



## TOWN COUNCIL MEETING May 22, 2014



**A** quorum being duly present, Council President Jessica Rapp Grassetto called the May 22, 2014, 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 Rapp Grassetto 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:** Ann Canedy, Frederick Chirigotis (7:30), James Crocker, Jr., William Crocker, Jr., Jennifer Cullum, Sara Cushing, Debra Dagwan, Jessica Rapp Grassetto, Paul Hebert, John Norman, Eric Steinhilber, Philip Wallace. **Absent:** James Tinsley, Jr.

The Pledge of Allegiance was led by President Rapp Grassetto, followed by a Moment of Silence for the women and men who have served our country to preserve our freedom and their families.

### **PUBLIC COMMENT:**

Dan Shores expressed his strong opposition to the Cape Wind project. Defaces one of the most beautiful waterways on the planet

Alison Alessi in favor of the project, we have to agree to disagree. Is it appropriate that our Town continue to spend money on litigation?

Lou Gonzaga recommended that we keep on fighting Cape Wind; it is going to cost a lot of money. Our beautiful pristine area will be ruined. Don't ruin the natural resource

Shad Williams stated he is in support of the Cape Wind project and read a short statement.

Audra Parker thanked the Council for standing up against Cape Wind; triple the cost of electricity; Cape Wind is not the solution. She urged the council to keep up the fight. (Exhibit A)

Robert Bianchi opposes the Cape wind project. We are not against wind energy, this is about the location. We have a national treasure. This project will change that forever.

Clifford Carroll handed out articles (Exhibit B) from the Boston Herald. Cape Wind has donated money to various politicians. Asked the Town Council to keep up the fight, protect Nantucket Sound.

Paul Rhude asked the Council to get accurate information before continuing the litigation against the Cape Wind. Bills will increase by 1 to 2 % for residents on the Cape

Wayne Kurker said we could purchase three times the energy for less money. Foreign ships will lay the cable, pushing jobs out of Massachusetts;

Lynn Kraus my most important point, you are making a choice that will affect our kids future. Ask the kids what they want for their future.

Steve Peckham said he sent a letter to the Councilors this week. So, tonight when you go into executive session, before you sign on to more litigation against Cape Wind think about the cases you have lost. He asked the Council to stop the litigation and taking money from the alliance.  
Close public comment

### **COUNCIL RESPONSE TO PUBLIC COMMENT:**

Councilor Hebert responded we have used what nature has provided for energy. Each side has its own presentation; let's work towards what is best for all of us. We have to think of our children, our grandchildren, and make the best decision we can for the future. Maybe it is the location that is the handicap. Keep communicating. We need to come to an agreement.

Councilor Dagwan agrees the location is the big issue, and asked Mr. Carroll the location of the turbines in his handouts. [They are all in the mid-west].

Councilor (J) Crocker stated he did dig into the wind turbine issues, mentioned the 3.6 megawatt turbine owned by GE off the coast of Spain. The first one in built in 2003 which has failed miserably and GE still owns it. What we are talking about is building on the water; my sole purpose was to bring balance to the discussion.

### **ACT ON MINUTES: (Includes Executive Session)**

Upon a motion duly made and seconded it was voted to approve the minutes of the May 15, 2014 meeting as written

**VOTE: Passes Unanimous**

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

- **Chair Richards French** – Report of the Sandy Neck Board-recognized all the member of the Sandy Neck Board. All volunteers that oversee the Sandy Neck Beach.
  - ❖ Vision is to be self sustaining
  - ❖ Merchandise for sale
  - ❖ Fee structure
  - ❖ Funding replenishment of sand
  - ❖ Need to establish a reserve
  - ❖ Inequality in our funding mechanism
  - ❖ Recommend per user fee structure for Sandwich Residents

### **Councilor Discussion and Comment**

After the Feb 2013 storm, to replenish the dune, did you have access to the emergency funds? [Planned for the placing of sand, had enough money in our reserve account, but had to wait for the state to certify the free cash] These are the owl eyes on this sticker? [Yes] Was there any problem acquiring the funds from the town? [No]. Is that \$50 dollar fee for the season or one time use? [For the season] Have you mentioned that to Sandwich about the fee? [No] Do you anticipate having this issue again of waiting for free cash? [The free cash has been certified this year] The Beach Coalition has been looking for long term permanent solutions to these issues. An Oyster reef is something for the town to explore. The town has applied for grants for soft solutions for Sandy Neck. Perhaps our Town Manager should have this discussion with the Sandwich Town Manager;

A motion was duly made and seconded to request the Town Manager engage in a conversation with the Sandwich Town Manager to discuss fees.

Thomas Lynch, Town Manager responded that there have been discussions with Sandwich regarding the fee schedule. Sandwich has some issues with the maintenance of the road. We can certainly engage in a conversation with Sandwich and have members of the Sandy Neck Board with us.

**VOTE:** Passes Unanimous

**Councilor Discussion and Comment**

Burlap bags worked very well in Cotuit; light weight and easy to work with; cottage owner access to their cottages, if they have a caretaker that needs to go to work daily at the cottages the cost would be unreasonable. Need to set up a discussion with the Sandy Neck Board, the Town Manager, and the legal department; need a temporary solution in the next couple of weeks;

🚩 Memorial Day pancake breakfast and parade; Sea St clean up and pot luck picnic;

**2014-126 PROPOSED ZONING ORDINANCE AMENDMENT RENAMING AND UPDATE OF THE FLOOD AREA PROVISIONS OF THE ZONING ORDINANCE CHAPTER 240 §240-34**  
**INTRO: 04/03/2014, 05/15/14, 05/22/14**

Rationale given by Joanne Miller Buntich, Growth Management Director; explained the flood plane Open public hearing, seeing no one close public hearing

**Councilor Discussion and Comment**

What does this mean in layman’s terms? [Changed the categories in the flood zones that affects buildings] If we don’t pass this our constituents will be harmed, and if we do pass it we don’t know what that means. Uncomfortable signing on to this, feeling coerced is there an appeal opportunity at any point? [There is an appeal process; another provision is a letter of map revision] Is that an ongoing opportunity? [This becomes effective in July; letter of map amendment can be done at anytime] If we do not adopt the changes [fail to adopt a map, property owners are no longer eligible to renew insurance] No one knows until the insurance companies start sending out bills; what is the time frame? [Maps become final on July 16<sup>th</sup>, thirty days before July 16<sup>th</sup>] Need to reach out to your insurance company now; buy the insurance now before July 17<sup>th</sup>, before the mandatory date you will be grandfathered in; our opinion doesn’t matter on this one; is our US Government delegation working to change the maps? [Community rating system] (Exhibit C)

Upon a motion duly made and seconded

**ORDERED:** That Chapter 240 the Zoning Ordinance, Article III District Regulations, §240-34 Flood Area Provisions of the Code of the Town of Barnstable be amended as follows.

**Section 1:**

Strike the title of Section 240-34, that now reads “Flood area provisions” and replace it with the “Floodplain Districts”.

**Section 2:**

Strike the first paragraph of Section 240-34 and replace it with the following two new paragraphs:

“A Floodplain District is herein established within the Town of Barnstable. The District includes all special flood hazard areas within the Town designated as Zone AE, AO, or VE on the Barnstable County Flood Insurance Rate Map (FIRM) issued by the Federal Emergency Management Agency (FEMA) for the administration of the National Flood Insurance Program. The map panels of the Barnstable County FIRM that are wholly or partially within the Town of Barnstable are panel numbers 25001C0532J, 25001C0533J, 25001C0534J, 25001C0537J, 25001C0539J, 25001C0541J, 25001C0542J, 25001C0543J, 25001C0544J, 25001C0551J, 25001C0552J, 25001C0553J, 25001C0554J, 25001C0556J, 25001C0557J, 25001C0558J, 25001C0559J, 25001C0561J, 25001C0562J, 25001C0563J, 25001C0564J, 25001C0566J, 25001C0567J, 25001C0568J,

25001C0569J, 25001C0752J, 25001C0754J, 25001C0756J, 25001C0757J and 5001C0776J, effective date July 16, 2014. The exact boundaries of the District may be defined by the 100-year base flood elevations shown on the FIRM and further defined by the Barnstable County Flood Insurance Study (FIS) report dated July 16, 2014. The FIRM and FIS report are incorporated herein by reference and are on file with the Town Clerk, Planning Board, Building Commissioner, and Engineering Department.”

“Permits for new construction, alteration of structures, or other development (any man-made change to improved or unimproved real estate, including, but not limited to, buildings or other structures, mining, dredging, filling, grading, paving, excavation or drilling operations), at or below the base flood elevation as specified with the A and V Zones as determined by the Flood Insurance Study and designated on the special FEMA Flood Insurance Rate Maps, shall be approved subject to the following:”

**Section 3:**

In Paragraph C, first sentence, strike the words “Massachusetts Uniform Building Code Sect. 748.0” and replace it with “Massachusetts State Building Code 780 CMR”.

**Section 4:**

In Paragraph D, strike the words “Flood Insurance Map” and replacing it with “FEMA Flood Insurance Rate Map”.

**Section 5:**

Strike, in its entirety, Paragraph G and insert the following four, new Paragraphs G, H, I and J to read as follows:

- “G. In Zone AE, along watercourses that have not had a regulatory floodway designated, the best available Federal, State, local, or other floodway data shall be used to prohibit encroachments in floodways which would result in any increase in flood levels within the community during the occurrence of the base flood discharge.”
- “H. In a riverine situation, the Conservation Division Administrator or designee shall notify the following of any alteration or relocation of a watercourse: Adjacent Communities, the NFIP State Coordinator, Massachusetts Department of Conservation and Recreation, 251 Causeway Street, Suite 600-700, Boston, MA 02114-2104, and the NFIP Program Specialist, Federal Emergency Management Agency, Region I at 99 High Street, 6th Floor, Boston, MA 02110.”
- “I. Within Zone AO on the FEMA Flood Insurance Rate Maps adequate drainage paths must be provided around structures on slopes, to guide floodwaters around and away from proposed structures.”
- “J. No land within areas designated as V (Velocity) Zones on the FEMA Flood Insurance Rate Maps shall be developed unless such development is demonstrated by the applicant to be located landward of the reach of the mean high tide. All new construction and substantial improvement within the V Zones shall be in full compliance with the Sate Building Code and shall be certified by a registered professional engineer or architect that the structure is securely anchored to adequately anchored pilings or columns in order to withstand velocity waters and hurricane wave wash.”

**Section 6:**

Re-letter the existing Paragraphs H, I, and J to Paragraphs K, L, and M

**Section 7:**

Re-letter the existing Paragraph K to Paragraph N, strike the reference to “Subsection G” in that Paragraph, and replace it “Subsection J”.

**Section 8:**

Strike the reference to “§240-34 Flood area provisions” and replace it with “§240-34 Floodplain District” in the following sections of Chapter 240 the Zoning Ordinance, Article XIV District of Critical Planning Concern Regulations:

§240-130.5.A Centerville Village District, Additional provisions, other regulations.

§240-131.8.A Craigville Beach District, Additional provisions, other regulations.

And, §240-131.3 Craigville Beach District, Definitions, ELEVATED STRUCTURE.

**And:**

This amendment shall take effect on July 16, 2014.

**VOTE:** Passes 12 Yes

**2014-140 APPROPRIATION OF \$2,000 COMMUNITY PRESERVATION FUNDS FOR RESTORATION OF THE HISTORIC HYANNIS HORSE-WATERING TROUGH  
INTRO: 05/15/14, 05/22/14**

Rationale given by Lindsey Counsell, Chairman Community Preservation Committee and he introduced Len Gobeil, Member of the Historical Commission, Len delivered a power point presentation.

Open public hearing, seeing no one close public hearing

**Councilor Discussion and Comment**

Are we rededicating this monument; [the monuments will be rededicated] Will there be water in the water trough? [No one has made that decision yet] Memorials are separate from the backplash? [Yes]

Upon a motion duly made and seconded

**ORDERED:** That, pursuant to the provisions of the Community Preservation Act, G. L. c 44B, the sum of Two thousand and NO/100 (\$2,000.00) Dollars be appropriated and transferred from the amount set aside for historic resources in the Community Preservation Fund, for restoration of the historic Hyannis horse watering trough; and that the Town Manager is authorized to contract for and expend the appropriation made available for this purpose subject to the oversight of the Community Preservation Committee.

**VOTE:** Passes 11 Yes, 1 No (Canedy)

**2014-141 APPROPRIATION OF \$10,000 COMMUNITY PRESERVATION FUNDS FOR PRESERVATION OF THE CENTERVILLE HISTORICAL SOCIETY MUSEUM (HVAC SYSTEM), 513 MAIN STREET, CENTERVILLE INTRO: 05/15/14, 05/22/14**

Rationale given by Lindsey Counsell, Chairman Community Preservation Committee and he invited Ralph Talbot from the Centerville Historical Museum to explain the system needed, as the twenty year old system has failed. Fabric items are stored in this room we hope the Council will approve the replacement of the HVAC.

Open public hearing seeing no one, close public hearing

**Councilor Discussion and Comment**

More than a thousand costumes and uniforms; period dresses as early as 1790 on display right now; critically important; hope we can support this item; it is truly one of the hidden gems of this town; fan of historic preservation; but we make a distinction between a town building and a private building; what are you doing to raise funds for your building? Are there any other funds contributing to this? [No]

Upon a motion duly made and seconded

**ORDERED:** That, pursuant to the provisions of the Community Preservation Act, G. L. c 44B, the sum of Ten thousand and NO/100 (\$10,000.00) Dollars be appropriated and transferred from the amount set aside for historic resources in the Community Preservation Fund, for preservation of the historic resource consisting of the Centerville Historical Society Museum at 513 Main Street, Centerville by replacing the heating, ventilation and air conditioning systems; and that the Town Manager is authorized to contract for and expend the appropriation made available for this purpose subject to the oversight of the Community Preservation Committee.

**VOTE:** Passes 12 Yes

**2014-142 APPROPRIATION OF \$193,849 COMMUNITY PRESERVATION FUNDS FOR RESTORATION OF THE BURGESS BARN, 559 COTUIT ROAD, MARSTONS MILLS**

**INTRO: 05/15/14, 05/22/14**

Rationale given by Lindsey Counsell, Chairman Community Preservation Committee for the restoration of the barn; Mark Marinaccio of the DPW, delivered a power point presentation.

Open public hearing:

- ❖ Bob Frazee stated the Burgess Barn is a historic property that needs maintenance or it will be lost, and that would be a travesty. The thoughts for short term use-storage barn; long term use as a retreat center.
- ❖ Craig Larson hopes for the support of the Council for the Burgess Barn; we have spent over 40,000 dollars to keep up this barn

Close public hearing.

**Councilor Discussion and Comment**

We would be remiss if we do not support this item; concern about the short term use, as for the long term use, retreat would be a great asset; what about the handicapped bathroom is there a septic system issue and is the apartment going to be refurbished? [Plans are to abandon that apartment, preserving the historic building] Fairly familiar with this barn, put my support behind this item;

Upon a motion duly made and seconded

**ORDERED:** That, pursuant to the provisions of the Community Preservation Act, G. L. c 44B, the sum of One hundred ninety-three thousand eight hundred forty-nine and NO/100 (\$193,849.00) Dollars be appropriated and transferred from and contingent upon the set aside of at least an equal amount for historic resources in the Community Preservation Fund for the fiscal year beginning July 1, 2014; and that the Town Manager is authorized to contract for and expend the appropriation only after such vote to set aside for the purpose of the restoration of the exterior shell (roof, sills, doors, windows and other components) of the historic resource consisting of the Burgess Barn at 559 Cotuit Road, Marstons Mills, subject to the oversight of the Community Preservation Committee.

**VOTE: Passes 12 Yes**

**2014-143 APPROPRIATION OF \$224,659 COMMUNITY PRESERVATION FUNDS FOR PRESERVATION OF THE U. S. CUSTOM HOUSE, (BRICK, TRIM, AND BASEMENT), 3353 MAIN STREET (ROUTE 6A), BARNSTABLE INTRO: 05/15/14, 05/22/14**

A motion was duly made and seconded to amend this item by changing the appropriation and transfer from historic set aside to \$166,556 Dollars and changing the appropriation and transfer from

undesignated to \$58,103.00 Dollars, the total appropriation and transfer of \$224,659.00 Dollars to remain the same.

**Vote on Amendment: Unanimous**

Rationale given by Lindsey Counsell, Chairman Community Preservation Committee introduced Mark Marinaccio of the DPW, to deliver a power point presentation. Historically significant, nationally registered, protected by preservation restriction;  
Open public hearing seeing no one, close public hearing

**Councilor Discussion and Comment**

This is a good example of multiple resources used to preserve this building; very good partnership;

Upon a motion duly made and seconded

**ORDERED:** That, pursuant to the provisions of the Community Preservation Act, G. L. c 44B, the sum of **One hundred sixty-six thousand five hundred fifty-six and NO/100 (\$166,556)** Dollars be appropriated and transferred from the amount set aside for historic resources in the Community Preservation Fund, and the sum of **Fifty-eight thousand one hundred three and NO/100 (\$58,103.00)** Dollars be appropriated and transferred from the undesignated amount in the Community Preservation Fund, for a total appropriation and transfer of Two hundred twenty-four thousand six hundred fifty-nine and NO/100 (\$224,659.00); and that the Town Manager is authorized to contract for and expend the appropriation made available for exterior masonry and metal trim restoration and prevention of basement water infiltration for the restoration and preservation of the historic resource consisting of the U. S. Custom House at 3353 Main Street, Barnstable, subject to the oversight of the Community Preservation Committee

**VOTE: As amended Passes 11 Yes** (Steinhilber out of room)

**2014-144 APPROPRIATION OF \$100,000 COMMUNITY PRESERVATION FUNDS FOR SURVEY AND DESIGN FOR PASSIVE RECREATION SHARED-USE PEDESTRIAN AND BICYCLE PATH EASEMENT HYANNIS PONDS ASSESSORS MAP 347 PARCEL 002  
INTRO: 05/15/14, 05/22/14**

Rationale given by Lindsey Counsell, Chairman Community Preservation Committee.

Joe Magni gave an overview of this project which is in the final phases of design, with crossover bridges, and comfort stations along the way.

Open public hearing

- Rob O’Leary encouraged the Council to vote for this item and spoke about the easement, which will not be available forever.
- Rob Miceli representing bicycle users, is very excited about this project, we need this bike path. Rail trails are the choice of 60% of bike riders.
- Sue Rohrbach on behalf of Senator Wolf, who is also a biker, said we will at some point be able to bike the entire Cape. Please support this item
- Jaci Barton said this is a really wonderful thing to come to our town.

Close public hearing

**Councilor Discussion and Comment**

Does any money get spent prior to the agreements being in place with wildlife; [we need the survey so we can write the documents] what if Yarmouth doesn’t put their money together we will have a missing piece; [George Allaire made the commitment a week before he died] The width of the bike path is now 12 feet [Town of Yarmouth has completed about 2/3rds of their design] we need to spend

the money when it is appropriate; follow up for the expenditure of the funds contingent upon a signed agreement with Yarmouth; major feat, kudos; increased tourism; is there anyway to get off the trail beyond Station Avenue? [Next phase of the Barnstable section to create a path to bring the cyclist to Route 132] will you be inviting the Hyannis/Barnstable Water Districts to the table? [Yes]; [In order to remain eligible for the money the DOT requires 25% design begun and completed by the end of the year.]

Upon a motion duly made and seconded

**ORDERED:** That, pursuant to the provisions of the Community Preservation Act, G. L. c 44B, the sum of One hundred thousand and NO/100 (\$100,000.00) Dollars be appropriated and transferred from the amount set aside for open space in the Community Preservation Fund for topographical survey and preliminary design for the acquisition of a perpetual easement from the Commonwealth of Massachusetts acting through its Division of Fisheries and Wildlife in order to make capital improvements for the creation of land for passive recreational use consisting of a shared use pedestrian and bicycle path and parking on a portion of the land currently owned by the Commonwealth shown on Assessors Map 347 as Parcel 002 from the Town of Yarmouth town line west to and then south along Mary Dunn Road to Independence Drive in the Town of Barnstable; and that the Town Manager is authorized to contract for expend the appropriation made available for this purpose subject to the oversight of the Community Preservation Committee.

**VOTE: Passes 12 Yes**

<b>2014-149 GRANTING A UTILITY EASEMENT TO NSTAR, MARY DUNN ROAD AND VICINITY, ACROSS BARNSTABLE MUNICIPAL AIRPORT TO YARMOUTH ROAD (EASEMENT RE-LOCATION) INTRO: 05/15/14, 05/22/14</b>
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Rationale given by Town Attorney, Charles McLaughlin

#### **Councilor Discussion and Comment**

Are there any anticipated impacts to any of the abutters; [No]

Upon a motion duly made and seconded

**RESOLVED,** that the Town Council vote to grant to NSTAR Electric Company a utility easement in a portion of property at Mary Dunn Road, Barnstable and extending across Barnstable Municipal Airport to a connection point on NSTAR infrastructure located at Yarmouth Road, Hyannis, all as more fully described in the grant of easement, and to authorize the Town Manager to take any steps necessary to finalize said easement.

**VOTE: Passes Unanimous**

<b>2014-145 APPROPRIATION OF \$265,125 COMMUNITY PRESERVATION FUNDS FOR THE ACQUISITION KORKUCH PROPERTY ASSESSORS MAP 299 PARCELS 055001 AND 055002 FOR OPEN SPACE INTRO: 05/15/14, 05/22/14</b>
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Rationale given by Lindsey Counsell, Chairman Community Preservation Committee and introduced Jaci Barton to deliver the slide show presentation

Open public hearing, seeing no one, close public hearing

#### **Councilor Discussion and Comment**

Fiscal impact, who currently owns the property?; [this property is owned by a trust]; this is a net loss; is there a fear that this land is going to be built on; [driving reason to protect this property is that it could destroy the historic landscape] one acre zoned village; this is an important parcel and a well used trail; one of the most popular pathways; support this item; walking away from any rights of the parcel held by BLT; [we control that it, the town owns it, it stays in Conservation]; [parking lot is on town owned land, we understand the management issues] who is it that has the rights here; [town



would own the land for passive recreation, would still be responsible for it] we could appoint a trustee to manage the property; we can agree to disagree; [when real estate is purchased with CPC funds it is required to have conservation restrictions] proud of the work the Barnstable land trust has done; parking lot of the US Custom House it is not part of this deal at all; could there be a bike trail put on this property? Does that fit the description of passive recreation? [Attorney Houghton said that would have to be part of the permitted uses included in the paperwork] Conservation Commission support the acquisition of this property

A motion was duly made and seconded to postpone this item to the next meeting to work out the agreements

**VOTE: 6 Yes, 6 No, Tie...does not pass**

### **Councilor Discussion and Comment**

Is there a possibility we can get an extension on the grant; [agreement runs out with the family at the end of this month] Can we do something about the permitted uses; can we ask for an extension on the purchase and sales; [no, we would have to reapply] can we make an amendment to this right now; [Attorney Houghton - what should be included in the permitted uses] [passive recreation means no structures] This leg is a small piece of a trail; already has restrictions on it; picking up the land as open space, continues to reduce the amount of property for young people; glut of homes in the town for sale; looking for clarification, think the town needs to own this property;

As this was a tied vote will ask for a reconsideration of the vote and take a second vote to postpone to June 5<sup>th</sup> meeting

**VOTE: Carries 8 Yes, 4 No (Canedy, (W) Crocker, Steinhilber, Wallace)**

Upon a motion duly made and seconded

**ORDERED:** That the Town Manager is authorized to purchase on behalf of the Town the fee simple interest and all other rights, free from encumbrances, in real property pursuant to the Community Preservation Act, G. L. c 44B, for open space, shown on Assessors Map 299 as Parcels 055001 and 055002, further described as Lots 1 and 2 on plan entitled "Plan of Land in Barnstable, MA prepared for Kasmir Korkuch, Jr. Scale 1" = 60' June 12, 1996 and recorded in the Barnstable County Registry of Deeds in Plan Book 526, Page 68, including but not limited to an owners title insurance policy in the fee and all other interests in the amount of the purchase price with standard exceptions only; that pursuant to said G. L. c. 44B the sum of Two hundred sixty-five thousand one hundred twenty-five and NO/100 (\$265,125.00) Dollars be appropriated and transferred from the amount set aside for open space in the Community Preservation Fund for the purchase of said interests and rights free from encumbrances; and that the Town Manager is authorized to contract for and expend the appropriation for the stated purposes upon issuance of the aforesaid policy of title insurance, execute and record any written instruments, grant restrictions and accept any gifts or grants in relation thereto, subject to the oversight of the Community Preservation Committee.

**VOTE:** to postpone to the June 5<sup>th</sup> meeting. Carried

- **Town Manager Tom Lynch -  
Fiscal Year 2015 Budget Message**

Town Manager, Thomas Lynch decided to postpone the budget message until June 6<sup>th</sup> as all the items have to be read in tonight, and the hour is late.

<b>2014-150      APPROPRIATION OF \$12,441,808 FOR FY15 BARNSTABLE POLICE DEPARTMENT OPERATING BUDGET INTRO: 05/22/14</b>
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Upon a motion duly made and seconded to open and to refer to a public hearing on 6/5/14  
**ORDERED:** That the sum of **\$12,441,808** be appropriated for the purpose of funding the Town's FY2015 Barnstable Police Department budget; and to meet such appropriation that **\$12,391,808** be raised from current year revenues and that **\$50,000** be transferred from the Embarkation Fee Special Revenue Fund as presented to the Town Council by the Town Manager.  
**VOTE:** to refer to a public hearing on 6/5/14-unanimous

**2014-151 APPROPRIATION OF \$59,163,360 FOR FY15 BARNSTABLE PUBLIC SCHOOLS  
BUDGET INTRO: 05/22/14**

Upon a motion duly made and seconded it was opened and referred to a public hearing  
**ORDERED:** That the sum of **\$59,163,360** be raised and appropriated for the purpose of funding the Town's FY 2015 Barnstable Public Schools budget as presented to the Town Council by the Town Manager.  
**VOTE:** to refer to a public hearing on 6/5/14-Unanimous

**2014-152 APPROPRIATION OF \$859,897 FOR FY15 GROWTH MANAGEMENT DEPARTMENT  
BUDGET INTRO: 05/22/14**

Upon a motion duly made and seconded it was opened and referred to a public hearing on 6/5/14  
**ORDERED:** That the sum of **\$859,897** be raised and appropriated for the purpose of funding the Town's FY 2015 Growth Management Department budget as presented to the Town Council by the Town Manager.  
**VOTE:** to refer to a public hearing on 6/5/14-Unanimous

**2014-153 APPROPRIATION OF \$8,555,962 FORFY15 DEPARTMENT OF PUBLIC WORKS  
GENERAL FUND BUDGET INTRO: 05/22/14**

Upon a motion duly made and seconded it was opened and referred to a public hearing on 6/5/14  
**ORDERED:** That the sum of **\$8,555,962** be appropriated for the purpose of funding the Town's FY 2015 Department of Public Works General Fund budget, and to meet such appropriation, that **\$8,492,462** be raised from current year revenue, **\$43,500** be transferred from the Embarkation Fee Special Revenue Fund and **\$20,000** be transferred from the Bismore Park Special Revenue Fund, as presented to the Town Council by the Town Manager.  
**VOTE:** to refer to a public hearing on 6/5/14-Unanimous

**2014-154 APPROPRIATION OF \$3,077,550 FOR FY15 DEPARTMENT OF PUBLIC WORKS  
SOLID WASTE ENTERPRISE FUND BUDGET INTRO: 05/22/14**

Upon a motion duly made and seconded it was opened and referred to a public hearing on 6/5/14  
**ORDERED:** That the sum of **\$3,077,550** be appropriated for the purpose of funding the Town's FY 2015 Department of Public Works Solid Waste Enterprise Fund budget, and to meet such appropriation that **\$2,596,935** be raised from current year revenues by the solid waste facility, and that **\$480,615** be transferred from the solid waste enterprise fund reserves, as presented to the Town Council by the Town Manager.  
**VOTE:** to refer to a public hearing on 6/5/14-Unanimous

**2014-155 APPROPRIATION OF \$4,410,053 FOR FY15 DEPARTMENT OF PUBLIC WORKS  
WATER POLLUTION CONTROL ENTERPRISE FUND BUDGET INTRO: 05/22/14**

Upon a motion duly made and seconded it was opened and referred to a public hearing on 6/5/14  
**ORDERED:** That the sum of **\$4,410,053** be appropriated for the purpose of funding the Town's FY 2015 Department of Public Works Water Pollution Control Enterprise Fund budget, and to meet such appropriation that **\$4,410,053** be raised from current year revenues by the water pollution control facility, as presented to the Town Council by the Town Manager

**VOTE:** to refer to a public hearing on 6/5/14-Unanimous

**2014-156 APPROPRIATION OF \$4,021,468 FOR FY15 DEPARTMENT OF PUBLIC WORKS WATER SUPPLY ENTERPRISE FUND BUDGET INTRO: 05/22/14**

Upon a motion duly made and seconded it was opened and referred to a public hearing on 6/5/14  
**ORDERED:** That the sum of **\$4,021,468** be appropriated for the purpose of funding the Town's FY 2015 Department of Public Works Water Supply Enterprise Fund budget, and to meet such appropriation that **\$4,021,468** be raised from current year revenues by the water supply operations, as presented to the Town Council by the Town Manager.

**VOTE:** to refer to a public hearing on 6/5/14-Unanimous

**2014-157 APPROPRIATION OF \$281,251 FOR THE FY15 TOWN COUNCIL BUDGET INTRO: 05/22/14**

Upon a motion duly made and seconded it was opened and referred to a public hearing on 6/5/14  
**ORDERED:** That the sum of **\$281,251** be raised and appropriated for the purpose of funding the Town's FY 2015 Town Council budget as presented to the Town Council by the Town Manager.

**VOTE:** to refer to a public hearing on 6/5/14-Unanimous

**2014-158 APPROPRIATION OF \$579,800 FOR FY15 TOWN MANAGER BUDGET INTRO: 05/22/14**

Upon a motion duly made and seconded it was opened and referred to a public hearing on 6/5/14  
**ORDERED:** That the sum of **\$579,800** be raised and appropriated for the purpose of funding the Town's FY 2015 Town Manager budget as presented to the Town Council by the Town Manager.

**VOTE:** to refer to a public hearing on 6/5/14-Unanimous

**2014-159 APPROPRIATION OF \$ 1,671,753 FOR FY15 LIBRARY GRANT INTRO: 05/22/14**

Upon a motion duly made and seconded it was opened and referred to a public hearing on 6/5/14  
**ORDERED:** That the sum of **\$1,671,753** be raised and appropriated for the purpose of funding the Town's FY 2015 Library Grant as presented to the Town Council by the Town Manager.

**VOTE:** to refer to a public hearing on 6/5/14-Unanimous

**2014-160 APPROPRIATION OF \$ 2,536,326 FOR FY15 REGULATORY SERVICES DEPARTMENT BUDGET INTRO: 05/22/14**

Upon a motion duly made and seconded it was opened and referred to a public hearing on 6/5/14  
**ORDERED:** That the sum of **\$2,536,326** be appropriated for the purpose of funding the Town's FY 2015 Regulatory Services Department budget, and to meet such appropriation, that **\$2,437,629** be raised from current year revenue, and that **\$43,697** be transferred from the Wetlands Protection Special Revenue Fund, and that **\$55,000** be transferred from the Bismore Park Special Revenue Fund, as presented to the Town Council by the Town Manager.

**VOTE:** to refer to a public hearing on 6/5/14-Unanimous

**2014-161 APPROPRIATION OF \$1,542,138 FOR FY15 COMMUNITY PRESERVATION FUND ADMINISTRATION EXPENSES AND FY 2015 PROGRAM SET-ASIDES INTRO 05/22/14**

Upon a motion duly made and seconded it was opened and referred to a public hearing on 6/5/14  
**ORDERED:** That, pursuant to the provisions of G. L. c. 44B § 6, for the fiscal year ending June 30, 2015, the following sums of the annual revenues of the Community Preservation Fund be set aside for further appropriation and expenditure for the following purposes: **\$464,046** for open space and recreation; **\$464,046** for historic resources; **\$464,046** for community housing; and that the sum of **\$150,000** be appropriated from the annual revenues of the Community Preservation Fund to be expended under the direction of the Town Manager, or the Community Preservation Committee with the prior approval of the Town Manager, for appraisal, title search, hazardous materials assessment, consulting services, and pre-development costs, and administrative expenses, and to assist in the development and performance of contracts for community preservation.

**VOTE:** to refer to a public hearing on 6/5/14-Unanimous

**2014-162 APPROPRIATION OF \$ 2,491,672 FOR FY15 COMMUNITY PRESERVATION FUND DEBT SERVICE INTRO:05/22/14**

Upon a motion duly made and seconded it was opened and referred to a public hearing on 6/5/14  
**ORDERED:** That the Town Council hereby appropriate **\$2,491,672** for the purpose of paying the FY 2015 Community Preservation Fund debt service requirements, and to meet such appropriation, that **\$2,383,378** be provided from current year revenues of the Community Preservation Fund and that **\$108,294** be provided from the reserve for the historic preservation program within the Community Preservation Fund.

**VOTE:** to refer to a public hearing on 6/5/14-Unanimous

**2014-163 APPROPRIATION OF \$2,745,204 FOR FY15 COMMUNITY SERVICES DEPARTMENT GENERAL FUND BUDGET INTRO 05/22/14**

Upon a motion duly made and seconded it was opened and referred to a public hearing on 6/5/14  
**ORDERED:** That the sum of **\$2,745,204** be appropriated for the purpose of funding the Town's FY 2015 Community Services Department General Fund budget, and to meet such appropriation, that **\$2,466,107** be raised from current year revenue, that **\$279,097** be transferred from the Mooring Fee Special Revenue Fund as presented to the Town Council by the Town Manager.

**VOTE:** to refer to a public hearing on 6/5/14-Unanimous

**2014-164 APPROPRIATION OF \$2,915,305 FOR FY15 GOLF COURSE ENTERPRISE FUND BUDGET INTRO: 05/22/14**

Upon a motion duly made and seconded it was opened and referred to a public hearing on 6/5/14  
**ORDERED:** That the sum of **\$2,915,305** be appropriated for the purpose of funding the Town's FY 2015 Golf Course Enterprise Fund budget; and to meet such appropriation that **\$2,915,305** be raised from current year revenues by the golf course facilities as presented to the Town Council by the Town Manager

**VOTE:** to refer to a public hearing on 6/5/14-Unanimous

**2014-165 APPROPRIATION OF \$2,911,629 FOR FY15 HYANNIS YOUTH AND COMMUNITY CENTER ENTERPRISE FUND BUDGET INTRO: 05/22/14**

Upon a motion duly made and seconded it was opened and referred to a public hearing on 6/5/14  
**ORDERED:** That the sum of **\$2,911,629** be appropriated for the purpose of funding the Town's FY 2015 Hyannis Youth and Community Center Enterprise Fund budget; and to meet such appropriation that **\$1,172,481** be raised from current year revenues by the Hyannis Youth and Community Center operations, and that **\$310,148** be raised from the general fund, and that **\$1,359,000** be transferred

from the Capital Trust Fund, and that **\$70,000** be transferred from the Hyannis Youth and Community Center Enterprise Fund reserves, as presented to the Town Council by the Town Manager.

**VOTE:** to refer to a public hearing on 6/5/14-Unanimous

**2014-166 APPROPRIATION OF \$ 684,713 FOR FY15 MARINA ENTERPRISE FUND BUDGET  
INTRO: 05/22/14**

Upon a motion duly made and seconded it was opened and referred to a public hearing on 6/5/14  
**ORDERED:** That the sum of **\$684,713** be appropriated for the purpose of funding the Town's FY 2015 Marina Enterprise Fund budget; and to meet such appropriation that **\$598,282** be raised from current year revenues by the marina facilities, and that **\$62,431** be transferred from the Capital Trust Fund, and that **\$24,000** be transferred from the Bismore Park Special Revenue Fund as presented to the Town Council by the Town Manager.

**VOTE:** to refer to a public hearing on 6/5/14-Unanimous

**2014-167 APPROPRIATION OF \$745,195 FOR FY15 SANDY NECK ENTERPRISE FUND  
BUDGET INTRO: 05/22/14**

Upon a motion duly made and seconded it was opened and referred to a public hearing on 6/5/14  
**ORDERED:** That the sum of **\$745,195** be appropriated for the purpose of funding the Town's FY 2015 Sandy Neck Park Enterprise Fund budget; and to meet such appropriation that **\$745,195** be raised from current year revenues by the Sandy Neck Park operations, as presented to the Town Council by the Town Manager.

**VOTE:** to refer to a public hearing on 6/5/14-Unanimous

**2014-168 APPROPRIATION OF \$7,313,808 FOR FY15 AIRPORT ENTERPRISE FUND  
BUDGET INTRO: 05/22/14**

Upon a motion duly made and seconded it was opened and referred to a public hearing on 6/5/14  
**ORDERED:** That the sum **\$7,313,808** be appropriated for the purpose of funding the Town's FY 2015 Airport Enterprise Fund budget, and to meet such appropriation that **\$7,313,808** be raised from current year revenues by the airport as presented to the Town Council by the Town Manager.

**VOTE:** to refer to a public hearing on 6/5/14-Unanimous

**2014-169 APPROPRIATION OF \$ 5,490,179 FOR FY15 ADMINISTRATIVE SERVICES  
DEPARTMENT BUDGET INTRO: 05/22/14**

Upon a motion duly made and seconded it was opened and referred to a public hearing on 6/5/14  
**ORDERED:** That the sum of **\$5,490,179** be raised and appropriated for the purpose of funding the Town's FY 2015 Administrative Services Department budget as presented to the Town Council by the Town Manager.

**VOTE:** to refer to a public hearing on 6/5/14-Unanimous

**2014-170 APPROPRIATION OF \$8,678,407 FOR FY15 GENERAL FUND DEBT SERVICE  
BUDGET INTRO: 05/22/14**

Upon a motion duly made and seconded it was opened and referred to a public hearing on 6/5/14  
**ORDERED:** That the sum of **\$8,678,407** be appropriated for the purpose of funding the Town's FY 2015 General Fund Debt Service budget, and to meet such appropriation, that **\$8,559,325** be raised from current year revenue, and that **\$62,963** be transferred from the Embarkation Fee Special Revenue Fund, and that **\$56,119** be transferred from the Bismore Park Special Revenue Fund, as presented to the Town Council by the Town Manager.

**VOTE:** to refer to a public hearing on 6/5/14-Unanimous

**2014-171 APPROPRIATION OF \$22,486,506 FOR FY15 EMPLOYEE BENEFITS & INSURANCE  
BUDGET INTRO: 05/22/14**

Upon a motion duly made and seconded it was opened and referred to a public hearing on 6/5/14

**ORDERED:** That the sum of **\$22,486,506** be appropriated for the purpose of funding the Town's FY 2015 Employee Benefits & Insurance budgets, and to meet such appropriation, that **\$20,711,506** be raised from current year revenue, that **\$290,000** be transferred from the Pension Reserve Trust Fund, and that **\$1,485,000** be transferred from the general fund reserves, as presented to the Town Council by the Town Manager.

**VOTE:** to refer to a public hearing on 6/5/14-Unanimous

**2014-172 APPROPRIATION OF \$123,000 FOR FY15 TOURISM GRANT AND \$51,92 FOR FY15 LOMBARD LAND LEASE**

Upon a motion duly made and seconded it was opened and referred to a public hearing on 6/5/14

**ORDERED:** That the sums of **\$123,000** and **\$51,924** be raised and appropriated for the purpose of funding the Town's FY 2015 Tourism Grant and Lombard Land Lease budgets; respectively, as presented to the Town Council by the Town Manager.

**VOTE:** to refer to a public hearing on 6/5/14-Unanimous

**2014-173 APPROPRIATION OF \$3,412,189 FOR FY15 ASSESSMENTS AND OTHER COSTS  
INTRO: 0522/14**

Upon a motion duly made and seconded it was opened and referred to a public hearing on 6/5/14

**ORDERED:** That the sum of **\$3,412,189** be raised for the purpose of funding the Town's FY 2015 Assessments and Other Costs budgets, and to meet such appropriation, that **\$3,412,189** be raised from current year revenue, as presented to the Town Council by the Town Manager.

**VOTE:** to refer to a public hearing on 6/5/14-Unanimous

**2014-174 APPROPRIATION OF \$3,530,313 FOR FY15 TRANSFERS BUDGET INTRO:05/22/14**

Upon a motion duly made and seconded it was opened and referred to a public hearing on 6/5/14

**ORDERED:** That the sum of **\$3,530,313** be raised and appropriated for the purpose of funding the Town's FY 2015 Transfers budget, as presented to the Town Council by the Town Manager, and that the following sums be transferred from the Town's enterprise accounts for the purpose of reimbursing administrative, employee benefit and insurance costs budgeted within the General Fund as follows

Water Pollution:	\$424,361
Solid Waste:	\$306,518
Water:	\$122,109
Airport:	\$743,051
Golf Course:	\$250,000
Marinas:	\$60,939
Sandy Neck:	\$82,627

and further, that the sum of **\$2,100,000** be transferred from General Fund reserves all for the purpose of funding the Town's FY 2015 General Fund budget as presented to the Town Council by the Town Manager.

**VOTE:** to refer to a public hearing on 6/5/14-Unanimous

**2014-175 AUTHORIZING EXPENDITURE OF COMCAST LICENSING FEES FOR THE FUNDING OF THE PUBLIC, EDUCATIONAL AND GOVERNMENT (PEG) ACCESS CHANNELS  
INTRO: 05/22/14**

Upon a motion duly made and seconded it was opened and referred to a public hearing on 6/5/14

**RESOLVED:** That the town Council hereby authorizes the town manager to expend funds for the FY 2015 operation of Public, Educational and Government access channels from licensing fees provided in the cable licensing agreement with Comcast, as signed by the Town Manager on June 8, 2008

**VOTE:** to refer to a public hearing on 6/5/14-Unanimous

**2014-176 REVOLVING FUNDS TRANSFERS FOR FY15 PURSUANT TO CHAPTER II, ARTICLE XVIII-A, SECTION 3 OF THE GENERAL ORDINANCES INTRO: 05/22/14**

Upon a motion duly made and seconded it was opened and referred to a public hearing on 6/5/14  
**ORDERED:** Pursuant to Chapter II, Article XVIII-A, Section 3 of the General Ordinances, the Town Council hereby authorizes the following revolving funds for FY 2015:

<b>Fund</b>	<b>Revenue Source</b>	<b>Dept. Officer Authorized To Expend Funds</b>	<b>Use of Fund</b>	<b>Total Expenditure Limit FY2015</b>
Classroom Education Fund	Program registration fees	Senior Services Director	Salaries, benefits, expenses, contract services to operate program	\$65,000
Adult Social Day Fund	Program registration fees	Senior Services Director	Salaries, benefits, expenses, contract services to operate program	\$175,000
Recreation Program Fund	Program registration fees	Recreation Director	Salaries, benefits, expenses, contract services to operate program	\$400,000
Shellfish Propagation Fund	Fees from permits	Natural Resources Director	Salaries, benefits, expenses, contract services, shellfish equipment to operate program	\$120,000
Building Inspections Fund	Fees from permits for municipal &	Building Commissioner	Salaries, benefits, expenses, contract services to operate program	\$150,000
Consumer Protection Fund	Fees from weights & measures	Director of Regulatory Services	Salaries, benefits, expenses, contract services to operate program	\$390,000
Geographic Information Systems Fund	Fees for GIS maps & reports	Information Systems Director	Salaries, benefits, expenses, contract services to operate program	\$20,000
Arts and Culture Program Fund	Shanty revenue, gifts & contributions for arts culture	Growth Management Director	Expenses related to arts and culture program	\$50,000
<b>TOTAL</b>				<b>\$1,370,000</b>

**VOTE:**to refer to a public hearing on 6/5/14-Unanimous

**A motion was duly made and seconded to go beyond 11:00 PM**

**VOTE: Unanimous**

**2014-177 REAPPOINTMENTS TO A BOARD/COMMITTEE/COMMISSION INTRO: 05/22/14**

Upon a motion duly made and seconded

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

**AIRPORT COMMISSION**

Timothy Luzietti, 119 Pond View Drive, Centerville as a member to a term expiring 6/30/2017

**BOARD OF HEALTH**

Paul Canniff, 106 Hayes Road, Centerville as a member to a term expiring 6/30/2017

**CABLE TELEVISION ADVISORY COMMITTEE**

Thomas Terry, 168 Barnstable Road, Hyannis as a member to a term expiring 6/30/2017

**COMMUNITY PRESERVATION COMMITTEE**

Lindsey Counsell, 1183 Old Stage Road, Centerville as a member to a term expiring 6/30/2017  
Terry Duenas, 690 Cedar Street, West Barnstable as a member to a term expiring 6/30/2017

**COMPREHENSIVE FINANCIAL ADVISORY COMMITTEE**

Ralph Krau, 10 Pram Road, Hyannis as a member to a term expiring 6/30/2017

**ECONOMIC DEVELOPMENT COMMISSION**

Christopher Kehoe, 78 Sylvan Drive, Hyannis as a member to a term expiring 6/30/2017

**HOUSING COMMITTEE**

Glen Anderson, 31 Captain Lumbert Lane, Centerville as a BHA representative member to a term expiring 6/30/2017

Sue Davenport, 148 West Main Street, Hyannis as a member to a term expiring 6/30/2017

**JANE ESHBAUGH COMMUNITY SERVICE AWARD COMMITTEE**

William O'Neill, 361 Megan Road, Hyannis as a member to a term expiring 6/30/2017

**JFK MEMORIAL TRUST FUND COMMITTEE**

Thomas Lynch, 367 Main Street, Hyannis as a member to a term expiring 6/30/2017

**LICENSING AUTHORITY**

Richard Boy, 50 Sterling Road, Hyannis as an associate member to a term expiring 6/30/2017

Martin Hoxie, 367 Nottingham Road, Centerville as a member to a term expiring 6/30/2017

**OLD KING'S HIGHWAY HISTORIC DISTRICT COMMITTEE**

George Jessop, 863 Bumps River Road, Centerville as an architect representative member to a term expiring 6/30/2015

**PLANNING BOARD**

Raymond Lang, 4 Jason's Way, Osterville as a member to a term expiring 6/30/2017

Matthew Teague, 126 Braggs Lane, Barnstable as a member to a term expiring 6/30/2017

**REGISTRAR OF VOTERS**

David Jones, 4 Blackberry Lane, Hyannis as an appointed member to a term expiring 6/30/2017

**SANDY NECK BOARD**

Nason King, 523 Whistleberry Drive, Marstons Mills as a member (in lieu of recreation commission rep. member) to a term expiring 6/30/2017

Peter Sampou, 111 Cedar St., West Barnstable as a member representing conservation commission to a term expiring 6/30/2017



### **SCHOLARSHIP COMMITTEE**

Janice Cliggott, 6 Tidal Lane, Hyannis as a member to a term expiring 6/30/2017

Nancy Jane Vecchione, 49 Main Street, Osterville as a member designee by the town manager to a term expiring 6/30/2017

### **TRUST FUND ADVISORY COMMITTEE**

Frances Parks, 167 Eaglestone Way, Cotuit as a human services representative member to a term expiring 6/30/2017

**VOTE:** to a second reading on June 6, 2014-Unanimous

<b>2014-178 APPOINTMENTS TO A BOARD/COMMITTEE/COMMISSION INTRO: 05/22/14</b>
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Upon a motion duly made and seconded

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

### **COUNCIL ON AGING**

Josephine Melpignano, 35 Bay View Road, Barnstable from a member to an alternate member with a term expiring 6/30/2017

Katherine-Lee Evans, 2321 Meetinghouse Way, West Barnstable from a alternate member to a member with a term expiring 6/30/2016

### **PUBLIC WORKS COMMISSION**

Barry Gallus, 170 Trout Brook Road, Cotuit as a member to a term expiring 6/30/2017

### **YOUTH COMMISSION**

Brendan Clark, c/o Youth Commission 141 Bassett Lane, Hyannis as a student member to a term expiring 6/30/2015

Lianna Mitchell, c/o Youth Commission 141 Bassett Lane, Hyannis as a student member to a term expiring 6/30/2015

Matthew Hersey, c/o Youth Commission 141 Bassett Lane, Hyannis as a student member to a term expiring 6/30/2015

Michael Hersey, 22 Cap'n Lijahs Road, Centerville as an advisory member to a term expiring 6/30/2017

**VOTE:** to move to a second reading on 6/5/2014-Unanimous

<b>2014-179 REAPPOINTMENTS TO A BOARD/COMMITTEE/COMMISSION INTRO: 05/22/14</b>
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Upon a motion duly made and seconded

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

### **ZONING BOARD OF APPEALS**

Craig Larson, 142 Bog Road, Marstons Mills as a member to a term expiring 6/30/2017

Alex Rodolakis, 1381 Main Street, Osterville as a member to a term expiring 6/30/2017

**VOTE:** to move to a second reading on 6/5/2014-Unanimous

**TOWN MANAGER COMMUNICATIONS:**

- Not at this time

A motion was made and duly seconded that  
The Town Council vote to go into Executive Session under G.L. c. 30A §21(a)(3) to discuss litigation strategy with regard to all pending litigation where Cape Wind and the Town of Barnstable are parties, not to return to open session; and that if the chair declares that an open meeting may have a detrimental effect on the litigating position of the Town.

President Rapp Grasseti declared that an open meeting may have a detrimental effect on the litigating position of the Town and Cape Wind.

**VOTE:** (Roll Call) 12 YES

**ADJOURNMENT:**

Upon a motion duly made and seconded it was

**VOTED to adjourn.**

**Unanimous**

**Adjourned at 11:00 PM**

Respectfully submitted,

Ann M. Quirk, CMC  
Town Clerk – Town of Barnstable

NEXT REGULAR MEETING: June 5, 2014

Exhibits:

- A Audra Parker statement
- B Boston Herald Article and pictures of burning turbines
- C FEMA Fact Sheet