



Town Council Meeting

November 19, 2015



A quorum being duly present, Council President Jessica Rapp Grassetti called the November 19, 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 Grassetti 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: Frederick Chirigotis, James Crocker, Jr., William Crocker, Jr., Jennifer Cullum, Sara Cushing, Debra Dagwan, John Flores, Jessica Rapp Grassetti, Paul Hebert, John Norman, Eric Steinhilber, James Tinsley, Jr., Philip Wallace.

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

PUBLIC COMMENT:

David Sauro, President Centerville Civic Association expressed the association's concern regarding spending tax payers' money for a national search to hire a new Town Manager.

COUNCIL RESPONSE TO PUBLIC COMMENT:

We hope to make improvements to the charter in the areas of retention and selection of a Town Manager. Thought there was a good comprehensive management process in place but now disappointed in process.

TOWN MANAGER COMMUNICATIONS:

- Community Compact Signing
- Open Budget
 - Mark Milne, Finance Director explained the Open Budget program and its user friendly access. The program allows the reader to view the budget and line items as well as drill down to capital projects.
- Housing
 - Jo Anne Miller Buntich, Growth Management Director distributed and discussed Housing Choice Improves Barnstable's Local Economy pamphlet. (Exhibit A)
- Youth Commission
 - Brendan Clark, Youth Commission Chairman talked about his discussion with Lieutenant Governor Polito regarding drug issues and concerns.
- Senior Services Visioning Session
 - Lynne Poyant, Community Services Director mentioned the visioning session held on November 12th. She noted there were 70 people in attendance with activities, and support service volunteers. She added information and ideas were gathered from all who attended.
- Board of Health needle distribution
- Mooring fee increase
- Marstons Mill school leasing
- Hamblin Pond alum treatment
- October 27th fire prevention foam

Councilor questions and comments:

Scheduled meeting on December 11th regarding homelessness. Suggested advertising to public regarding housing ideas process. [Yes tweeting and instant messaging information out to public, creating web page] Please include civic associations and utilize channel 18 local public access station.

ACT ON MINUTES: Upon a motion duly made and seconded it was voted to approve the minutes of the November 5, 2015 meeting as written

VOTE: PASSES UNANIMOUS

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

- Marstons Mills Christmas celebration
 - Hyannis Historical Society
 - November 21st West Barnstable Rooster Crows Fair
 - November 23rd blood drive
 - December 2nd Barnstable Village stroll
 - December 5th Hyannis Civic Association boat parade
- **Presentation from Maggie Downey, Administrator, Cape Light Compact** along with David Anthony, Property and Risk Management Director and Town representative at the Cape Light Compact meeting. Maggie Downey discussed the Energy Efficiency Plan's history and how it is governed under Chapter 164. She gave an overview with a PowerPoint presentation and handout. (Exhibit B)

Councilor questions and comments:

Is there a credit for mobile energy? [Renewable energy but not mobile energy] Light Emitting Diode (LED) lights not being utilized by residents [trying to get message out] Suggested reaching out to realtors to help get the message out. Issue with heating and cooling programs not addressing electricity user as most of our residents still use electricity in their homes.

- **Report from Charter Review Committee** Councilor Cullum discussed the preliminary issues: Term limits; Town Collector, appointment position; Long term financial forecast, five year report; Preliminary elections, 25 signatures to 50 signatures. She noted the last two items did not have consensus: Charter objection and recall elections. She mentioned and thanked the committee members: Councilors Chirigotis, Hebert, Crocker (W), Canedy, and Tinsley. She added the next meeting was December 3rd at 6:00pm and it was in-house vote rather than by citizen vote.

Councilor questions and comments:

Questions regarding term elections is it a 4th election or twelve years? Ruth Weil explained the 2009 Town Charter stated one could not stand for an election with more than twelve years. She added clarity would help could have 3 4-year terms.

- **Report from Parking Committee**

Councilor Cullum mentioned the committee was formulating parking regulations for all. This preliminary ordinance was addressing hotel owners, dock owners, access to lots and lighting. Jo Ann Miller Buntich, Growth Management Director distributed and discussed the Parking Overlay District rough draft outline.

2016-041 APPROPRIATION ORDER OF UP TO \$34,999 FOR THE PURPOSE OF HIRING AN OUTSIDE CONSULTANT FOR A TOWN MANAGER SEARCH INTRO: 11/05/15, 11/19/15

Johanna Boucher, Chief Procurement officer gave the rationale. She discussed the quote process with the apparent low-bidder from University of Massachusetts Boston Collins Center.

Open public hearing seeing no one, close public hearing.

Councilor questions and comments

Hiring of consultant thought it was to study the Town's process not engage in the process. This process does not encourage but rather discourages a town manager. Why was request for proposal process not utilized? Why was there no full council discussion of quote process regarding this item? [\$34,999 is under threshold to bid out and Town Manager and Finance Director advised on this issue] Very happy with committee and open process. The quote process was best choice due to time constrains and not many companies out there do this type of work. More discussion is needed.

It was moved and seconded to move the question.

VOTE: 11 Yes 2 No (Chirigotis and Hebert)

Councilor Hebert sited Charter Objection.

Agenda item 2016- 041 was moved to the next meeting on December 3, 2015.

2016-044 ALLOCATION OF TAX LEVY FY16 – TAX FACTOR INTRO: 11/05/15, 11/19/15

Jeff Rudziak, Assessing Director gave the rationale. He discussed split tax rate, residential exemption and small commercial exemption.

Open public hearing

- o Jessica Silver, Hyannis Area Chamber of Commerce spoke about Factor of 1, small businesses and a split tax rate would be bad for business.

Close public hearing

Upon a motion duly made and seconded it was

RESOLVED, that the Town Council hereby votes to classify the Town of Barnstable under the Classification Act at a Factor of 1 (one) for the fiscal year 2016.

VOTE: 13 Yes

2016-045 ALLOCATION OF TAX LEVY FY16 – RESIDENTIAL EXEMPTION

Jeff Rudziak, Assessing Director gave the rationale.

Open public hearing seeing no one, close public hearing.

Councilor questions and comments

There is a difficulty to support as those with a higher assessment will pay more. This is not always fair. Majority of residents will benefit from supporting this item.

Upon a motion duly made and seconded it was

RESOLVED, that the Town Council hereby votes to adopt a Residential Exemption at the percentage of 20% for fiscal year 2016.

VOTE: 11 Yes 2 No (Crocker (J) and Wallace)

2016-046 ALLOCATION OF TAX LEVY FY16 – SMALL COMMERCIAL EXEMPTION

INTRO: 11/05/15, 11/19/15

Jeff Rudziak, Assessing Director gave the rationale.

Open public hearing seeing no one, close public hearing.

Councilor questions and comments

This item does not offer a savings on taxes for the business owner rather the saving is for the property owner.

Upon a motion duly made and seconded it was

RESOLVED, that the Town Council hereby votes to adopt a Small Commercial Exemption of 10% for fiscal year 2016.

VOTE: 1 YES (Tinsley) 12 NO

2016-047 APPOINTMENTS TO A BOARD/COMMITTEE/COMMISSION

INTRO: 11/05/15, 11/19/15

Upon a motion duly made and seconded it was

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

CULTURAL COUNCIL: Georgia Kreth, 233 Lake Shore Drive, Marstons Mills as a regular member to a term expiring 06/30/18

VOTE: Passes Unanimous

2016-048 REAPPOINTMENTS TO A BOARD/COMMITTEE/COMMISSION INTRO: 11/05/15, 11/19/15

Upon a motion duly made and seconded it was

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

HUMAN SERVICES COMMITTEE: Scott Fitzgerald as a regular member to a term expiring 06/30/18; Charles Hetzel as a regular member to a term expiring 06/30/18; Heidi Nelson as a regular member to a term expiring 06/30/18

VOTE: Passes Unanimous

2016-049 APPOINTMENTS TO A BOARD/COMMITTEE/COMMISSION INTRO: 11/19/15

Upon a motion duly made and seconded it was

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

WATER RESOURCES ADVISORY COMMITTEE (WRAC): Philip Boudreau, 265 South Main Street, Centerville, as a regular member to a term expiring 06/30/18; Lindsey Counsell, 1183 Old Stage Road, Centerville, as a regular member to a term expiring 06/30/17; Casey Dannhauser, 49 Putnam Avenue, Cotuit, as a regular member to a term expiring 06/30/17; Fred Dempsey, 48 Field Stone Road, West Barnstable, as a regular member to a term expiring 06/30/17; Ed Eichner, 141 Pine Tree Drive,

Centerville, as a regular member to a term expiring 06/30/18; Farley Lewis, 21 Wachusett Avenue, Hyannis port, as a regular member to a term expiring 06/30/17; Michael Moynihan, 33 Park Avenue, Centerville, as a regular member to a term expiring 06/30/18; George Zoto, 10 Widgeon Lane, West Barnstable, as a regular member to a term expiring 06/30/18

VOTE: Refer to Second Reading – Passes Unanimous

2016-050 ACCEPTANCE OF DISTRESSED PROPERTIES IDENTIFICATION AND REVITALIZATION GRANT IN THE AMOUNT OF \$60,000 INTRO: 11/19/15

Ruth Weil gave the rationale.

Upon a motion duly made and seconded it was

RESOLVED: That the Town Council does hereby accept a grant award in the amount of \$60,000 from the Office of the Attorney General for the purpose of identifying bank-owned, Real estate owned, (REO) distressed and vacant foreclosed properties in order to work with said banks to return these properties to habitable and productive use and that the Town Manager be authorized to contract for and expend the grant funds for the purpose stated herein.

VOTE: Passes Unanimous

2016-051 APPROPRIATION ORDER \$8,000 COMMUNITY PRESERVATION FUNDS FOR ACQUISITION OF OPEN SPACE AND RECREATION LAND AT 230 OLD COLONY ROAD, HYANNIS, MAP 325, PARCEL 33, CONSISTING OF A PARCEL OF 2.11 ACRES MORE OR LESS INTRO: 11/19/15

ORDERED: That pursuant to the provisions of the Community Preservation Act, G.L. c 44B, the sum of Eight Thousand and No/100 (\$8,000.00) Dollars be appropriated and transferred from the amount set aside for open space in the Community Preservation Fund to be expended for acquisition of open space and recreation land shown on Assessors Map 325 as Parcel 33 with an address of 230 Old Colony Road, Hyannis; and that the Town Manager is authorized to expend the amounts appropriated for the stated purposes by purchase of the land on behalf of the Town and execute, receive, deliver and record any written instruments, subject to prior approval of the grant of a conservation restriction by the Town Council and oversight of the Community Preservation Committee.

VOTE: Refer to public hearing on 12/03/15 – Passes Unanimous

2016-052 ACCEPTANCE OF A GRANT IN THE AMOUNT OF \$115,605 TO THE BARNSTABLE SENIOR SERVICES DIVISION FROM THE MASSACHUSETTS EXECUTIVE OFFICE OF ELDER AFFAIRS TO SUPPORT STAFF SALARIES AND PROGRAMS OF THE BARNSTABLE SENIOR CENTER INTRO: 11/19/15

Lynne Poyant, Community Services Director gave the rationale

RESOLVED: That the Town of Barnstable hereby accepts a grant of \$115,605 from the Executive Office of Elder Affairs to support staff salaries and programs of the Barnstable Senior Center.

VOTE: Passes Unanimous

ADJOURNMENT:

Upon a motion duly made and seconded it was

VOTED to adjourn:

Unanimous

Adjourned at 9:34 PM

Respectfully submitted,

Janet E. Murphy
Assistant Town Clerk – Town of Barnstable

NEXT REGULAR MEETING: December 3, 2015

EXHIBITS

- A. Housing Choice Improves Barnstable's Local Economy pamphlet
- B. Cape Light Compact Update and Annual Report
- C. Charter Commission review
- D. Parking Committee rough draft outline