



Town Council Meeting

October 23, 2025

A quorum being duly present, President Craig Tamash called the October 23, 2025, Town Council meeting to order at 6:02 P.M.

An announcement was made by President Tamash 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 8 or Channel 1072.

PRESENT: Charles Bloom, Seth Burdick, Kristine Clark, John Crow, Betty Ludtke, Jeffrey Mendes, Paul Neary (6:16 PM), Paula Schnepf, Gordon Starr, Craig Tamash, Kristin Terkelsen

ABSENT: Matthew Levesque; Felicia Penn

Councilor Ludtke introduced and welcomed, veteran Ed Lambert to lead the pledge of allegiance followed by President Tamash who asked all to remain standing for a Moment of Silence. He asked that we keep Councilor Levesque and his family whose father passed away in our thoughts and prayers and for all the service men who have given their lives for our country.

PUBLIC COMMENT:

President Tamash asked all who would like to comment, to sign in, wait to be recognized by the presiding officer, and direct your comments to the Town Council.

David Abelman spoke about a discussion with Ells and Unrue regarding the pollution of Long Pond. He felt there was no time to waste and there was a need to commit to action. He discussed a possible pilot project for Long Pond. He hoped if this was not this solution then another company may have one.

Rebecca Edson Medeiros spoke about the pollution in Long Pond. Talked about not being able swim in the pond and having to make sure the dogs stayed away from the pond. Urged Council to find an immediate solution for this problem.

Larry Morin spoke about agenda item 2026-039 He felt it was time for the public to have the same public comment and free speech in the Town's Boards and Committee meetings. He urged Council to let the public participate on certain Ad Hoc committees.

Amanda Jacob from Hopeful Outreach of Cape Cod spoke about helping 463 individuals and offering sober living scholarships. Her organization offered access to recovery programs and housing resources.

Vicki Marchant who is an abutter to the Hyannis Honda property, had concerns with the parking lot. She felt the parking lot as it was a very busy area. She hoped the lot would fit into the aesthetics of the residential area.

Tim O'Neill felt it was most important to conduct a fair legal hearing process. He felt the town was struggling on multiple fronts and hoped Council could focus on issues that matter most to the residents

Barry Sheingold felt there needed to be quick action on the sewer and cyanobacteria issues in the town. He was glad the Town Council and staff will be addressing these issues. He supported the changes in the Stretch Code – moving the date.

Peter Hanson was very thankful for the additional funding to complete the Osterville playground. He

hoped all Councilors would vote to approve this item. The playground park will be named after former Councilor Jim Crocker who wanted the park.

Cliff Carroll thanked Ed Lambert for his service to the county and his radio show. He also thanked the 4 outgoing Councilors for their time and effort during their terms of office. He spoke about the proposed deadline for extension to the Stretch Code. He wished this was discussed earlier at the subcommittee level prior to the approval vote. He urged Town Council to accept the new implementation date. He noted there were millions of dollars in the engineering phase and if the Stretch Code goes in to affect and they cannot pull their permit before the January date they will have to go back and re-engineer their projects. We need to keep drinking water as a priority with all projects

John Richmond spoke about summarizing the email content sent from the public to the town councilors, move the controversial items earlier in the meetings, and hold the Executive Sessions after all the agenda items. He felt no chairperson should not have the power to approve a project on their own and every item should have a public hearing.

ZOOM

Tim Kirk felt pesticides and herbicides usage should be eliminated from Barnstable and leaf blowers as well due to the noise pollution. He asked for a new update on the watershed permit – what is going on down in Washington D.C. and with the Environmental Protection Agency (EPA). He added the mechanism is being wiped out in favor of fossil fuels and how will this affect the timing or phasing of the sewer project.

Paul Phalan opposed agenda item 2026-001. He felt with the airport's 15-million-dollar reserve should not be given as carte blanche in regards to spending the funding. He said there were no agreements with any of the airlines to come back to Barnstable.

Christopher Kuhn sent emails to Council, Legal, Planning and Building directors regarding the conflict of what is proposed and to be built at 201 Main Street and 307 main Street. He spoke about the missing landscape buffer for the project. He questioned how the projects could be approved without the required buffer.

Close Public Comments

COUNCIL RESPONSE TO PUBLIC COMMENT:

(Ludtke) thanked Tom O'Neil for his thoughts on Long Pond and felt we should focus our energy on the water pollution issue. She agreed with taking Executive Sessions at the end of the Town Council meetings. (Mendes) said if he was in attendance during the stretch code agenda item he would have voted no in theory but not in implementation. He said he has not heard anything positive about the stretch code. He said the infrastructure and buildings need funding for repairs. He felt the stretch code will cost us money. Get ready taxes will be raised. (Schnepp) supported cleaning up Long Pond and she was happy to hear about the successful meeting with Mark Ells and staff. She gave a shout out to Amanda Jacobs and her group for receiving opioid recovery funds. (Crow) agreed with the controversial items should be brought up at the beginning or earliest part of the Council meeting. (Tamash) clarified that public comment during the Town Council was included in the meeting minutes.

TOWN MANAGER'S COMMUNICATIONS: (Pre-Recorded) The Town Manager's report has been pre-recorded and is available to the Town Council and the public. The report will be prepared in written form and posted on the Town Manager's website. The Town Manager and staff will be available to answer any questions regarding the report as presented. **(Exhibit A)**

- Town Manager Calendar Year Fee Hearing for fiscal year 27 operating and capital budget – update

- Mark Milne, Director of Finance and John Curran, Director of Assessing will provide an overview of the two levy shifting options which the Town Council will vote on in the upcoming November 6th council meeting
- Ann Quirk, Town Clerk provided deadline information regarding the upcoming local election on November 4th, 2025
- James Kupfer, Director of Planning and Development recorded an update presentation of the Town's Housing report
- Barnstable Council on Aging will host a Medicare open Enrollment presentation on Monday, November 17th from 1:00pm to 2:23 pm at the Barnstable Adult Community Center
- The Town of Barnstable is currently updating its Open Space and Recreation Plan (OSRP) which is a tool through which a community plans for the future of its conservation and recreation resources
- The Recreation and Hyannis Youth and Community Center (HYCC) Divisions have launched a new registration software. The new website is www.barnstablema.myrec.com
- Andy Clyburn, Assistant Town Manager will provide an update on the Quality-of-Life workgroup
- Kelly Collopy, Communication Manager for the Public Works Department will provide an update on Water Resource management planning including the Comprehensive Wastewater Management Plan (CWMP)

Councilor Discussion:

(Schnepp) Commended Director Kupfer and staff for the presentation regarding listing of all projects for the last eight years. She was glad for approval of funding for inclusionary zoning to help create more affordable housing. (Ludtke) asked about the Quality-of-Life group and how public comments at meetings should be made. She thanked Stephen Robichaud, Chair of the Planning Board, for all his hard work and felt he was the heart of Barnstable. (Bloom) Said Steve Robichaud should give classes on how to run a meeting. (Schnepp) questioned a sign at the Barnstable Public High School regarding Jesus.

MINUTES:

Upon a motion duly made and seconded, it was voted to accept the minutes of September 18, 2025, as presented.

VOTE: PASSES 10 YES 1 ABSTAIN (MENDES)

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

Stephen Robichaud, Chair of the Planning Board announced that Lindsey Counsell, Chair of the Planning Board would not seek reelection. He said Counsell was on the board for two decades. Robichaud gave insight and an overview of a PowerPoint presentation regarding the work of the Planning Board.

Councilor Discussion:

(Terkelsen) felt there was not enough data and letters should have more information. (Ludtke) asked if there was state training for the Planning Board (Robichaud) there is town and state training. (Schnepp) lots of work thank you. Review recommending zoning ordinance possible review committee. (Robichaud) more collaboration between Planning Board and other boards.

- Presentation on the Allocation of the Fiscal Year 2026 Tax Levy – Adoption of a Residential Exemption and Residential Factor, Mark Milne, Director of Finance, and John Curran, Director of Assessing

(Milne) have an overview of the allocation of fiscal year 2026 Tax Levy adoption and residential exemption. (Curran) discussed the PowerPoint presentation.

Councilor Discussion:

(Schnepp) asked about the Home Rule petition for year-round rentals. (Curran) explained the local option needs to be voted on. (Ludtke) asked about the five-day public disclosure. (Curran) noted the website had posted values on second home owners. (Ludtke) felt there was no trust in compliance everything should be on website so trust can be done for people. (Curran) yes, we will look at it on the web it will be more robust. (Ludtke) what about the exemption for those that are renting (Curran) Not sure how to get it approved (Milne) Local option available – affordable housing - Council must set the amount those decisions are decided with Town Council. Bring forward local exemption option. (Tamash) Will it be different for renting. (Milne) Yes it works differently, Town Council must decide.

Break – 10 minutes 7:51 pm - 8:05 pm

2026-037 10/09/2025, 10/23/2025	APPOINTMENTS TO A BOARD/COMMITTEE/COMMISSION INTRO:
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Upon a motion duly made and seconded it was

RESOLVED: That the Town Council appoints the following individuals to a multiple-member Board/Committee/Commission: **Council on Aging:** Larry Morin as an alternate member to a term expiring 06/30/2027; **Conservation Commission:** Rob Demelo, as a regular member to a term expiring 06/30/2028; **Recreation Commission:** Christina Carrington, as a regular member to a term expiring 06/30/2028; **Youth Commission:** Nina Wang, as a student member to a term expiring 06/30/2026; **Zoning Board of Appeals:** Manny Alves from an associate position to a full member position to a term expiring 06/30/2026; Debra Dworkis, as an associate position to a term expiring 06/30/2027

VOTE: PASSES UNANIMOUS

2026-038 10/23/2025	REAPPOINTMENTS TO A BOARD/COMMITTEE/COMMISSION INTRO: 10/09/2025, 10/23/2025
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Upon a motion duly made and seconded it was

RESOLVED: That the Town Council reappoints the following individuals to a multiple-member Board/Committee/Commission: **Conservation Commission:** F.P. Tom Lee, as a regular member to a term expiring 06/30/2028; Peter Sampou as a regular member to a term expiring 06/30/2028; **Open Space Committee:** Catherine Gulliver, as a regular member to a term expiring 06/30/2028; Farley Lewis, as a regular member to a term expiring 06/30/2028

VOTE: PASSES UNANIMOUS

2026-039 10/09/2025, 10/23/2025	AMENDING THE CODE OF THE TOWN OF BARNSTABLE, PART I GENERAL ORDINANCES, CHAPTER 37, BOARDS, COMMITTEES AND COMMISSIONS TO REVISE THE APPOINTMENTS COMMITTEE AND TO ADD A NEW ZONING AND REGULATORY COMMITTEE OF THE TOWN COUNCIL INTRO:
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Jim Kupfer, Director of Planning and Development, gave the rationale.

Open Public Hearing

Bob Schulte explained the redline amendments. He spoke about eligibility and not excluding residents in these Council exclusive groups. He noted some citizens would be helpful in the Appointments Committee. He felt this item needs to amended. Please do not make these two committees Council only members.

Larry Morin agreed with Bob Schulte. He would like to see some of the public people as part of the Appointments Committee. He felt there should be more members. The public member should not be necessarily barred from being the chair of the Appointments Committee. Morin has attended the last two years of their meetings and disagrees with some of Kupfer's language in this ordinance.

John Richmond agreed with Bob Schulte and added both committees are completely unnecessary.

Trying to fix something that is not broken.

Seeing no one close public hearing

Councilor Discussion:

(Neary) said he is not sure where he stands on this issue. He noted a small fraction of people are paying attention and they are being heard. (Tamash) Is there the provision for public comment in every meeting (Kupfer) Yes and subcommittee would have public comment. (Mendes) Struggled with this item. Committees not equitable in every village. We need to bring younger people into these committees because the decisions that are made will affect them. I would love for the public to be a part of it, but I need it to be equitable. (Schnepp) Challenge with including citizens – Appointment Committee works well with five Councilors. The Zoning Regulatory Committee involves lots of public interaction. (Crow) impetus to change but does not remember citizens being on the committee. Zoning Regulatory Committee has five councilors seven would be a better number. (Terkelsen) felt councilors should serve for the length of their term and residents could make a three years term. Keep it streamlined. (Ludtke) Add a human resources person to the Appointments Committee. (Bloom) Leave the Appointments committee as it is. (Nober) the amendment adds two more members to the Zoning Regulatory Committee. (Schnepp) then the Appointments Committee stays as is (Nober) language clarification – left alone the advertising language and the interview candidates for reappointment. These are different than the Ad Hoc Committees. Appointments are made by the President but approved by the entire council. (Mendes) What can be done (Nober) Council can out vote the President you are the elected officials. Never seen a member of the public on the Appointments Committee. (Burdick) What is the language of the proposed amendment. He feels it strikes a balance between the Town Council and people who are in the know, who have the expertise.

Councilor Ludtke read aloud the proposed amend for item 2026-039. To amend section 1 of item number 2026-039 by inserting in article 1, section 37 -2 membership following language after the words, Town Councilors, provide that the membership of the Zoning and Regulatory Committee of the Council shall include the chair of the Zoning Board of Appeals, or his or her designee and the Chair of the Planning Board or his or her designee, for a total of seven members. So as amended, section 37-2 would read as follows: Each Standing Committee of the Town Council shall consist of five Town Councilors provided that the membership of the Zoning and Regulatory Committee of the Council shall include the chair of Zoning Board of Appeals or his or her designee, and the chair of the Planning Board or his or her designee, for a total of seven members.

President Tamash asked Councilor Ludtke to re-read the motion. This is the proposed amendment to item 2026-039. This is the motion to amend section 1 of item 2026-039 by inserting in article 1, section 37-2 membership the following language after the words, town councilors provided that the membership of the Zoning and Regulatory Committee of the Council shall include the chair of the Zoning Board of Appeals or his or her designee, and the chair of the Planning Board or his or her designee, for a total of seven members.

Upon a motion duly made and seconded it was to amend Section 37-2 would read as follows each Standing Committee of the Town Council shall consist of five town councilors, provided that the members of the Zoning and Regulatory Committee of the Council shall include the chair of the Zoning Board of Appeals or his or her designee and the chair of the Planning Board or his or her designee, for a total of seven members.

(Crow) added we are trying to have a wide range of councilors on this position, and we can maybe modify that to say that those two seats from the Zoning Board and the Planning Board can be permanent advisors or some other aspect and have seven members.

Upon a motion duly made and seconded it was to amend the amendment to have seven councilors, not a nine-member committee with two permanent advisors one from Zoning Board of Appeals and one

from the Planning Board (No second – no vote)

Upon a motion duly made and seconded it was the amendment read by Councilor Ludtke

VOTE: PASSES 9 YES 1 NO (CROW) 1 ABSTAIN (BLOOM)

(Nober) mentioned if there was concern about a committee being stacked this is an advisory committee. They will not get the final say on anything. They will be doing the work to bring something before council and the full council is the check on that possible stacked committee.

(Starr) what about reappointed members (Nober) no existing standing committee or Zoning Regulatory Committee should be for more than one year. It was suggested that the Planning Committee should be for a longer period due to the issues. (Terkelsen) two years is not enough time to serve. It should be for the duration of your term. (Tamash) Everyone will not have four-year term. Should we eliminate all reference to the Appointments Committee or leave it as is. (Nober) Advertisement and inviting the public these paragraphs have been added. Current Appointments Committee there are five members with three out of the five should be councilors. (Tamash) would it make sense to remove within section 1 reference to Appointments Committee and write amendment tonight. (Nober) Continue to next meeting and redraft it. (Ludtke) add a sentence to the amendment in section 37-2 that the Appointments Committee could include up to two (Nober) Provided further that the membership of the Appointments Committee may include up to two members of the public. The section 37-2 membership to include after the language that was just voted on provided further that the Appointments Committee of the Town Council may include up to two members of the public for a potential total of seven members.

Upon a motion to amend duly made and seconded it for an additional amendment to include Town Attorney Nober language as read. Motion to add language that you just voted on and provided further that the membership of Appointments Committee of the Council may include up to two members of the public for a total of up to seven members

VOTE: PASSES 6 YES 5 NO (BURDICK, MENDES, NEARY, SCHNEPP, STARR)

Upon a motion **AS AMENDED** duly made and seconded it

ORDERED: That the Code of the Town of Barnstable, Part I General Ordinances, Chapter 37 Boards, Committees and Commissions, is hereby amended as follows:

SECTION 1. By repealing Article I, Appointments Committee, in its entirety and inserting the following new Article I, Standing Committees of the Council, in its place:

“Article I. Standing Committees of the Town Council

§ 37-1 Standing Committees of the Town Council.

The following committees shall be Standing Committees of the Town Council:

- A. An Appointments Committee of the Town Council
- B. A Zoning and Regulatory Committee of the Town Council.

§ 37-2 Membership.

Each Standing Committee of the Town Council shall consist of five town councilors, provided that the members of the Zoning and Regulatory Committee of the Council shall include the chair of the Zoning

Board of Appeals or his or her designee and the chair of the Planning Board or his or her designee, for a total of seven members. Membership of Appointments Committee of the Council may include up to two members of the public for a total of up to seven members.

§ 37-3 Term of office.

The members of the Appointments Committee of the Town Council shall serve for one year commencing after the annual reorganization of the Town Council. The members of the Zoning and Regulatory Committee of the Town Council shall serve for two years commencing after the reorganization of the Town Council following a regular Town election.

§ 37-4 Appointment of members.

The Councilors serving on Standing Committees of the Town Council shall be appointed by the President of the Council from a list of names of those Councilors who have indicated that they wish to serve on such committees. The total Council will be apprised of the names of those Councilors who are willing to serve. The full Council will have the final vote on all appointments to the Standing Committees of the Council.

§ 37-5 Appointments Committee.

- A. Purpose. In accordance with Council rules, the Appointments Committee recommends to the Town Council a slate of persons to be reappointed or appointed to volunteer boards.
- B. The Appointments Committee will advertise on the Town website and on digital and social channels as needed throughout the year, inviting Town residents to submit letters of interest to the Town Council Administrator indicating the areas in which they would like to serve and requesting letters of interest for openings on specific multi-member boards, committees and commissions.
- C. Resumes will be gathered along with letters of interest from each candidate, and interviews will be conducted with new candidates as well as with candidates for reappointment whenever there are other applicants for the position for which a candidate is seeking reappointment. At the discretion of the Committee, interviews may be conducted with candidates for reappointment when they are the only applicants for the position for which they are seeking reappointment.

§ 37-6 Zoning and Regulatory Committee.

- A. Purpose. The Zoning and Regulatory Committee will review and make recommendations to the Council regarding proposed zoning amendments and other proposed regulatory ordinances and amendments submitted to the committee by the Town Manager or by one or more Councilors. The Zoning and Regulatory Committee, on its own initiative, may submit to the Council proposed zoning amendments and other proposed regulatory amendments and ordinances.
- B. All meetings of the Zoning and Regulatory Committee shall include a period for public comment."

SECTION 2. Article II, Absentee Members, is hereby amended by renumbering § 37-8 as § 37-7.

VOTE: PASSES AS AMENDED 9 YES 1 NO (SCHNEPP) 1 ABSTAIN (CROW)

ROLL CALL: BLOOM, BURDICK, CLARK, LUDTKE, MENDES, NEARY, STARR, TAMASH, TERKELSEN

2026-040 AUTHORIZATION TO CONTRACT FOR AND EXPEND A FISCAL YEAR 2026 GRANT IN THE AMOUNT OF \$1,770,000 FROM THE COMMONWEALTH OF MASSACHUSETTS, COASTAL ZONE MANAGEMENT OFFICE FOR CONSTRUCTION OF THE SANDY NECK BEACH FACILITY COASTAL RESILIENCY PROJECT INTRO: 10/23/2025

Mark Ells, Town Manager gave the rationale.

Upon a motion duly made and seconded it was

RESOLVED: That the Town Council does hereby authorize the Town Manager to contract for and expend a Fiscal Year 2026 Grant from the Commonwealth of Massachusetts, Coastal Zone Management Office in the amount of **\$1,770,000** for construction of the Sandy Neck Beach Facility Coastal Resiliency Project.

VOTE: PASSES UNANIMIOUS

2026-041 TRANSFER ORDER IN THE AMOUNT OF \$1,716,000 FOR THE PURPOSE OF REPLACING THE BORROWING AUTHORIZED UNDER TOWN COUNCIL ORDER 2026-019 TO FINANCE THE HARDSTAND PROJECT AT THE CAPE COD GATEWAY AIRPORT INTRO: 10/23/2025

Mark Nelson, Airport Manager gave the rationale.

Upon a motion duly made and seconded it was

ORDERED: That the amount of **\$1,716,000** be transferred from the Airport Enterprise Fund Reserves to finance the design and construction of aircraft hardstands on the terminal apron at the Cape Cod Gateway Airport, and that the borrowing authorization under Town Council order 2026-019 for **\$1,716,000** is hereby rescinded.

VOTE: PASSES UNANIMIOUS

CONSENT AGENDAS:

Upon a motion duly made and seconded it was to refer Items 2026-042, 2026-043, 2026-046, 2026-048, 2026-049, and 2026-50 as written, to individual public hearings to be held on each item at the Town Council meeting on November 6, 2025.

VOTE: OPEN AND CONTINUE TO INDIVIDUAL PUBLIC HEARINGS ON 11/06/2025 - PASSES UNANIMOUS

Upon a motion duly made and seconded it was to refer Items 2026-047 and 2026-051 to individual public hearings to be held on each item at the Town Council meeting on November 6, 2025.

VOTE: TO SECOND READING - 11/06/2025 - PASSES UNANIMOUS

2026-042 APPROPRIATION ORDER IN THE AMOUNT OF \$300,000 FOR THE INSTALLATION OF RECTANGULAR RAPID FLASHING BEACONS (RRFBs) AND THE CONSTRUCTION OF ASSOCIATED CURB RAMPS AND AUTHORIZATION TO ACCEPT A FISCAL YEAR 2026 EQUIPMENT GRANT IN THE AMOUNT OF \$300,000 FROM THE COMMONWEALTH OF MASSACHUSETTS, DEPARTMENT OF TRANSPORTATION FOR FOURTEEN (14) RRFBs INTRO: 10/23/2025

Upon a motion duly made and seconded it was

ORDERED: That the amount of **\$300,000** be appropriated from the General Fund Reserves for the purpose of funding the installation of fourteen (14) Rectangular Rapid Flashing Beacons (RRFBs) and the construction of associated curb ramps to comply with federal and state accessibility requirements and guidelines, and that the Town Manager is authorized to accept a Fiscal Year 2026 equipment grant for fourteen (14) RRFBs with an estimated value of **\$300,000** from the Commonwealth of Massachusetts, Department of Transportation.

VOTE: OPEN AND CONTINUE TO INDIVIDUAL PUBLIC HEARINGS ON 11/06/2025 - PASSES UNANIMOUS

2026-043 APPROPRIATION ORDER IN THE AMOUNT OF \$307,500 IN COMMUNITY PRESERVATION FUNDS FOR THE PURPOSE OF THE TOWN ACQUIRING A CONSERVATION RESTRICTION ON A 25.74± ACRE RETIRED CRANBERRY BOG LOCATED AT 301 PARKER ROAD IN WEST BARNSTABLE INTRO: 10/23/2025

Upon a motion duly made and seconded it was

ORDERED: That, pursuant to the provisions of the Community Preservation Act, G. L. c. 44B, the amount of Three Hundred Seven Thousand and Five Hundred Dollars (**\$307,500**) be appropriated first from the amount set-aside for Open Space and Recreation within the Community Preservation Fund and secondly from the Community Preservation Undesignated Fund for the purpose of the Town, acting by and through its Town Manager, acquiring a perpetual Conservation Restriction (CR) from Barnstable Land Trust, Inc. on a 25.74± acre retired cranberry bog located at 301 Parker Road, West Barnstable, shown as Assessors Map 176, Parcel 019, for open space, conservation and passive recreation purposes pursuant to G.L. c. 184, sections 31-32. The Town Council authorizes the Town Manager to negotiate the terms of the CR subject to minor changes to be made by the Secretary of Energy and Environmental Affairs. It is further ordered that the Town Manager is authorized to expend the amount appropriated on behalf of the Town for the acquisition of the CR, subject to oversight by the Community Preservation Committee, and to negotiate, accept, approve, execute, receive, deliver and record any written instruments to effectuate this Order and complete this transaction.

VOTE: OPEN AND CONTINUE TO INDIVIDUAL PUBLIC HEARINGS ON 11/06/2025 - PASSES UNANIMOUS

2026-046 AMENDING THE CODE OF THE TOWN OF BARNSTABLE, PART I GENERAL ORDINANCES, CHAPTER 48 STRETCH ENERGY CODE, TO CHANGE THE EFFECTIVE DATE INTRO: 10/23/2025

Upon a motion duly made and seconded it was

ORDERED: That the Code of the Town of Barnstable, Part I General Ordinances, Chapter 48 Stretch Energy Code, as approved by the Town Council through Item No, 2026-014 on October 9, 2025, is hereby amended by deleting in § 48-4 the effective date of "January 1, 2026" and inserting in its place a new effective date of "July 1, 2026".

VOTE: OPEN AND CONTINUE TO INDIVIDUAL PUBLIC HEARINGS ON 11/06/2025 - PASSES UNANIMOUS

2026-048 APPROPRIATION AND TRANSFER ORDER IN THE AMOUNT OF \$704,155 FOR THE OSTERVILLE PLAYGROUND PROJECT LOCATED AT 93 WEST BAY ROAD IN OSTERVILLE INTRO: 10/23/2025

Upon a motion duly made and seconded it was

ORDERED: That the amount of Seven Hundred and Four Thousand One Hundred Fifty-Five Dollars (**\$704,155**) be appropriated and transferred for the purpose of funding the Osterville Playground Project located at 93 West Bay Road in Osterville, and to fund this appropriation, that pursuant to the provisions of the Community Preservation Act, G.L. c. 44B, the amount of **\$400,000** be appropriated first from the amount set-aside for Open Space and Recreation within the Community Preservation Fund and secondly from the Undesignated Reserve in the Community Preservation Fund, and that **\$292,168** be transferred from the remaining balance in Town Council Order 2017-086 and that **\$11,987** be transferred from the remaining balance in Town Council Order 2019-146; and that the Town Manager is authorized to expend the appropriation made available for this purpose, with the expenditure of the involved Community Preservation Funds subject to oversight by the Community Preservation Committee.

VOTE: OPEN AND CONTINUE TO INDIVIDUAL PUBLIC HEARINGS ON 11/06/2025 - PASSES UNANIMOUS

2026-049 APPROPRIATION ORDER IN THE AMOUNT OF \$94,966 FOR THE PURPOSE OF FUNDING THE COSTS ASSOCIATED WITH HIRING 7 NEW PATROL OFFICERS IN THE BARNSTABLE POLICE DEPARTMENT

Upon a motion duly made and seconded it was

ORDERED: That the amount of **\$94,966** be appropriated from the General Fund reserves and added to the FY26 Police Department Budget for the purpose of funding the costs related to hiring 7 new police officers, including testing, training, uniforms, ammunition and equipment.

VOTE: OPEN AND CONTINUE TO INDIVIDUAL PUBLIC HEARINGS ON 11/06/2025 - PASSES UNANIMOUS

2026-050 ALLOCATION OF TAX LEVY FISCAL YEAR 2026 – TAX FACTOR INTRO: 10/23/2025

Upon a motion duly made and seconded it was

RESOLVED: That the Town Council hereby votes to classify the Town of Barnstable under M.G.L. c. 40, § 56 at a Residential Factor of 1 (one) for the Fiscal Year 2026.

VOTE: OPEN AND CONTINUE TO INDIVIDUAL PUBLIC HEARINGS ON 11/06/2025 - PASSES UNANIMOUS

2026-047 ORDER AUTHORIZING THE GRANT OF AN EASEMENT TO THE WIANNO CLUB FOR PRIVATE SEWER LINES AND THE GRANT OF AN EASEMENT TO NSTAR ELECTRIC COMPANY FOR RELATED ELECTRIC SERVICE WITHIN CERTAIN TOWN PUBLIC WAYS IN OSTERVILLE INTRO: 10/23/2025

Upon a motion duly made and seconded it was

ORDERED: That the Town Council hereby authorizes the Town Manager, on behalf of the Town, for nominal monetary consideration, to grant a nonexclusive easement to the Wianno Club for the installation and use of subsurface, privately owned sewer pipes and an easement to NSTAR Electric Company for an underground electric line within the Town public ways of Sea View Avenue, Webster Street and Washington Avenue in Osterville as shown on a 5-sheet plan prepared by Sullivan Engineering & Consulting, Inc. and E.A.S. Survey, Inc., dated September 16, 2025, and attached hereto. The Town Manager is authorized to establish easement conditions, grant, accept, sign, deliver and record any documents, and may make or require minor modifications to the easement areas and the plans, as necessary to effectuate this Order and complete this transaction. The final easement granted to the Wianno Club shall require that the Wianno Club indemnify the Town for any injury, loss or expenses, including due to the release of oil, hazardous materials or sewage, arising from or in connection with Wianno Club's use and occupation of the easement areas; and shall further require that the Wianno Club shall secure a written Trench Permit from the Department of Public Works, and any other required permits or approvals, prior to occupying or opening the public way under the easement.

VOTE: TO SECOND READING - 11/06/2025 - PASSES UNANIMOUS

2026-051 ALLOCATION OF TAX LEVY FISCAL YEAR 2026 – RESIDENTIAL EXEMPTION INTRO: 10/23/2025

Upon a motion duly made and seconded it was

RESOLVED: That the Town Council hereby votes to adopt a Residential Exemption of twenty-five percent (25%) for Fiscal Year 2026.

VOTE: TO SECOND READING - 11/06/2025 - PASSES UNANIMOUS

2026-044 AUTHORIZATION TO CONTRACT FOR AND EXPEND A FISCAL YEAR 2026 HOUSING CHOICE GRANT FROM THE COMMONWEALTH OF MASSACHUSETTS, EXECUTIVE OFFICE OF HOUSING AND LIVABLE COMMUNITIES IN THE AMOUNT OF \$72,700 FOR THE PURPOSE OF FUNDING AN ECONOMIC FEASIBILITY STUDY REGARDING THE TOWN'S INCLUSIONARY AFFORDABLE HOUSING REQUIREMENTS INTRO: 10/23/2025

Jim Kupfer, Director of Planning and Development gave the rationale.

(Ludtke) asked to make sure the contractor is fully aware of the aspect of seasonal community designation and bring forward a recommendation of how it might work with the seasonal community and help us decide if we will try to apply again.

Upon a motion duly made and seconded it was

RESOLVED: That the Town Council does hereby authorize the Town Manager to contract for and expend a Fiscal Year 2026 Housing Choice grant in the amount of **\$72,700** from the Commonwealth of Massachusetts, Executive Office of Housing and Livable Communities to fund an economic feasibility study regarding the Town's Inclusionary Affordable Housing requirements.

VOTE: PASSES UNANIMOUS

2026-045 AUTHORIZATION TO CONTRACT FOR AND EXPEND A FISCAL YEAR 2026 COMPLETE STREETS GRANT FROM THE COMMONWEALTH OF MASSACHUSETTS, DEPARTMENT OF TRANSPORTATION IN THE AMOUNT OF \$500,000 FOR ADA-COMPLIANT AND MULTI-MODAL IMPROVEMENTS ALONG NORTH STREET AND OLD COLONY ROAD, HYANNIS INTRO: 10/23/2025

Jim Kupfer, Director of Planning and Development gave the rationale. (STARR) Asked about the great streets. (Kupfer) explained it was 100 percent design which would go out for Request for proposal end of winter with Fall of 2026 to Spring 2027 in construction – punch list in Fall 2027.

Upon a motion duly made and seconded it was

RESOLVED: That the Town Council does hereby authorize the Town Manager to contract for and expend a Fiscal Year 2026 Complete Streets grant in the amount of **\$500,000** from the Commonwealth of Massachusetts, Department of Transportation for construction of Americans with Disabilities Act (ADA)-compliant and multi-modal improvements along North Street and Old Colony Road in Hyannis.

VOTE: PASSES UNANIMOUS

VOTED TO ADJOURN:

VOTE: PASSES UNANIMOUS

Adjourn at 9:33 PM

Respectfully submitted,

Janet E. Murphy
Assistant Town Clerk

NEXT MEETING:

Exhibits:

A. Town Manager Update