. 2010-071; 1-17-2013 by Order No. 2013-064]

Description	Fee Per Device	
	1 to 3	4 or more

Description	Fee Per Device	
	1 to 3	4 or more
Scale with capacity over 10,000 pounds	\$275.00	\$250.00
Scale with capacity 5,000 to 10,000 pounds	\$145.00	\$120.00
Scale with capacity 100 to 5,000 pounds	\$90.00	\$80.00
Scale with capacity less than 100 pounds	\$60.00	\$55.00
Weights (each)	\$10.00	\$8.00
Liquid measures	\$40.00	\$40.00
Liquid measure meters	-----	-----
Lubricant meters	\$60.00	\$55.00
Motor fuel meters	\$60.00	\$55.00
Vehicle tank meters	\$120.00	\$110.00
Vehicle tank meter gravity	\$185.00	\$160.00
Bulk storage tank meter	\$185.00	\$160.00
Mechanical pumps, each stop	\$15.00	\$15.00
Taxi meters (semiannually)	\$60.00	\$55.00
Commercial odometer - hub odometer	\$60.00	\$65.00
Leather measure	\$185.00	\$160.00
Dry measure, one bushel or less	\$95.00	\$95.00
Dry measure, more than one bushel	\$130.00	\$130.00
Counting device	\$35.00	\$35.00
All other measuring devices	\$135.00	\$135.00
Rope, wire or chain measuring devices	\$35.00	\$30.00
Re-inspection fee (after official rejection)	\$100.00	\$100.00

Description	Fee Per Device	
	1 to 3	4 or more
Reverse vending machines		
Bottle and can redemption inspection		
Disposable test material supplied by inspector	\$35.00	\$30.00
Disposable test material supplied by store	\$20.00	\$15.00
Automatic electronic check-out systems		
3 or less cash registers (per inspection)	\$95.00	
4 to 11 cash registers (per inspection)	\$180.00	
12 or more cash registers (per inspection)	\$300.00	
Adjustment Fee	\$25.00	\$25.00
Legal Ad Fee	\$75.00	\$75.00
Inspection/Fines	\$10 per additional month after 120 days late	\$10 per additional month after 120 days late

That Chapter 76-4 of the General Code of the Town of Barnstable is hereby amended by deleting the current Chapter 76-4 language and replacing it with the following language.

§ 76-4Licenses.

[Amended 3-4-2010 by Order No. 2010-071; 1-5-2012 by Order No. 2012-034; 1-17-2013 by Order No. 2013-064; 11-7-2013 by Order No. .2014-034]

MGL c./Section	Description	Fee
40, § 22	Taxicabs/limos (Town Manager)	\$50.00
100, § 2	Auctioneer, Annual (Town Manager)	\$15.00
100, § 2	Auctioneer, Temporary (Town Manager)	\$10.00
101, § 33	Temporary license to sell for charitable purposes	\$10.00
101, § 33	Temporary license to sell for charitable purposes	\$10.00
138, § 12	Club, All Alcohol	\$2,225.00
138, § 12	Club, Wine & Malt	\$1,725.00
138, § 12	Common Victualer, all alcohol	\$3,050.00
138, § 12	Common Victualer, Wine & Malt	\$1,950.00
138, § 12	Inn holder, All Alcohol	\$3,550.00
138, § 12	Inn holder, Wine & Malt	\$2,450.00
138, § 12	General On Premise, All Alcohol	\$3,900.00
138, § 12	General On Premise, Wine & Malt	\$3,400.00
138, § 12	Annual General On Premise - Art Gallery, Wine & Malt	\$750.00
138, § 12	Seasonal General On Premise - Art Gallery, Wine & Malt	\$1,000.00
138, § 12	Farmer-brewery pouring	\$3,050.00
138, § 14	One-day, All Alcohol	\$90.00
138, § 14	One-day, Wine & Malt	\$40.00
138, § 14	One-day, beer only/wine only	\$35.00
138, § 15	Package store, All Alcohol	\$3,025.00
138, § 15	Package store, Wine & Malt	\$1,950.00
138, § 30A	Pharmacist to sell alcoholic beverages	\$2,000.00

MGL c./Section	Description	Fee
140, § 2	Inns and Restaurants (Common Victuallers)	\$100.00
140, § 21B	Nonalcoholic beverages	\$100.00
140, § 32B	Mobile home parks	\$50.00
140, § 32B	Motels	\$50.00
140, § 34	Lodging House	
	10 guests or fewer	\$75.00
	More than 10 guests	\$125.00
140, § 49	License for vehicle for sale of food	\$250.00
140, § 54	Junk dealer (Secondhand Dealer)	\$50.00
140, § 56	Private Parking Lot (per space) (Town Manager)	\$14.00
140, § 56A	Shooting Gallery	\$100.00
140, § 59	Auto Dealer	\$150.00
140, § 177	Pool Table (each)	\$75.00
140, § 177A	Automatic Amusement Devices (each)	\$100.00
140, § 181	Live Theatre (Theatrical Exhibitions)	\$100.00
140, § 183A	Karaoke	\$100.00
140, § 183A	Entertainment	
	Annual, Seven-day live	\$275.00
	Annual, Seven-day non-live	\$75.00
	One Day, Not-for-profit	\$25.00
	One Day, For-profit	\$50.00
140, § 1851	Fortune-tellers	\$250.00

MGL c./Section	Description	Fee
140, § 186	Carousel	\$75.00
140, § 192	Rental boats (freshwater)	\$100.00
148, § 13	Storage of hazardous materials (Town Manager)	\$100.00
	Septic system inspection fee (Health)	\$25.00
	Board of Health request for variance	\$95.00
	Application fee licenses and permits	\$100.00
	Bad check fee	\$25.00
	Annual/Seasonal License Late fee	\$100.00
	Special Event late filing fee	\$25.00
	Operating an establishment without valid license	Double the Total Cost of Fees
	Operating a special event without valid license	Double the Total Cost of Fees

Comparison: Current Fee- Proposed Fee

Article II: Schedule of Parking Fines

[Adopted 5-6-2004 by Order No. 2004-077; amended in its entirety 1-5-2012 by Order No. 2012-034]
 § 1-7 Parking fines in effect.

TYPE OF VIOLATION	EXISTING	PROPOSED
Fire Lane	\$50.00	\$100.00
Fire Hydrant	\$25.00	\$100.00
Overtime	\$25.00	\$40.00
Meter	\$25.00	\$40.00
Other Parking Violations	\$25.00	\$40.00

All others no change

§ 76-3 Weights and Measures Annual Fees (MGL c. 98, § 56).

[Amended 3-4-2010 by Order No. 2010-071; 1-17-2013 by Order No. 2013-064]

FEE	EXISTING	PROPOSED
Adjustment Fee	\$0	\$25
Inspection/Fines Late Payment Fee	\$0	\$10 per additional month after 120 days late
Legal Ad Fee	\$0	\$75

All others no change

§76-4 Miscellaneous licenses and permits.

[Amended 3-4-2010 by Order No. 2010-071]

FEE	EXISTING	PROPOSED
Legal ad	\$0	\$75
Private parking lots	\$8/space	\$14/space
Inn holder, Wine & Malt	\$0	\$2,450
General on Premise, Wine & Malt	\$0	\$3,400
Club, Wine & Malt	\$0	\$1,725
General On Premise Art gallery, Annual Wine &	\$0	\$750

Malt

General On Premise Art gallery, Seasonal Wine & Malt \$0 \$1,000

Operating an establishment without valid license \$0 Double the Total Cost of Fees

Operating a special event without valid license \$0 Double the Total Cost of Fees

Special event late filing fee \$0 \$25

All others no change

SPONSOR: Thomas K. Lynch, Town Manager

DATE ACTION TAKEN

02/25/16 Refer to Public hearing 04/07/16

04/07/16 Public hearing closed, Item continued to 04/21/16

- Read Item
- Motion to Open Public Hearing
- Rationale
- Public Hearing
- Close Public Hearing
- Council Discussion
- Move/Vote

BARNSTABLE TOWN COUNCIL

ITEM # 2016-077

INTRO: 02/25/16, 04/07/16, 04/21/16

SUMMARY

TO: Town Council
FROM: Thomas K. Lynch, Town Manager
THROUGH: Richard V. Scali, Director Regulatory Services Department
DATE: February 25, 2016
SUBJECT: Consumer Affairs Fee Schedule Changes

BACKGROUND: Chapter 1-7, Article II & Chapter 76-6 of the General Ordinance contains the schedule of fees established by the Town Council. The fees contained therein are primarily fees for licenses or permits associated with commercial or business activities. The council has maintained a policy of 100% cost of service recovery rate for several years. The fee schedule was last changed in June 2012 and in March of 2010.

ANALYSIS: Changes in laws and regulations as well as changes in technology impact the procedures and policies governing the licensing and inspection process. Increasing personnel and administrative costs associated with processing permit applications as well as required inspectional functions. This revision is an attempt to bring the fees closer to achieving the council goal of 100% cost recovery. In some cases this is not possible.

FISCAL IMPACT: It is anticipated that adoption of this amended fee schedule would have a positive impact on the town's financial position. Failure to adopt the amended schedule will result in reduced revenue in FY17. Reduced revenue will require the town reduce expenditures to balance the budget. Reduced revenues will almost certainly result in reduced services. Reduced services may result in additional lost revenue from fees associated with the reduced services. Our goal is to continually increase our efficiency and effectiveness. We cannot do that without appropriate resources. Fees for service are an important resource.

TOWN MANAGER RECOMMENDATION: The Town Manager recommends approval of this fee change.

STAFF ASSISTANCE: Richard V. Scali, Director of Regulatory Services
Elizabeth Hartsgrove, Supervisor, Consumer Affairs

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

BARNSTABLE TOWN COUNCIL

ITEM# 2016-093

INTRO: 03/24/16, 04/07/16, 04/21/16

WATER SUPPLY ENTERPRISE FUND CAPITAL IMPROVEMENT PLAN

2016-093 APPROPRIATION TRANSFER AND LOAN ORDER IN THE AMOUNT OF \$1,050,000 FOR THE PURPOSE OF FUNDING THE PIPE REPLACEMENT AND UPGRADE PROGRAM FOR THE HYANNIS WATER SYSTEM

ORDERED: That the sum of **\$1,050,000** be appropriated for the purpose of funding the pipe replacement and upgrade program for the Hyannis Water System as outlined in the FY 2017 - FY 2021 Capital Improvement Plan and recommended by the Town Manager; and that to meet this appropriation, that **\$150,000** be transferred from the Water Supply Enterprise Fund Reserves, and that the Town Treasurer, with the approval of the Town Manager, is authorized to borrow **\$900,000**, and that the Town Manager 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.

DATE	ACTION TAKEN
<u>03/24/16</u>	<u>Refer to Public Hearing 04/07/16</u>
<u>04/07/16</u>	<u>Continue to 04/21/16</u>

- ___ Read item
- ___ Motion to Open Public Hearing
- ___ Rationale
- ___ Public Hearing
- ___ Close Public Hearing
- ___ Council Discussion
- ___ Move/Vote

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

BARNSTABLE TOWN COUNCIL

ITEM# 2016-094

INTRO: 03/24/16, 04/07/16, 04/21/16

2016-094 APPROPRIATION AND TRANSFER ORDER IN THE AMOUNT OF \$200,000 FOR THE PURPOSE OF PUMP STATION AND TREATMENT PLANT UPGRADES

ORDERED: That the sum of **\$200,000** be appropriated for the purpose of Pump Station and Treatment Plant Upgrades as outlined in the FY 2017 - FY 2021 Capital Improvement Plan and recommended by the Town Manager; and that to meet this appropriation, that **\$200,000** be transferred from the Water Supply Enterprise Fund Reserves, and that the Town Manager 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.

DATE	ACTION TAKEN
<u>03/24/16</u>	<u>Refer to Public Hearing 04/07/16</u>
<u>04/07/16</u>	<u>Continue to 04/21/16</u>

- ___ Read item
- ___ Motion to Open Public Hearing
- ___ Rationale
- ___ Public Hearing
- ___ Close Public Hearing
- ___ Council Discussion
- ___ Move/Vote

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

BARNSTABLE TOWN COUNCIL

ITEM# 2016-095

INTRO: 03/24/16, 04/07/16, 04/21/16

2016-095 APPROPRIATION AND TRANSFER ORDER IN THE AMOUNT OF \$52,000 FOR THE PURPOSE OF FUNDING THE DESIGN AND PERMITTING OF MARY DUNN 1 WATER STORAGE TANK UPGRADES

ORDERED: That the sum of **\$52,000** be appropriated for the purpose of funding the Design and Permitting of Mary Dunn 1 Water Storage Tank Upgrades as outlined in the FY 2017 - FY 2021 Capital Improvement Plan and recommended by the Town Manager; and that to meet this appropriation, that **\$52,000** be transferred from the Water Supply Enterprise Fund Reserves, and that the Town Manager 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.

DATE	ACTION TAKEN
<u>03/24/16</u>	<u>Refer to Public Hearing 04/07/16</u>
<u>04/07/16</u>	<u>Continue to 04/21/16</u>

- Read item
- Motion to Open Public Hearing
- Rationale
- Public Hearing
- Close Public Hearing
- Council Discussion
- Move/Vote

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

BARNSTABLE TOWN COUNCIL

ITEM# 2016-096

INTRO: 03/24/16, 04/07/16, 04/21/16

2016-096 APPROPRIATION AND TRANSFER ORDER IN THE AMOUNT OF \$400,000 FOR THE PURPOSE OF FUNDING THE STUDY, DESIGN, PERMITTING AND TESTING OF INTERCONNECTIONS WITH OTHER WATER SYSTEMS

ORDERED: That the sum of **\$400,000** be appropriated for the purpose of funding the Study, Design, Permitting and Testing of Interconnections with Other Water Systems as outlined in the FY 2017 - FY 2021 Capital Improvement Plan and recommended by the Town Manager; and that to meet this appropriation, that **\$400,000** be transferred from the Water Supply Enterprise Fund Reserves, and that the Town Manager 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.

DATE	ACTION TAKEN
<u>03/24/16</u>	<u>Refer to Public Hearing 04/07/16</u>
<u>04/07/16</u>	<u>Continue to 04/21/16</u>

- Read item
- Motion to Open Public Hearing
- Rationale
- Public Hearing
- Close Public Hearing
- Council Discussion
- Move/Vote

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

BARNSTABLE TOWN COUNCIL

ITEM# 2016-097

INTRO: 03/24/16, 04/07/16, 04/21/16

2016-097 APPROPRIATION AND LOAN ORDER IN THE AMOUNT OF \$1,289,505 FOR THE PURPOSE OF FUNDING THE REHABILITATION OF THE CLARIFIERS AT THE WASTEWATER TREATMENT PLANT

ORDERED: That the sum of **\$1,289,505** be appropriated for the purpose of funding the Rehabilitation of the Clarifiers at the Wastewater Treatment Plant as outlined in the FY 2017 - FY 2021 Capital Improvement Plan and recommended by the Town Manager; and that to meet this appropriation, that the Town Treasurer, with the approval of the Town Manager, is authorized to borrow **\$1,200,000**, and that **\$89,505** be transferred from available funds under council order 2011-084, and that the Town Manager 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.

DATE	ACTION TAKEN
<u>03/24/16</u>	<u>Refer to Public Hearing 04/07/16</u>
<u>04/07/16</u>	<u>Continue to 04/21/16</u>

- ___ Read item
- ___ Motion to Open Public Hearing
- ___ Rationale
- ___ Public Hearing
- ___ Close Public Hearing
- ___ Council Discussion
- ___ Move/Vote

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

BARNSTABLE TOWN COUNCIL

ITEM# 2016-098

INTRO: 03/24/16, 04/07/16, 04/21/16

2016-098 APPROPRIATION AND LOAN ORDER IN THE AMOUNT OF \$904,000 FOR THE PURPOSE OF FUNDING THE BACKUP GENERATOR REPLACEMENT AT THE WASTEWATER TREATMENT PLANT

ORDERED: That the sum of **\$904,000** be appropriated for the purpose of funding the Backup Generator Replacement at the Wastewater Treatment Plant as outlined in the FY 2017 - FY 2021 Capital Improvement Plan and recommended by the Town Manager; and that to meet this appropriation, that the Town Treasurer, with the approval of the Town Manager, is authorized to borrow **\$904,000**, and that the Town Manager 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.

DATE	ACTION TAKEN
<u>03/24/16</u>	<u>Refer to Public Hearing 04/07/16</u>
<u>04/07/16</u>	<u>Continue to 04/21/16</u>

- Read item
- Motion to Open Public Hearing
- Rationale
- Public Hearing
- Close Public Hearing
- Council Discussion
- Move/Vote

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

BARNSTABLE TOWN COUNCIL

ITEM# 2016-099

INTRO: 03/24/16, 04/07/16, 04/21/16

SOLID WASTE ENTERPRISE FUND CAPITAL IMPROVEMENT PLAN

2016-099 APPROPRIATION AND TRANSFER ORDER IN THE AMOUNT OF \$150,000 FOR THE PURPOSE OF FUNDING THE REPLACEMENT OF THE 2007 MACK TRACTOR

ORDERED: That the sum of **\$150,000** be appropriated for the purpose of funding the Replacement of the 2007 Mack Tractor as outlined in the FY 2017 - FY 2021 Capital Improvement Plan and recommended by the Town Manager; and that to meet this appropriation, that **\$150,000** be transferred from the Solid Waste Enterprise Fund Reserves, and that the Town Manager 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.

DATE	ACTION TAKEN
<u>03/24/16</u>	<u>Refer to Public Hearing 04/07/16</u>
<u>04/07/16</u>	<u>Continue to 04/21/16</u>

- ___ Read item
- ___ Motion to Open Public Hearing
- ___ Rationale
- ___ Public Hearing
- ___ Close Public Hearing
- ___ Council Discussion
- ___ Move/Vote

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

BARNSTABLE TOWN COUNCIL

ITEM# 2016-100

INTRO: 03/24/16, 04/07/16, 04/21/16

2016-100 APPROPRIATION AND TRANSFER ORDER IN THE AMOUNT OF \$50,000 FOR THE PURPOSE OF FUNDING THE VEHICLE REPLACEMENT

ORDERED: That the sum of **\$50,000** be appropriated for the purpose of funding the Vehicle Replacement as outlined in the FY 2017 - FY 2021 Capital Improvement Plan and recommended by the Town Manager; and that to meet this appropriation, that **\$50,000** be transferred from the Solid Waste Enterprise Fund Reserves, and that the Town Manager 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.

DATE	ACTION TAKEN
<u>03/24/16</u>	<u>Refer to Public Hearing 04/07/16</u>
<u>04/07/16</u>	<u>Continue to 04/21/16</u>

- ___ Read item
- ___ Motion to Open Public Hearing
- ___ Rationale
- ___ Public Hearing
- ___ Close Public Hearing
- ___ Council Discussion
- ___ Move/Vote

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

BARNSTABLE TOWN COUNCIL

ITEM# 2016-101

INTRO: 03/24/16, 04/07/16, 04/21/16

2016-101 APPROPRIATION TRANSFER AND LOAN ORDER IN THE AMOUNT OF \$2,500,000 FOR THE PURPOSE OF FUNDING THE PHASE I AND II SITE IMPROVEMENTS AT THE SOLID WASTE FACILITY

ORDERED: That the sum of **\$2,500,000** be appropriated for the purpose of funding the Phase I and II Site Improvements at the Solid Waste Facility as outlined in the FY 2017 - FY 2021 Capital Improvement Plan and recommended by the Town Manager; and that to meet this appropriation, that **\$500,000** be transferred from the Solid Waste Enterprise Fund Reserves, and that the Town Treasurer, with the approval of the Town Manager, be authorized to borrow **\$2,000,000**, and that the Town Manager 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.

DATE	ACTION TAKEN
<u>03/24/16</u>	<u>Refer to Public Hearing 04/07/16</u>
<u>04/07/16</u>	<u>Continued to 04/21/16</u>

- Read item
- Motion to Open Public Hearing
- Rationale
- Public Hearing
- Close Public Hearing
- Council Discussion
- Move/Vote

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

BARNSTABLE TOWN COUNCIL

ITEM# 2016-102

INTRO: 03/24/16, 04/07/16, 04/21/16

CAPITAL TRUST FUND CAPITAL IMPROVEMENT PLAN

2016-102 APPROPRIATION AND TRANSFER ORDER IN THE AMOUNT OF \$3,250,000 FOR THE PURPOSE OF FUNDING THE PUBLIC ROADS IMPROVEMENT PROGRAM

ORDERED: That the sum of **\$3,250,000** be appropriated for the purpose of funding the Public Roads Improvement Program as outlined in the FY 2017 - FY 2021 Capital Improvement Plan and recommended by the Town Manager; and that to meet this appropriation, that **\$3,250,000** be transferred from available funds within the Capital Trust Fund, and that the Town Manager 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.

DATE	ACTION TAKEN
<u>03/24/16</u>	<u>Refer to Public Hearing 04/07/16</u>
<u>04/07/16</u>	<u>Continued to 04/21/16</u>

- ___ Read item
- ___ Motion to Open Public Hearing
- ___ Rationale
- ___ Public Hearing
- ___ Close Public Hearing
- ___ Council Discussion
- ___ Move/Vote

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

BARNSTABLE TOWN COUNCIL

ITEM# 2016-103

INTRO: 03/24/16, 04/07/16, 04/21/16

2016-103 APPROPRIATION AND LOAN ORDER IN THE AMOUNT OF \$730,000 FOR THE PURPOSE OF FUNDING THE GUARDRAIL AND SIDEWALK IMPROVEMENT PROGRAM

ORDERED: That the sum of **\$730,000** be appropriated for the purpose of funding the Guardrail and Sidewalk Improvement Program as outlined in the FY 2017 - FY 2021 Capital Improvement Plan and recommended by the Town Manager; and that to meet this appropriation, that the Town Treasurer, with the approval of the Town Manager, is authorized to borrow **\$730,000**, and that the Town Manager 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.

DATE	ACTION TAKEN
<u>03/24/16</u>	<u>Refer to Public Hearing 04/07/16</u>
<u>04/07/16</u>	<u>Continue to 04/21/16</u>

- Read item
- Motion to Open Public Hearing
- Rationale
- Public Hearing
- Close Public Hearing
- Council Discussion
- Move/Vote

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

BARNSTABLE TOWN COUNCIL

ITEM# 2016-104

INTRO: 03/24/16, 04/07/16, 04/21/16

2016-104 APPROPRIATION AND LOAN ORDER IN THE AMOUNT OF \$87,500 FOR THE PURPOSE OF FUNDING THE UPDATED STORM WATER MANAGEMENT PLAN

ORDERED: That the sum of **\$87,500** be appropriated for the purpose of funding the Updated Storm water Management Plan in the FY 2017 - FY 2021 Capital Improvement Plan and recommended by the Town Manager; and that to meet this appropriation, that **\$87,500** be transferred from available funds within the Capital Trust Fund, and that the Town Manager 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.

DATE	ACTION TAKEN
<u>03/24/16</u>	<u>Refer to Public Hearing 04/07/16</u>
<u>04/07/16</u>	<u>Continue to 04/21/16</u>

- Read item
- Motion to Open Public Hearing
- Rationale
- Public Hearing
- Close Public Hearing
- Council Discussion
- Move/Vote

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

BARNSTABLE TOWN COUNCIL

ITEM# 2016-105

INTRO: 03/24/16, 04/07/16, 04/21/16

2016-105 APPROPRIATION AND TRANSFER ORDER IN THE AMOUNT OF \$150,000 FOR THE PURPOSE OF FUNDING THE TRAFFIC SIGNAL UPGRADES

ORDERED: That the sum of **\$150,000** be appropriated for the purpose of funding the Traffic Signal Upgrades as outlined in the FY 2017 - FY 2021 Capital Improvement Plan and recommended by the Town Manager; and that to meet this appropriation, that **\$150,000** be transferred from available funds within the Capital Trust Fund, and that the Town Manager 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.

DATE	ACTION TAKEN
<u>03/24/16</u>	<u>Refer to Public Hearing 04/07/16</u>

<u>04/07/16</u>	<u>Continue to 04/21/16</u>
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- Read item
- Motion to Open Public Hearing
- Rationale
- Public Hearing
- Close Public Hearing
- Council Discussion
- Move/Vote

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

BARNSTABLE TOWN COUNCIL

ITEM# 2016-106

INTRO: 03/24/16, 04/07/16, 04/21/16

**SEWER CONSTRUCTION & PRIVATE WAY MAINTENANCE
& IMPROVEMENT FUND**

**2016-106 APPROPRIATION AND TRANSFER ORDER IN THE AMOUNT OF \$853,000
FOR THE PURPOSE OF FUNDING THE PRIVATE WAY IMPROVEMENTS**

ORDERED: That the sum of **\$853,000** be appropriated for the purpose of funding the Private Way Improvements as outlined in the FY 2017 - FY 2021 Capital Improvement Plan and recommended by the Town Manager; and that to meet this appropriation, that **\$666,710** be transferred from available funds within the Sewer Construction & Private Way Maintenance & Improvement Fund, and that **\$115,354** be transferred from the available balance under council order 2015-102, and that **\$50,871** be transferred from the available balance under council order 2012-038, and that **\$20,065** be transferred from the available balance under council order 2013-066, and that the Town Manager 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.

DATE	ACTION TAKEN
<u>03/24/16</u>	<u>Refer to Public Hearing 04/07/16</u>
<u>04/07/16</u>	<u>Continued to 04/21/16</u>

- Read item
- Motion to Open Public Hearing
- Rationale
- Public Hearing
- Close Public Hearing
- Council Discussion
- Move/Vote

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

BARNSTABLE TOWN COUNCIL

**ITEM# 2016-110
INTRO: 03/24/16, 04/07/16, 04/21/16**

CAPITAL TRUST FUND CAPITAL IMPROVEMENT PLAN

2016-110 APPROPRIATION AND LOAN ORDER IN THE AMOUNT OF \$618,717 FOR THE PURPOSE OF FUNDING THE BEACH FACILITY IMPROVEMENTS

ORDERED: That the sum of **\$618,717** be appropriated for the purpose of funding the Beach Facility Improvements as outlined in the FY 2017 - FY 2021 Capital Improvement Plan and recommended by the Town Manager; and that to meet this appropriation, that the Town Treasurer, with the approval of the Town Manager, is authorized to borrow **\$478,000**, and that **\$50,000** be transferred from available funds under council order 2013-109, and that **\$21,250** be transferred from available funds under council order 2013-110, and that **\$16,101** be transferred from available funds under council order 2012-097, and that **\$53,366** be transferred from available funds under council order 2013-117, and that the Town Manager 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.

DATE	ACTION TAKEN
<u>03/24/16</u>	<u>Refer to Public Hearing 04/07/16</u>
<u>04/07/16</u>	<u>Continued to 04/21/16</u>

- Read item
- Motion to Open Public Hearing
- Rationale
- Public Hearing
- Close Public Hearing
- Council Discussion
- Move/Vote

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

BARNSTABLE TOWN COUNCIL

ITEM# 2016-111

INTRO: 03/24/16, 04/07/16, 04/21/16

2016-111 APPROPRIATION TRANSFER AND LOAN ORDER IN THE AMOUNT \$1,079,788 FOR THE PURPOSE OF FUNDING THE BLISH POINT BOAT ACCESS CHANNEL DREDGING

ORDERED: That the sum of **\$1,079,788** be appropriated for the purpose of funding the Blish Point Boat Access Channel Dredging as outlined in the FY 2017 - FY 2021 Capital Improvement Plan and recommended by the Town Manager; and that to meet this appropriation, that the Town Treasurer, with the approval of the Town Manager, is authorized to borrow **\$988,000**, and that **\$6,346** be transferred from available funds under council order 2010-071, and that **\$25,735** be transferred from available funds under council order 2013-117, and that **\$37,306** be transferred from available funds under council order 2010-112 and that **\$22,401** be transferred from available funds under council order 2014-117, and that the Town Manager 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.

DATE	ACTION TAKEN
<u>03/24/16</u>	<u>Refer to Public Hearing 04/07/16</u>
<u>04/07/16</u>	<u>Continued to 04/21/16</u>

- Read item
- Motion to Open Public Hearing
- Rationale
- Public Hearing
- Close Public Hearing
- Council Discussion
- Move/Vote

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

BARNSTABLE TOWN COUNCIL

ITEM# 2016-112

INTRO: 03/24/16, 04/07/16, 04/21/16

2016-112 APPROPRIATION AND LOAN ORDER IN THE AMOUNT OF \$900,444 FOR THE PURPOSE OF FUNDING THE SITE IMPROVEMENTS AT THE FORMER OSTERVILLE BAY ELEMENTARY SCHOOL

ORDERED: That the sum of **\$900,444** be appropriated for the purpose of funding the Site Improvements at the Former Osterville Bay Elementary School as outlined in the FY 2017 - FY 2021 Capital Improvement Plan and recommended by the Town Manager; and that to meet this appropriation, that the Town Treasurer, with the approval of the Town Manager, is authorized to borrow **\$757,000**, and that **\$9,865** be transferred from available funds under council order 2014-068, and that **\$133,579** be transferred from available funds under council order 2013-116, and that the Town Manager 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.

DATE	ACTION TAKEN
<u>03/24/16</u>	<u>Refer to Public Hearing 04/07/16</u>
<u>04/07/16</u>	<u>Continued to 04/21/16</u>

- Read item
- Motion to Open Public Hearing
- Rationale
- Public Hearing
- Close Public Hearing
- Council Discussion
- Move/Vote

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

BARNSTABLE TOWN COUNCIL

ITEM# 2016-113

INTRO: 03/24/16, 04/07/16, 04/21/16

2016-113 APPROPRIATION TRANSFER AND LOAN ORDER IN THE AMOUNT OF \$1,686,000 FOR THE PURPOSE OF FUNDING THE LOMBARD FIELD IMPROVEMENTS

ORDERED: That the sum of **\$1,686,000** be appropriated for the purpose of funding the Lombard Field Improvements as outlined in the FY 2017 - FY 2021 Capital Improvement Plan and recommended by the Town Manager and Community Preservation Committee; and that to meet this appropriation, that the Town Treasurer, with the approval of the Town Manager, is authorized to borrow **\$936,000**, and that **\$750,000** be transferred from the amount set aside for open space/outdoor recreation in the Community Preservation Fund, and that the Town Manager 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, subject to the oversight of the Community Preservation Committee.

DATE	ACTION TAKEN
<u>03/24/16</u>	<u>Refer to Public Hearing 04/07/16</u>
<u>04/07/16</u>	<u>Continued to 04/21/16</u>

- Read item
- Motion to Open Public Hearing
- Rationale
- Public Hearing
- Close Public Hearing
- Council Discussion
- Move/Vote

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

BARNSTABLE TOWN COUNCIL

ITEM# 2016-114

INTRO: 03/24/16, 04/07/16, 04/21/16

COMMUNITY PRESERVATION FUND

2016-114 APPROPRIATION TRANSFER AND LOAN ORDER IN THE AMOUNT OF \$173,000 FOR THE PURPOSE OF FUNDING THE WEST BARNSTABLE COMMUNITY BUILDING WINDOW REPLACEMENTS

ORDERED: That the sum of **\$173,000** be appropriated for the purpose of funding the West Barnstable Community Building Window Replacements as outlined in the FY 2017 - FY 2021 Capital Improvement Plan and recommended by the Town Manager and Community Preservation Committee; and that to meet this appropriation, that **\$173,000** be transferred from the undesignated funds within the Community Preservation Fund, and that the Town Manager 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, subject to the oversight of the Community Preservation Committee.

DATE	ACTION TAKEN
<u>03/24/16</u>	<u>Refer to Public Hearing 04/07/16</u>
<u>04/07/16</u>	<u>Continued to 04/21/16</u>

- Read item
- Motion to Open Public Hearing
- Rationale
- Public Hearing
- Close Public Hearing
- Council Discussion
- Move/Vote

END CAPITAL IMPROVEMENT PLAN

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

BARNSTABLE TOWN COUNCIL

**ITEM # 2016-118
INTRO: 04/07/16, 04/21/16**

**2016-118 APPROPRIATION AND TRANSFER ORDER IN THE AMOUNT OF \$45,000
FROM THE BISMORE PARK SPECIAL REVENUE FUND FOR WELCOME
CENTER AND BISMORE PARK IMPROVEMENTS**

ORDERED: That the sum of \$45,000 be appropriated for the purpose of funding improvements and related costs for Bismore Park and the Welcome Center; and to meet this appropriation, that \$45,000 be transferred from the Bismore Park Special Revenue Fund.

SPONSOR: Town Manager, Thomas K. Lynch

DATE	ACTION TAKEN
<u>04/07/16</u>	<u>Refer to 04/21/16</u>
_____	_____

- ___ Read Item
- ___ Motion to Open Public hearing
- ___ Rationale
- ___ Public hearing
- ___ Close Public hearing
- ___ Council Discussion
- ___ Move/Vote

BARNSTABLE TOWN COUNCIL

ITEM # 2016-118
INTRO: 04/07/16, 04/21/16

SUMMARY

TO: Town Council
FROM: Thomas K. Lynch, Town Manager
THROUGH: Elizabeth G. Hartsgrove, Supervisor, Consumer Affairs
DATE: April 7, 2016
SUBJECT: Appropriation and Transfer order in the amount of \$45,000 from the Bismore Park Special Revenue Fund for Welcome Center and Bismore Park Improvements

BACKGROUND: Throughout the 2015 season, weekly meetings were held between the Gateway Greeters and the Consumer Affairs Supervisor to discuss and work on ongoing issues. These meetings allowed the division to make immediate adjustments to better assist the public. During those discussions it was noted a number of items not available at Bismore Park that would enhance the visitation experience, as well as aide the staff in a higher level of management standards of the area.

With the success of the Gateway Greeters and after the Town received notice from “LoveLiveLocal” that they would not be returning to the Welcome Center for the 2016 season, staff began drafting concepts of creating a space that primarily focused on promoting Town Services available to the public, both residents and visitors.

Below is a breakdown of the costs associated with the requested transfer amount:

	<u>Items</u>	<u>Amount</u>
1.	Gateway Greeters Salary	\$ 8,370.00
2.	Greeter Island Restoration	\$ 6,000.00
3.	Parking Space Repainting	\$ 3,000.00
4.	WIFI	\$ 7,200.00
5.	Welcome Center Office Equipment	\$ 7,430.00
6.	Welcome Center Supplies	\$ 2,000.00
7.	Solar Trash Bins	\$ 8,000.00
8.	Bike Racks	\$ 3,000.00
	Total	\$ 45,000.00

1. Gateway Greeter Salary

The 2015 season was an experimental year where job descriptions were entirely rewritten, new employees hired and an emphasis on visitor assistance was the goal for the new Gateway Greeter positions. The successes of the position combined with exceptional summer weather, the Bismore season continued up to Columbus Day weekend, a testimonial of the hard work from all of the staff at Consumer Affairs and Growth Management working as a team. The extension of the 2015 season depleted the FY16 appropriated funds, therefore the requested amount will allow the staffing of Bismore Park of 3 employees, for 30hours a week to staff the Park for the last 6 weeks of FY16 (week prior to Memorial Day – July 1).

2. Greeter Island Restoration

Working within the goals of interdepartmental cooperation, the Consumer Affairs Supervisor and the Arts & Cultural Coordinator partnered up to address the conditions of the traffic island situated on the Hyline side of Bismore Park where the Gateway Greeter booth is located. The team met with artist Cristina Reverly and created a concept for the area that has minimal maintenance towards landscaping and incorporates Public Art. The proposed concept will elongate the visual boundaries beyond the Welcome Center building and provide a new attraction for the Cultural District.

3. Parking Space Repainting

Throughout the season the Gateway Greeters took notice of complaints that there directed towards them regarding a wide range of topics, and the condition of the marked spaces at Bismore was a frequent complaint. The requested cost estimate was provided by Dan Santos, for a reflective material similar to that used at the newly painted Ocean Street lot.

4. WIFI

This service has been requested by a number of people, and therefore as part of the ongoing efforts to acquire identified services at Bismore Park in order to enhance the quality of visitation to visitors and promote commerce at the Artist Shanties, the Consumer Affairs Supervisor worked with the IT Director to provide a cost estimate for public Wi-Fi at Bismore Park. Providing Wi-Fi access is important in maintaining the viability and options available for all at this destination.

5. Welcome Center Office Equipment

Once the town was made aware that LoveLiveLocal would not be leasing the Welcome Center in 2016, the Consumer Affairs Supervisor worked with a number of town employees, including the Gateway Greeters on identifying the best use for the space. It was decided that a Gateway Center would be the best option. The Gateway Greeters would operate the facility, work with the Arts & Cultural Coordinator as well as other Town employees in curating and showcasing the many natural, historical, cultural and human service components of all 7 villages of the Town of Barnstable and highlighting Bismore Park through exhibits, informational materials, displays, interactive computers and broadcasting of informational video segments about the town specifically. The requested amount would fund office furnishings, repainting of the space, fund display cases and other items to aide in creating a center focused on representing and promoting the Town of Barnstable.

6. Welcome Center Supplies

The proposed amount would fund the necessary promotional materials and supplies required for operating such a facility.

7. Solar Trash Bins

From the active fishing vessels, to the artist shanties, highly acclaimed restaurants and ferry transportation, Hyannis Harbor is a great example of how different attributes can beneficially enhance a visitor's experience. However, the littering of trash throughout the park provides an unappealing visual impact on this highly visited area. Solar waste receptacles are being requested, similar to ones installed at town beaches. These bins will compact the trash, thus allowing for additional waste to be disposed of properly and visually demonstrating the Town's goals towards protecting an area that is significant as a natural, cultural and historic resource of our community.

8. Bike Racks

Throughout the season, the Gateway Greeters noticed and commented on the lack of bike racks in the park; bicycles were continually locked to various items throughout the park including trees, adirondack chairs, picnic benches, vending machines, sign posts, etc. As a way to address and manage this issue, the Consumer Affairs Supervisor and Arts & Cultural Coordinator worked together on locating areas where bike racks could be easily accessed and utilized by the public while complementing the cultural district's mission.

FISCAL IMPACT: The Bismore Park Special Revenue Fund has sufficient resources to fund these improvements which follow the fund purpose. The current balance in the account is \$ 373,000. Gross revenue generated from Bismore parking meter receipts in fiscal year 2015 was \$300,000.

TOWN MANAGER RECOMMENDATION: Thomas K. Lynch, Town Manager recommends approval of this fund transfer.

STAFF ASSISTANCE: Elizabeth G. Hartsgrove, Supervisor, Consumer Affairs; Melissa Hersh, Arts & Culture Coordinator; Dan Santos, Director of Public Works; Dan Wood, IT Director; Gateway Greeters

A. OLD BUSINESS (May be acted upon)

BARNSTABLE TOWN COUNCIL

**ITEM # 2016-119
INTRO: 04/07/16, 04/21/16**

2016-119 APPOINTMENTS TO A BOARD/COMMITTEE/COMMISSION

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

AGRICULTURAL COMMISSION: Jack Crooks 117 Southgate Drive, Hyannis as a regular member to a term expiring 06/30/18; **RECREATION COMMISSION:** Renee Dowling, 35 Pasture Lane, Hyannis as a regular member to a term expiring 06/30/18; **ZONING BOARD OF APPEALS:** Spencer Aaltonen, 36 Flint Street, Marstons Mills as an associate member to a term expiring 06/30/18; Jake Dewey, 53 Arbor Way, Hyannis as an associate member to a term expiring 06/30/16.

SPONSOR: Appointments Committee

DATE ACTION TAKEN

04/07/16 First Reading

- _____ Read Item
- _____ Council Discussion
- _____ Move/Vote

A. OLD BUSINESS (May be acted upon))

BARNSTABLE TOWN COUNCIL

**ITEM # 2016-120
INTRO: 04/07/16, 04/21/16**

2016-120 REAPPOINTMENTS TO A BOARD/COMMITTEE/COMMISSION

RESOLVED: That the Town Council reappoint the following individuals to a multiple-member board/committee/commission:

RECREATION COMMISSION: Kevin Turner, as a regular member to a term expiring 06/30/18; Rene King as a regular member to a term expiring 06/30/17; Richard Sawyer as a regular member to a term expiring 06/30/19; Kathy Pina as a regular member to a term expiring 06/30/19; Joe O'Brien as a regular member to a term expiring 06/30/19; **ZONING BOARD OF APPEALS:** Herbert Bodensiek moving from an associate position to a regular member with a term expiring 06/30/16; David Hirsch moving from an associate position to a regular member with a term expiring 06/30/17.

SPONSOR: Appointments Committee

DATE	ACTION TAKEN
<u>04/07/16</u>	<u>First Reading</u> _____
_____	_____

- _____ Read Item
- _____ Council Discussion
- _____ Move/Vote