



Town Council Meeting January 22, 2015



A quorum being duly present, Council President Jessica Rapp Grasseti called the January 22, 2015, 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 Grasseti 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, James Crocker, Jr., William Crocker, Jr., Frederick Chirigotis, Jennifer Cullum, Sara Cushing, Debra Dagwan Jessica Rapp Grasseti, Paul Hebert, John Norman, Eric Steinhilber, James Tinsley, Jr., Philip Wallace

The Pledge of Allegiance was led by President Rapp Grasseti, followed by a Moment of Silence.

PUBLIC COMMENT:

Bruce Blackman expressed his support of the shooting range and hoped Council would approve the land exchange.

Gleb Zelenoy hoped the shooting range will be opened as soon as it was financially and feasibly able to and added he and family had learned to respect weapons at the facility.

Bob Spalding spoke about his concerns on how much time was spent on the issue of the shooting range and suggested Council not support the land exchange.

Kate Mitchell urged Council to not support the land exchange.

Linda Kerrin did not support the shooting range due to concerns with noise from the shooting range and felt an environmental study was needed.

Richard Nese discussed Proposition 2.5; Community Preservation Act; Dump searches and hoped the shooting range would open.

Jim Feeney felt it was ridiculous that the shooting range was closed and urged Council to find a compromise for all.

Cate Sullivan urged Council to commence with a study for the Stewart Creek's project.

Karen McGuire was supportive of the \$40,000 study for the Stewart Creek's project and added it was imperative to get to the bottom of this issue.

Barry Blanchard spoke about the Army Corp of Engineers running out of money and the causality of the Stewart Creek's dredging.

Mark Wirtam read letter regarding testing of well water and hoped the water clean up began before the project progressed.

COUNCILOR RESPONSE TO PUBLIC COMMENT:

Councilor Cullum thanked the residents who spoke regarding Stewart's Creek.

Councilor Hebert also thanked all residents who came out to express their opinions and reiterated that everyone rights/privileges needs to be protected.

Councilor Wallace expressed his concerns with the shooting range.

Council Dagwan explained her opposition to the land exchange but clarified her openness to the shooting range.

Council James Crocker hoped for a day that the Town did not have to utilize Proposition 2.5 and mentioned some issues were healthcare and retirement benefits.

Councilor Norman suggested Council refrain from using Town resident statistics/and or assigning population percentages.

TOWN MANAGER COMMUNICATIONS:

Department of Veterans meeting

Smarter Government Steering Committee

- o Dan Santos gave an overview of the storm water funding
 - o Environmental protection Agency grant \$500,000 to two communities
- o Mark Ells gave an overview e-permitting with Viewpoint
 - o will have monthly update with milestones

Fire Academy

Sheriff Youth Ranch not renewing lease

MMA/Suffolk Leadership

Town Hall stairwell

Councilor questions and comments:

Update on New Busch Point project [Bulkhead project needs to be repaired and legal details need to be worked out] E-permitting what department will be the first to utilize it? [Building].

ACT ON MINUTES:

Upon a motion duly made and seconded it was voted to accept as written the minutes of the January 8, 2015.

VOTE: PASSES UNANIMOUS

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

100 special coats for homeless/street people. Barnstable Youth Commission – March 19 for parents and other and March 20 just for 7th graders. Disability Conference - better understanding of accessibility. Osterville February 3rd Historical Society 7:00pm meeting. 6A sidewalks builds will continue this spring. January 31, 2014 Marstons Mills Ham & Bean supper.

Joint Workshop – Barnstable School Committee Preliminary Finance Forecast FY16

Mark Milne highlighted the PowerPoint presentation.

President Rapp Grasseti recessed the meeting at 9:09 pm.

President Rapp Grasseti reconvened the meeting at 9:15 pm.

2015-005 APPROVAL OF THE CHANGE IN CARE, CUSTODY, MANAGEMENT CONTROL AND PURPOSE OF TWO PARCELS OF LAND, NAMELY A ±16.3 ACRE PORTION OF TRACT I OF THE WEST BARNSTABLE CONSERVATION AREA SHOWN ON ASSESSORS MAP 86 AS PARCEL 1 AND A ±17 ACRE PARCEL SHOWN ON ASSESSORS MAP 314 AS PARCEL 027001. INTRO: 08/07/14, 09/18/14, 10/16/14, 01/22/15

Tom Lynch asked for a continuation for this agenda item and the next due to the unfinished environmental study. The draft report will be completed by next week with a presentation before Council on February 26, 2015.

Councilor questions and comments:

Please include heavy metal migration; risks and clean up. [Presentation will include clarification on heavy metal migration].

Upon a motion that was duly made and seconded it was:

RESOLVED: That the Town Council approve of the change in care, custody, management control and purpose of two parcels of land, namely a ±16.3 acre portion of tract i of the west barnstable conservation area shown on assessors map 86 as parcel 1 and a ±17 acre parcel shown on assessors map 314 as parcel 027001.

VOTE: Continue to the February 22, 2015 Town Council meeting -Unanimous

2015-006 ORDER TO PETITION THE GENERAL COURT OF THE COMMONWEALTH TO ENACT SPECIAL LEGISLATION APPROVING THE CHANGE IN CARE, CUSTODY, MANAGEMENT CONTROL AND PURPOSE OF TWO PARCELS OF LAND, NAMELY A ±16.3 ACRE PORTION OF TRACT I OF THE WEST BARNSTABLE CONSERVATION AREA SHOWN ON ASSESSORS MAP 86 AS PARCEL 1 AND A ±17 ACRE PARCEL SHOWN ON ASSESSORS MAP 314 AS PARCEL 027001 INTRO: 08/07/14, 09/18/14, 10/16/14, 01/22/15

Upon a motion that was duly made and seconded it was

RESOLVED, That the Town Council order to petition the general court of the commonwealth to enact special legislation approving the change in care, custody, management control and purpose of two parcels of land, namely a ±16.3 acre portion of tract i of the west barnstable conservation area shown on assessors map 86 as parcel 1 and a ±17 acre parcel shown on assessors map 314 as parcel 027001.

VOTE: Continue to the February 22, 2015 Town Council meeting -Unanimous

2015-061 REAPPOINTMENTS TO A BOARD, COMMITTEE OR COMMISSION INTRO: 01/08/15, 01/22/15

Amendment – annual reappointment should be changed to last day of year with term expiring on December 31. Upon a motion that was duly made and seconded the Code was changed from annual reappointment to last day of year [Passes unanimous].

Upon a motion that was duly made and seconded it was

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

STEAMSHIP AUTHORITY

Robert L. O'Brien, 41 Deacon Court, Barnstable, 02630 as the Town of Barnstable representative member to a term expiring 12/13/17

STEAMSHIP AUTHORITY PORT COUNCIL

Robert R. Jones, 65 Pinewood Road, Hyannis 02601 as the Town of Barnstable representative member to a term expiring 12/13/16

VOTE: PASSES UNANIMOUS

2015-063 APPROPRIATION ORDER OF \$40,000 FOR CONSULTING ENGINEERING SERVICES FOR THE TECHNICAL EVALUATION OF THE STEWART'S CREEK CULVERT AND LOWER ESTUARY INTRO: 01/08/15, 01/22/15

Rationale given by Dan Santos, Director of Public Works. Open public hearing.

Bilton Berger [abutter to Stewart's Creek] had concerns with scope of the study. Need to make sure the study includes the area west channel; free flowing stream and dredging.

Karen McQueen [abutter to Stewart's Creek] felt there needed to be a technical evaluation.

Councilor questions and comments:

Concerned with increase modeling that needs to happen. This area Stewart's creek is heart of the community. Increase money to \$50,000 [appropriation cannot increase money but can decrease or can expand order with Town Manager approval and will have to be advertised again per code.]

Upon a motion that was duly made and seconded it was

ORDERED, That the sum of \$40,000 be appropriated for consulting engineering services for the technical evaluation of the Stewart's Creek culvert and lower estuary in Hyannis; and the sum of \$40,000 be appropriated from General Fund Reserves; and that the Town Manager is authorized to contract for and expend the appropriation made for this purpose.

Close public hearing.

VOTE: Roll Call Yes PASSES UNANIMOUS

**2015-66 APPOINTMENTS TO A BOARD, COMMITTEE OR COMMISSION
INTRO: 01/22/15**

Upon a motion that was duly made and seconded it was:

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

COUNCIL ON AGING

John Jope, 237 Five Corners Road, Centerville, 02632 as a regular member to a term expiring 6/30/17

DISABILITY COMMISSION

Paul Logan, 59 Dove Tail Lane, Cotuit 02635 as a regular member to a term expiring 6/30/17

LAND ACQUISITION PRESERVATION COMMITTEE

Anne Rowland, 125 Long Pond Circle, Centerville, 02632 as a regular member to a term expiring 6/30/15

PLANNING BOARD

Mark Ferro, 26 Elmer's Way, West Barnstable, 02668 as a regular member to a term expiring 6/30/17

VOTE: Moved to a second reading on February 5, 2015 Town Council meeting -Unanimous

2015-067 LOAN ORDER RESCISSIONS INTRO: 01/22/15

Rationale given by Mark Milne, Director of Finance. He explained there was no need to borrow this money due to grants received and coming in under budget.

Upon a motion that was duly made and seconded it was:

ORDERED: That the amount of **\$48,407,608** of un-issued loan authorizations be rescinded as follows:

<u>Council Order</u>	<u>Authorized</u>	<u>Rescind Amount</u>
2000-111 Airport T-Hangar Construction	1,230,000	150,000
2000-003 Title V – Phase II	200,000	100,000
2001-049 Land Acquisition	352,500	352,500
2001-088 Airport Water/Sewer	235,000	235,000
2001-089 Sewer System Upgrades	2,591,250	762,519
2001-090 Effluent Mitigation	1,393,950	1,393,950
2001-111 Airport Land Acquisition	4,000,000	4,000,000
2002-082 Airport Ramp/Fuel Tank/Prkg	5,065,000	1,815,000
2002-084 Sewer Norris Street	640,490	490
2002-085 Wastewater Trtmnt Hyannis	870,000	354,558
2003-026 Wastewater Trtmnt MMS	470,000	470,000
2003-086 Airport East Ramp	700,000	700,000
2003-086 Airport Runway Safe Area	1,400,000	1,400,000
2003-086 Airport Planning	750,000	750,000
2003-087 Wind Generator at WPCF	1,850,000	1,850,000
2004-008 Land Acquisition	302,500	302,500
2005-041 Airport Runway Safety Ph II	500,000	500,000
2005-085 Highway Complex	183,400	900
2005-086 Aircraft Terminal and Road	3,500,000	3,500,000
2005-086 Airport Access Rd Land Acquis.	1,905,138	1,905,138
2005-087 Sewer Collection Pleasant St	385,000	385,000
2005-129 Roads Upgrade Rte. 132	83,243	6,749
2006-081 Security Fencing	160,000	160,000
2006-082 Water Supply Wells	200,000	200,000
2007-061 Bismore Park Improvements	965,000	426,000
2007-150 HYCC	6,765,775	775
2008-019 Private Road Repairs	1,607,978	78
2009-095 School Bldg Improvement	936,600	600
2009-096 Sewer Collection Expansion	3,900,000	2,100,000
2009-132 Pump Station and Force Mains	9,960,000	4,092,000
2010-017 Sewer System Expansion	3,300,000	1,188,000
2010-011 Energy Improvements	7,650,000	1,822,000
2010-093 Airport	<u>18,213,851</u>	<u>17,483,851</u>

Total \$82,266,675 \$48,407,608

VOTE: Passes Unanimous

ADJOURNMENT:

Upon a motion duly made and seconded it was

VOTED to adjourn:

Unanimous

Adjourned at 9:55 PM

Respectfully submitted,

Janet E. Murphy

Assistant Town Clerk – Town of Barnstable

NEXT REGULAR MEETING: February 5, 2015

Exhibit A – Barry Blanchard's packet.

Exhibit B – Joint meeting of Town Council and School Committee Presentation.