



# Town of Barnstable Town Council

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## MEETING AGENDA TOWN HALL HEARING ROOM

**April 4, 2013  
7:00 PM**

Councillors:

Dr. Debra S. Dagwan  
President  
Precinct 8

Jessica Rapp Grassetti  
Vice President  
Precinct 7

Ann B. Canedy  
Precinct 1

Tom Rugo  
Precinct 2

Michael P. Hersey  
Precinct 3

Frederick Chirigotis  
Precinct 4

James H. Cote  
Precinct 5

Janet S. Joakim  
Precinct 6

James M. Tinsley  
Precinct 9

Janice L. Barton  
Precinct 10

June M. Daley  
Precinct 11

John T. Norman  
Precinct 12

Jennifer L. Cullum  
Precinct 13

Administrator to the  
Town Council:  
Barbara A. Ford

Administrative  
Assistant:  
Cynthia A. Lovell

- 1. ROLL CALL**
- 2. PLEDGE OF ALLEGIANCE**
- 3. MOMENT OF SILENCE**
  - **Special gift from Mrs. Irene Sears to the Bluecoats of Barnstable for the Barnstable Police Department**
- 4. PUBLIC COMMENT**
- 5. COUNCIL RESPONSE TO PUBLIC COMMENT**
- 6. ACT ON MINUTES (Includes Executive Session)**
- 7. COMMUNICATIONS FROM ELECTED OFFICIALS, BOARDS, COMMISSIONS, STAFF, CORRESPONDENCE, ANNOUNCEMENTS AND COMMITTEE REPORTS**
- 8. ORDERS OF THE DAY**
  - A. OLD BUSINESS**
  - B. NEW BUSINESS**
- 9. TOWN MANAGER COMMUNICATIONS**
- 10. ADJOURNMENT**

**NEXT REGULAR MEETING: April 25, 2013**

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**Approve Minutes-** March 21, 2013 No executive session minutes.

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**Please Note:** The list of matters, are those reasonably anticipated by the council president, which may be discussed at the meeting. Not all items listed may in fact be discussed and other items not listed may in fact be discussed and other items not listed may also be brought up for discussion to the extent permitted by law. It is possible that if it so votes, the Council may go into executive session. The Council may also act on items in an order other than they appear on this agenda.

Persons interested are advised that in the event any matter taken up at the meeting remains unfinished at the close of the meeting, may be put off to a continued session of this meeting, and with proper notice.

Anyone requiring hearing assistance devices please inform the Town Clerk at the meeting.

**A. OLD BUSINESS (Public hearing continued) (Roll-call)**

**BARNSTABLE TOWN COUNCIL**

**ITEM# 2013-082**

**INTRO: 03/07/13, 03/21/13, 04/04/13**

**2013-082 APPROPRIATION ORDER OF \$50,000 TO CONDUCT A PLANNING PROCESS TO STUDY THE NOVEL AND COMPLEX ISSUES OF SITING MEDICAL MARIJUANA TREATMENT CENTERS**

**ORDERED:** That the sum of **\$50,000** be appropriated to hire a consultant for the purposes of conducting a planning process to study the public health, safety, general welfare, legal and land use implications, including the direct and secondary effects of siting medical marijuana treatment centers and accessory uses in the Town, as those uses are defined under Ballot Question 3 on November 6, 2012, and to meet this appropriation that **\$50,000** be transferred from available funds.

**SPONSOR:** Thomas K. Lynch, Town Manager

<b>DATE</b>	<b>ACTION TAKEN</b>
<u>03/07/13</u>	<u>Referred to 03/21/13 public hearing</u>
<u>03/21/13</u>	<u>Public hearing cont'd to 04/04/13</u>

- Read Item
- Motion to Open Public Hearing
- Rationale
- Public Hearing
- Close public hearing
- Council discussion
- Move/vote

# BARNSTABLE TOWN COUNCIL

**ITEM# 2013-082**

**INTRO: 03/07/13, 03/21/13, 04/04/13**

## SUMMARY

**TO:** Town Council  
**FROM:** Thomas K. Lynch, Town Manager  
**DATE:** February 28, 2013  
**SUBJECT:** Appropriation for a professional consultant to study Medical Marijuana Treatment Center Moratorium requirements

**RATIONALE:** This request responds to the fiscal impact of the Medical Marijuana Treatment Center (MMTC) Moratorium. These funds will be used to hire a qualified professional consultant to conduct a study pursuant to the moratorium. Tasks required to fulfill the study requirements of the Medical Marijuana Treatment Center Moratorium include the following:

- ♦ A simplified list of use requirements set out in the MMTC legislation
- ♦ Research of Chapter 240 the Zoning Ordinance to document any sections where amendments would be required to address MMTC use and activity
- ♦ Research related land use regulations in the Town Code to document any sections where amendments would be required to address MMTC use and activity
- ♦ Conduct comparative studies of other communities nationwide that have implemented such uses
- ♦ Conduct thorough research, using professional resources to determine direct and secondary effects of siting medical marijuana treatment centers within the community and produce detailed documentation of those effects. Such research and documentation shall include the potential direct and secondary impacts of siting one MMTC and any change in these impacts when more than one MMTC is located in the community.
- ♦ Thoroughly analyze the Department of Public Health regulations and registration process(es) to determine if these regulations and processes create additional areas to be addressed through local regulations of any type.

The work product will be:

- ♦ A professionally researched and thoroughly documented study presenting the results from the above referenced tasks,
- ♦ An analysis that determines ordinances, regulations and/or other land use strategies that must be developed and adopted to regulate the siting of medical marijuana treatment centers, to regulate uses related to medical marijuana and to ameliorate to the greatest extent feasible the direct and secondary effects of this land use.
- ♦ Participation in several meetings to inform residents and Town officials about the study results as they develop the community's preferred course of action.

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

**BARNSTABLE TOWN COUNCIL**

**ITEM# 2013-083**  
**INTRO: 03/21/13, 04/04/13**

**2013-083 AMENDING THE GENERAL ORDINANCE, CHAPTER 40, BOATS, S.5 B**

**ORDERED:** That Chapter 40 Section 5 of the General Code of the Town of Barnstable is hereby amended by adding to Section B after the words “other boats or of the shore” the words, “Additionally there shall be no water skiing within 300 feet of a shoreline being used as a swimming area whether public or private.”

**SPONSOR:** Town Manager, Thomas K. Lynch

<b>DATE</b>	<b>ACTION TAKEN</b>
<u>03/21/13</u>	<u>Referred to 04/04/13 for public hearing</u>

\_\_\_\_\_

- \_\_\_\_\_ Read Item
- \_\_\_\_\_ Motion to Open Public Hearing
- \_\_\_\_\_ Rationale
- \_\_\_\_\_ Public Hearing
- \_\_\_\_\_ Close public hearing
- \_\_\_\_\_ Council discussion
- \_\_\_\_\_ Move/vote

# BARNSTABLE TOWN COUNCIL

**ITEM# 2013-083**  
**INTRO: 03/21/13, 04/04/13**

## SUMMARY

**TO:** Town Council  
**FROM:** Lynne M. Poyant, Director of Community Services  
**DATE:** March 5, 2013  
**SUBJECT:** Ordinance change for Chapter 40 (Boats)

**BACKGROUND:** In the summer of 2012, the Town Council adopted updates to Chapter 40 of the town code relating to boats. State law requires any boating law to be approved by the Massachusetts Environmental Police (MEP). When we submitted our changes for review, they observed a section that was not recently amended that was in conflict. This occurred when the state regulations changed after our original ordinance was enacted decades ago. This section was not one of the changes adopted in 2012.

The new wording would be as follows:

*Water skiing as hereinafter permitted is subject to the provisions of §8, Chapter 90B, of the General Laws of Massachusetts and to the further restriction that there shall be no water skiing within 150 feet of bathers, divers, piers, docks, floats, moorings, other boats or of the shore. **Additionally there shall be no water skiing within 300 feet of a shoreline being used as a swimming area whether public or private.** For the purpose of this article, the words "water skiing" shall include the towing or manipulation of a surfboard, tube or other similar device behind a vessel.*

**RATIONALE:** For our ordinance to be valid and enforceable, the MEP must sign off on them. This minor change, which mirrors the state regulation, will allow them to do that. Without this change, the amendments in 2012 will not be valid.

**FISCAL IMPACT:** None

**STAFF ASSISTANCE:** Daniel J. Horn, Marine & Environmental Affairs Director/Harbormaster  
Joe Gibbs, Assistant Harbormaster  
Charles McLaughlin, Assistant Town Attorney



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

**BARNSTABLE TOWN COUNCIL**

**ITEM# 2013-085**  
**INTRO: 03/21/13, 04/04/13**

**2013-085 APPROPRIATION AND LOAN ORDER - \$1,050,000 Water Supply Enterprise Fund  
Capital Improvement Plan for pipe replacement and upgrade program for the  
Hyannis Water System**

**ORDERED:** That the sum of **\$1,050,000** be appropriated for the purpose of funding the pipe replacement and upgrade program for the Hyannis Water System as outlined in the FY 2014 - FY 2018 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, the Town Treasurer, with the approval of the Town Manager, is authorized to borrow **\$1,050,000**, and that the Town Manager is authorized to contract for and expend the appropriation made available for these purposes and be authorized to accept any grants or gifts in relation thereto.

**SPONSOR:** Thomas K. Lynch, Town Manager

<b>DATE</b>	<b>ACTION TAKEN</b>
<u>3/21/13</u>	<u>Referred to 4/4/13 for public hearing</u>

- Read Item
- Motion to Open Public Hearing
- Rationale
- Public Hearing
- Close public hearing
- Council discussion
- Move/vote

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

**BARNSTABLE TOWN COUNCIL**

**ITEM# 2013-086**  
**INTRO: 03/21/13, 04/04/13**

**2013-086 APPROPRIATION AND TRANSFER ORDER - \$200,000 Water Supply Enterprise Fund Capital Improvement Plan for pump station and treatment plan upgrades**

**ORDERED:** That the sum of **\$200,000** be appropriated for the purpose of Pump Station and Treatment Plant Upgrades as outlined in the FY 2014 - FY 2018 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that **\$200,000** be transferred from the Water Supply Enterprise Fund reserves, and that the Town Manager is authorized to contract for and expend the appropriation made available for these purposes and be authorized to accept any grants or gifts in relation thereto.

**SPONSOR:** Thomas K. Lynch, Town Manager

<b>DATE</b>	<b>ACTION TAKEN</b>
<u>3/21/13</u>	<u>Referred to 4/4/13 for public hearing</u>

\_\_\_\_\_

- \_\_\_ Read Item
- \_\_\_ Motion to Open Public Hearing
- \_\_\_ Rationale
- \_\_\_ Public Hearing
- \_\_\_ Close public hearing
- \_\_\_ Council discussion
- \_\_\_ Move/vote

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

**BARNSTABLE TOWN COUNCIL**

**ITEM# 2013-087**  
**INTRO: 03/21/13, 04/04/13**

**2013-087 APPROPRIATION AND LOAN ORDER - \$489,500 Water Supply Enterprise Fund Capital Improvement Plan for new well exploration program**

**ORDERED:** That the sum of **\$489,500** be appropriated for the purpose of funding the New Well Exploration Program as outlined in the FY 2014 - FY 2018 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, the Town Treasurer, with the approval of the Town Manager, is authorized to borrow **\$489,500**, and that the Town Manager is authorized to contract for and expend the appropriation made available for these purposes and be authorized to accept any grants or gifts in relation thereto.

**SPONSOR:** Thomas K. Lynch, Town Manager

<u>DATE</u>	<u>ACTION TAKEN</u>
<u>3/21/13</u>	<u>Referred to 4/4/13 for public hearing</u>

- Read Item
- Motion to Open Public Hearing
- Rationale
- Public Hearing
- Close public hearing
- Council discussion
- Move/vote

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

**BARNSTABLE TOWN COUNCIL**

**ITEM# 2013-088**  
**INTRO: 03/21/13, 04/04/13**

**2013-088 APPROPRIATION AND LOAN ORDER - \$300,000 Water Supply Enterprise Fund Capital Improvement Plan for air stripper upgrade**

**ORDERED:** That the sum of **\$300,000** be appropriated for the purpose of funding the Air Stripper Upgrade as outlined in the FY 2014 - FY 2018 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, the Town Treasurer, with the approval of the Town Manager, is authorized to borrow **\$300,000**, and that the Town Manager is authorized to contract for and expend the appropriation made available for these purposes and be authorized to accept any grants or gifts in relation thereto.

**SPONSOR:** Thomas K. Lynch, Town Manager

<b>DATE</b>	<b>ACTION TAKEN</b>
<u>3/21/13</u>	<u>Referred to 4/4/13 for public hearing</u>

- Read Item
- Motion to Open Public Hearing
- Rationale
- Public Hearing
- Close public hearing
- Council discussion
- Move/vote

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

**BARNSTABLE TOWN COUNCIL**

**ITEM# 2013-089**

**INTRO: 03/21/13, 04/04/13**

**2013-089 APPROPRIATION AND LOAN ORDER - \$540,000 Water Enterprise Fund Capital Improvement Plan for new water main loop**

**ORDERED:** That the sum of **\$540,000** be appropriated for the purpose of funding the New Water Main Loop as outlined in the FY 2014 - FY 2018 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, the Town Treasurer, with the approval of the Town Manager, is authorized to borrow **\$540,000**, and that the Town Manager is authorized to contract for and expend the appropriation made available for these purposes and be authorized to accept any grants or gifts in relation thereto.

**SPONSOR:** Thomas K. Lynch, Town Manager

<u>DATE</u>	<u>ACTION TAKEN</u>
<u>3/21/13</u>	<u>Referred to 4/4/13 for public hearing</u>

- Read Item
- Motion to Open Public Hearing
- Rationale
- Public Hearing
- Close public hearing
- Council discussion
- Move/vote

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

**BARNSTABLE TOWN COUNCIL**

**ITEM# 2013-090**

**INTRO: 03/21/13, 04/04/13**

**2013-090 APPROPRIATION AND TRANSFER ORDER - \$190,000 Sewer Enterprise Fund Capital Improvement Plan for staff locker room construction**

**ORDERED:** That the sum of **\$190,000** be appropriated for the purpose of funding the Staff Locker Room Construction as outlined in the FY 2014 - FY 2018 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that **\$190,000** be transferred from the Sewer Enterprise Fund reserves, and that the Town Manager is authorized to contract for and expend the appropriation made available for these purposes and be authorized to accept any grants or gifts in relation thereto.

**SPONSOR:** Thomas K. Lynch, Town Manager

<b>DATE</b>	<b>ACTION TAKEN</b>
<u>3/21/13</u>	<u>Referred to 4/4/13 Public hearing</u>

- \_\_\_\_\_ Read Item
- \_\_\_\_\_ Motion to Open Public Hearing
- \_\_\_\_\_ Rationale
- \_\_\_\_\_ Public Hearing
- \_\_\_\_\_ Close public hearing
- \_\_\_\_\_ Council discussion
- \_\_\_\_\_ Move/vote

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

**BARNSTABLE TOWN COUNCIL**

**ITEM# 2013-091**

**INTRO: 03/21/13, 04/04/13**

**2013-091 APPROPRIATION AND TRANSFER ORDER - \$80,000 Sewer Enterprise Fund  
Capital Improvement Plan to construct a backup pump at the Bears's Way pump station**

**ORDERED:** That the sum of **\$80,000** be appropriated for the purpose of funding the construction of a Backup Pump for the Bears's Way Pump Station as outlined in the FY 2014 - FY 2018 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that **\$80,000** be transferred from the Sewer Enterprise Fund reserves, and that the Town Manager is authorized to contract for and expend the appropriation made available for these purposes and be authorized to accept any grants or gifts in relation thereto.

**SPONSOR:** Thomas K. Lynch, Town Manager

<b>DATE</b>	<b>ACTION TAKEN</b>
<u>3/21/13</u>	<u>Referred to 4/4/13 for public hearing</u>

- \_\_\_\_\_ Read Item
- \_\_\_\_\_ Motion to Open Public Hearing
- \_\_\_\_\_ Rationale
- \_\_\_\_\_ Public Hearing
- \_\_\_\_\_ Close public hearing
- \_\_\_\_\_ Council discussion
- \_\_\_\_\_ Move/vote

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

**BARNSTABLE TOWN COUNCIL**

**ITEM# 2013-092**

**INTRO: 03/21/13, 04/04/13**

**2013-092 APPROPRIATION AND TRANSFER ORDER - \$50,000 Sewer Enterprise Fund Capital Improvement Plan for the pretreatment building and clarifier evaluation**

**ORDERED:** That the sum of **\$50,000** be appropriated for the purpose of funding the Pretreatment Building and Clarifier Evaluation as outlined in the FY 2014 - FY 2018 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that **\$50,000** be transferred from the Sewer Enterprise Fund reserves, and that the Town Manager is authorized to contract for and expend the appropriation made available for these purposes and be authorized to accept any grants or gifts in relation thereto.

**SPONSOR:** Thomas K. Lynch, Town Manager

<b>DATE</b>	<b>ACTION TAKEN</b>
<u>3/21/13</u>	<u>Referred to 4/4/13 for public hearing</u>

- 
- Read Item
  - Motion to Open Public Hearing
  - Rationale
  - Public Hearing
  - Close public hearing
  - Council discussion
  - Move/vote



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

**BARNSTABLE TOWN COUNCIL**

**ITEM# 2013-093**

**INTRO: 03/21/13, 04/04/13**

**2013-093 APPROPRIATION AND TRANSFER ORDER - \$50,000 Sewer Enterprise Fund Capital Improvement Plan for the hydraulic load testing analysis**

**ORDERED:** That the sum of **\$50,000** be appropriated for the purpose of funding the Hydraulic Load Testing Analysis as outlined in the FY 2014 - FY 2018 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that **\$50,000** be transferred from the Sewer Enterprise Fund reserves, and that the Town Manager is authorized to contract for and expend the appropriation made available for these purposes and be authorized to accept any grants or gifts in relation thereto.

**SPONSOR:** Thomas K. Lynch, Town Manager

<b>DATE</b>	<b>ACTION TAKEN</b>
<u>3/21/13</u>	<u>Referred to 4/4/13 for public hearing</u>

- Read Item
- Motion to Open Public Hearing
- Rationale
- Public Hearing
- Close public hearing
- Council discussion
- Move/vote

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

**BARNSTABLE TOWN COUNCIL**

**ITEM# 2013-094**  
**INTRO: 03/21/13, 04/04/13**

**2013-094 APPROPRIATION AND TRANSFER ORDER - \$225,000 Solid Waste Enterprise Fund Capital Improvement Plan for a new trash truck**

**ORDERED:** That the sum of **\$225,000** be appropriated for the purpose of funding a New Trash Truck as outlined in the FY 2014 - FY 2018 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that **\$225,000** be transferred from the Solid Waste Enterprise Fund reserves, and that the Town Manager is authorized to contract for and expend the appropriation made available for these purposes and be authorized to accept any grants or gifts in relation thereto.

**SPONSOR:** Thomas K. Lynch, Town Manager

<b>DATE</b>	<b>ACTION TAKEN</b>
<u>3/21/13</u>	<u>Referred to 4/4/13 for public hearing</u>

- 
- Read Item
  - Motion to Open Public Hearing
  - Rationale
  - Public Hearing
  - Close public hearing
  - Council discussion
  - Move/vote

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

**BARNSTABLE TOWN COUNCIL**

**ITEM# 2013-095**  
**INTRO: 03/21/13, 04/04/13**

**2013-095 APPROPRIATION AND TRANSFER ORDER - \$190,000 Solid Waste Enterprise Fund Capital Improvement Plan for a new roll-off container truck**

**ORDERED:** That the sum of **\$190,000** be appropriated for the purpose of funding a New Roll-off Container Truck as outlined in the FY 2014 - FY 2018 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that **\$190,000** be transferred from the Solid Waste Enterprise Fund reserves, and that the Town Manager is authorized to contract for and expend the appropriation made available for these purposes and be authorized to accept any grants or gifts in relation thereto.

**SPONSOR:** Thomas K. Lynch, Town Manager

<b>DATE</b>	<b>ACTION TAKEN</b>
<u>3/21/13</u>	<u>Referred to 4/4/13 for public hearing</u>

- 
- \_\_\_ Read Item
  - \_\_\_ Motion to Open Public Hearing
  - \_\_\_ Rationale
  - \_\_\_ Public Hearing
  - \_\_\_ Close public hearing
  - \_\_\_ Council discussion
  - \_\_\_ Move/vote

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

**BARNSTABLE TOWN COUNCIL**

**ITEM# 2013-096**  
**INTRO: 03/21/13, 04/04/13**

**2013-096 APPROPRIATION AND TRANSFER ORDER - \$200,000 Airport Enterprise Fund Capital Improvement Plan for testing, design, and construction of Runway 6 engineered material arresting system (EMAS)**

**ORDERED:** That the sum of **\$200,000** be appropriated for the purpose of funding the testing, design, and constructing of the Runway 6 Engineered Material Arresting System (EMAS) as outlined in the FY 2014 - FY 2018 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that **\$200,000** be transferred from the Airport Enterprise Fund reserves, and that the Airport Commission is authorized to contract for and expend the appropriation made available for these purposes and be authorized to accept any grants or gifts in relation thereto.

**SPONSOR:** Thomas K. Lynch, Town Manager

<b>DATE</b>	<b>ACTION TAKEN</b>
<u>3/21/13</u>	<u>Referred to 4/4/13 for public hearing</u>

- 
- Read Item
  - Motion to Open Public Hearing
  - Rationale
  - Public Hearing
  - Close public hearing
  - Council discussion
  - Move/vote

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

**BARNSTABLE TOWN COUNCIL**

**ITEM# 2013-097**  
**INTRO: 03/21/13, 04/04/13**

**2013-097 APPROPRIATION AND TRANSFER ORDER - \$102,000 Airport Enterprise Fund  
Capital Improvement Plan for design of a new fixed base operations facility**

**ORDERED:** That the sum of **\$102,000** be appropriated for the purpose of funding the design of a new Fixed Base Operations Facility as outlined in the FY 2014 - FY 2018 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that **\$102,000** be transferred from the Airport Enterprise Fund reserves, and that the Airport Commission is authorized to contract for and expend the appropriation made available for these purposes and be authorized to accept any grants or gifts in relation thereto.

**SPONSOR:** Thomas K. Lynch, Town Manager

<b>DATE</b>	<b>ACTION TAKEN</b>
<u>3/21/13</u>	<u>Referred to 4/4/13 for public hearing</u>

- Read Item
- Motion to Open Public Hearing
- Rationale
- Public Hearing
- Close public hearing
- Council discussion
- Move/vote

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

**BARNSTABLE TOWN COUNCIL**

**ITEM# 2013-098**

**INTRO: 03/21/13, 04/04/13**

**2013-098 APPROPRIATION AND TRANSFER ORDER - \$200,000 Airport Enterprise Fund Capital Improvement Plan for airport terminal and ARFF (aircraft rescue and firefighting) building improvements**

**ORDERED:** That the sum of **\$200,000** be appropriated for the purpose of funding airport Terminal and ARFF Building Improvements as outlined in the FY 2014 - FY 2018 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that **\$200,000** be transferred from the Airport Enterprise Fund reserves, and that the Airport Commission is authorized to contract for and expend the appropriation made available for these purposes and be authorized to accept any grants or gifts in relation thereto.

**SPONSOR:** Thomas K. Lynch, Town Manager

<b>DATE</b>	<b>ACTION TAKEN</b>
<u>3/21/13</u>	<u>Referred to 4/4/13 for public hearing</u>

- Read Item
- Motion to Open Public Hearing
- Rationale
- Public Hearing
- Close public hearing
- Council discussion
- Move/vote

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

**BARNSTABLE TOWN COUNCIL**

**ITEM# 2013-099**

**INTRO: 03/21/13, 04/04/13**

**2013-099 APPROPRIATION AND TRANSFER ORDER - \$90,000 Airport Enterprise Fund Capital Improvement Plan for airfield access control and security upgrades**

**ORDERED:** That the sum of **\$90,000** be appropriated for the purpose of funding Airfield Access control and Security Upgrades as outlined in the FY 2014 - FY 2018 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that **\$90,000** be transferred from the Airport Enterprise Fund reserves, and that the Airport Commission is authorized to contract for and expend the appropriation made available for these purposes and be authorized to accept any grants or gifts in relation thereto.

**SPONSOR:** Thomas K. Lynch, Town Manager

<b>DATE</b>	<b>ACTION TAKEN</b>
<u>3/21/13</u>	<u>Referred to 4/4/13 for public hearing</u>

- \_\_\_\_\_ Read Item
- \_\_\_\_\_ Motion to Open Public Hearing
- \_\_\_\_\_ Rationale
- \_\_\_\_\_ Public Hearing
- \_\_\_\_\_ Close public hearing
- \_\_\_\_\_ Council discussion
- \_\_\_\_\_ Move/vote

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

**BARNSTABLE TOWN COUNCIL**

**ITEM# 2013-100**

**INTRO: 03/21/13, 04/04/13**

**2013-100 APPROPRIATION AND LOAN ORDER - \$260,000 Airport Enterprise Fund Capital Improvement Plan for airfield lighting regulators and runway hold-position signs**

**ORDERED:** That the sum of **\$260,000** be appropriated for the purpose of funding Airfield lighting regulators and runway hold-position signs as outlined in the FY 2014 - FY 2018 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, the Town Treasurer, with the approval of the Town Manager, is authorized to borrow **\$260,000**, and that the Airport Commission is authorized to contract for and expend the appropriation made available for these purposes and be authorized to accept any grants or gifts in relation thereto.

**SPONSOR:** Thomas K. Lynch, Town Manager

<b>DATE</b>	<b>ACTION TAKEN</b>
<u>3/21/13</u>	<u>Referred to 4/4/13 for public hearing</u>

- 
- Read Item
  - Motion to Open Public Hearing
  - Rationale
  - Public Hearing
  - Close public hearing
  - Council discussion
  - Move/vote



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

**BARNSTABLE TOWN COUNCIL**

**ITEM# 2013-101**

**INTRO: 03/21/13, 04/04/13**

**2013-101 APPROPRIATION AND LOAN ORDER - \$7,800,000 Airport Enterprise Fund Capital Improvement Plan for design and construction of the main terminal ramp—phase 2; construction of aircraft deicing pad; relocation and reconstruction of all taxiway alpha from runway 33 end to runway 15 end; other miscellaneous airfield improvements**

**ORDERED:** That the sum of **\$7,800,000** be appropriated for the purpose of funding for the design and construction of the main terminal ramp – phase 2; construction of the aircraft deicing pad; the relocation and reconstruction of all of taxiway alpha from runway 33 end to runway 15 end; and other miscellaneous airfield improvements as outlined in the FY 2014 - FY 2018 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, the Town Treasurer, with the approval of the Town Manager, is authorized to borrow **\$7,800,000**, and that the Airport Commission is authorized to contract for and expend the appropriation made available for these purposes and be authorized to accept any grants or gifts in relation thereto.

**SPONSOR:** Thomas K. Lynch, Town Manager

<b>DATE</b>	<b>ACTION TAKEN</b>
<u>3/21/13</u>	<u>Referred to 4/4/13 for public hearing</u>

- 
- Read Item
  - Motion to Open Public Hearing
  - Rationale
  - Public Hearing
  - Close public hearing
  - Council discussion
  - Move/vote

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

**BARNSTABLE TOWN COUNCIL**

**ITEM# 2013-102**  
**INTRO: 03/21/13, 04/04/13**

**2013-102 APPROPRIATION AND LOAN ORDER - \$810,000 Airport Enterprise Fund  
Capital Improvement Plan for a new fuel farm**

**ORDERED:** That the sum of **\$810,000** be appropriated for the purpose of funding a New Fuel Farm as outlined in the FY 2014 - FY 2018 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, the Town Treasurer, with the approval of the Town Manager, is authorized to borrow **\$810,000**, and that the Airport Commission is authorized to contract for and expend the appropriation made available for these purposes and be authorized to accept any grants or gifts in relation thereto.

**SPONSOR:** Thomas K. Lynch, Town Manager

<b>DATE</b>	<b>ACTION TAKEN</b>
<u>3/21/13</u>	<u>Referred to 4/4/13 for public hearing</u>

- 
- Read Item
  - Motion to Open Public Hearing
  - Rationale
  - Public Hearing
  - Close public hearing
  - Council discussion
  - Move/vote

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

**BARNSTABLE TOWN COUNCIL**

**ITEM# 2013-103**  
**INTRO: 03/21/13, 04/04/13**

**2013-103 APPROPRIATION AND LOAN ORDER - \$634,000 Airport Enterprise Fund  
Capital Improvement Plan for the East Ramp sewer extension**

**ORDERED:** That the sum of **\$634,000** be appropriated for the purpose of funding the East Ramp Sewer Extension as outlined in the FY 2014 - FY 2018 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, the Town Treasurer, with the approval of the Town Manager, is authorized to borrow **\$634,000**, and that the Airport Commission is authorized to contract for and expend the appropriation made available for these purposes and be authorized to accept any grants or gifts in relation thereto.

**SPONSOR:** Thomas K. Lynch, Town Manager

<b>DATE</b>	<b>ACTION TAKEN</b>
<u>3/21/13</u>	<u>Referred to 4/4/13 for public hearing</u>

- 
- Read Item
  - Motion to Open Public Hearing
  - Rationale
  - Public Hearing
  - Close public hearing
  - Council discussion
  - Move/vote

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

**BARNSTABLE TOWN COUNCIL**

**ITEM# 2013-104**  
**INTRO: 03/21/13, 04/04/13**

**2013-104 APPROPRIATION AND TRANSFER ORDER -\$100,000 Capital Trust Fund  
Capital Improvement Plan for removal of underground oil tanks at school locations**

**ORDERED:** That the sum of **\$100,000** be appropriated for the purpose of funding the removal of underground oil tanks at school locations as outlined in the FY 2014 - FY 2018 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that **\$100,000** be transferred from available funds within the Town’s Capital Trust Fund, and that the Barnstable School Committee is authorized to contract for and expend the appropriation made available for these purposes and be authorized to accept any grants or gifts in relation thereto.

**SPONSOR:** Thomas K. Lynch, Town Manager

<b>DATE</b>	<b>ACTION TAKEN</b>
<u>3/21/13</u>	<u>Referred to 4/4/13 for public hearing</u>

- 
- Read Item
  - Motion to Open Public Hearing
  - Rationale
  - Public Hearing
  - Close public hearing
  - Council discussion
  - Move/vote

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

**BARNSTABLE TOWN COUNCIL**

**ITEM# 2013-105**  
**INTRO: 03/21/13, 04/04/13**

**2013-105 APPROPRIATION AND TRANSFER ORDER - \$125,000 Capital Trust Fund Capital Improvement Plan for removal of modular classrooms at school locations and an alternative space assessment**

**ORDERED:** That the sum of **\$125,000** be appropriated for the purpose of funding the removal of modular classrooms at school locations and an alternative space assessment as outlined in the FY 2014 - FY 2018 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that **\$125,000** be transferred from available funds within the Town's Capital Trust Fund, and that the Barnstable School Committee is authorized to contract for and expend the appropriation made available for these purposes and be authorized to accept any grants or gifts in relation thereto.

**SPONSOR:** Thomas K. Lynch, Town Manager

<b>DATE</b>	<b>ACTION TAKEN</b>
<u>3/21/13</u>	<u>Referred to 4/4/13 for public hearing</u>

- 
- Read Item
  - Motion to Open Public Hearing
  - Rationale
  - Public Hearing
  - Close public hearing
  - Council discussion
  - Move/vote

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

**BARNSTABLE TOWN COUNCIL**

**ITEM# 2013-106  
INTRO: 03/21/13, 04/04/13**

**2013-106 APPROPRIATION AND LOAN ORDER -\$1,679,000 Capital Trust Fund Capital Improvement Plan for seven school facility, improvement projects**

**ORDERED:** That the sum of **\$1,679,000** be appropriated for the purpose of funding the following seven school facility improvement projects as outlined in the FY 2014 - FY 2018 Capital Improvement Plan as recommended by the Town Manager;

School Fire, Intrusion and Communication System Upgrades.....	\$200,000
School Network Access Upgrades.....	\$189,000
Grade 4/5 Building Roof & Trim Replacement.....	\$600,000
Hot Water Circulating Pumps Replacements in Schools.....	\$85,000
Bleacher Upgrades in Schools .....	\$55,000
Design of Barnstable Intermediate School Facade & Roof Replacement ....	\$100,000
New A/C Units at Barnstable High School.....	\$450,000

and that to meet this appropriation, the Town Treasurer, with the approval of the Town Manager, is authorized to borrow **\$1,679,000**, and that the Barnstable School Committee is authorized to contract for and expend the appropriation made available for these purposes and be authorized to accept any grants or gifts in relation thereto.

**SPONSOR:** Thomas K. Lynch, Town Manager

<b>DATE</b>	<b>ACTION TAKEN</b>
<u>3/21/13</u>	<u>Referred to 4/4/13 Public hearing</u>

- |       |       |
|-------|-------|
| _____ | _____ |
| _____ | _____ |
- \_\_\_\_\_ Read Item
  - \_\_\_\_\_ Motion to Open Public Hearing
  - \_\_\_\_\_ Rationale
  - \_\_\_\_\_ Public Hearing
  - \_\_\_\_\_ Close public hearing
  - \_\_\_\_\_ Council discussion
  - \_\_\_\_\_ Move/vote

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

**BARNSTABLE TOWN COUNCIL**

**ITEM# 2013-107  
INTRO: 03/21/13, 04/04/13**

**2013-107 APPROPRIATION AND LOAN ORDER - \$260,000 Capital Trust Fund Capital Improvement Plan for two school equipment, replacement projects**

**ORDERED:** That the sum of **\$260,000** be appropriated for the purpose of funding the following two school equipment replacement projects as outlined in the FY 2014 - FY 2018 Capital Improvement Plan as recommended by the Town Manager;

School Walk-in Cooler and Kitchen Equipment Replacements .....\$110,000  
School Grounds Maintenance Equipment .....\$150,000

and that to meet this appropriation, the Town Treasurer, with the approval of the Town Manager, is authorized to borrow **\$260,000**, and that the Barnstable School Committee is authorized to contract for and expend the appropriation made available for these purposes and be authorized to accept any grants or gifts in relation thereto.

**SPONSOR:** Thomas K. Lynch, Town Manager

<b>DATE</b>	<b>ACTION TAKEN</b>
<u>3/21/13</u>	<u>Referred to 4/4/13 for public hearing</u>

- \_\_\_\_\_ Read Item
- \_\_\_\_\_ Motion to Open Public Hearing
- \_\_\_\_\_ Rationale
- \_\_\_\_\_ Public Hearing
- \_\_\_\_\_ Close public hearing
- \_\_\_\_\_ Council discussion
- \_\_\_\_\_ Move/vote

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

**BARNSTABLE TOWN COUNCIL**

**ITEM# 2013-108**  
**INTRO: 03/21/13, 04/04/13**

**2013-108 APPROPRIATION AND TRANSFER ORDER -\$3,250,000 Capital Trust Fund  
Capital Improvement Plan for repair of Town public roads and drainage systems**

**ORDERED:** That the sum of **\$3,250,000** be appropriated for the purpose of funding the repair of the Town's public roads and drainage systems as outlined in the FY 2014 - FY 2018 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that **\$2,836,000** be transferred from available funds within the Town's Capital Trust Fund and that **\$414,000** be transferred from the Town's Sale of Real Estate Special Revenue Fund, and that the Town Manager is authorized to contract for and expend the appropriation made available for these purposes and be authorized to accept any grants or gifts in relation thereto.

**SPONSOR:** Thomas K. Lynch, Town Manager

<b>DATE</b>	<b>ACTION TAKEN</b>
<u>3/21/13</u>	<u>Referred to 4/4/13 for public hearing</u>

- \_\_\_\_\_
- \_\_\_\_\_ Read Item  
\_\_\_\_\_ Motion to Open Public Hearing  
\_\_\_\_\_ Rationale  
\_\_\_\_\_ Public Hearing  
\_\_\_\_\_ Close public hearing  
\_\_\_\_\_ Council discussion  
\_\_\_\_\_ Move/vote



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

**BARNSTABLE TOWN COUNCIL**

**ITEM# 2013-109**  
**INTRO: 03/21/13, 04/04/13**

**2013-109 APPROPRIATION AND TRANSFER ORDER - \$50,000 Capital Trust Fund  
Capital Improvement Plan for a drainage study**

**ORDERED:** That the sum of **\$50,000** be appropriated for the purpose of funding a drainage study as outlined in the FY 2014 - FY 2018 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that **\$50,000** be transferred from available funds within the Town's Capital Trust Fund, and that the Town Manager is authorized to contract for and expend the appropriation made available for these purposes and be authorized to accept any grants or gifts in relation thereto.

**SPONSOR:** Thomas K. Lynch, Town Manager

<b>DATE</b>	<b>ACTION TAKEN</b>
<u>3/21/13</u>	<u>Referred to 4/4/13 for public hearing</u>

- 
- Read Item
  - Motion to Open Public Hearing
  - Rationale
  - Public Hearing
  - Close public hearing
  - Council discussion
  - Move/vote

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

**BARNSTABLE TOWN COUNCIL**

**ITEM# 2013-110**  
**INTRO: 03/21/13, 04/04/13**

**2013-110 APPROPRIATION AND TRANSFER ORDER - \$35,000 Capital Trust Fund Capital Improvement Plan for design of a parking lot expansion at the Barnstable Senior Center**

**ORDERED:** That the sum of **\$35,000** be appropriated for the purpose of funding the design of a parking lot expansion at the Barnstable Senior Center as outlined in the FY 2014 - FY 2018 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that **\$35,000** be transferred from available funds within the Town's Capital Trust Fund, and that the Town Manager is authorized to contract for and expend the appropriation made available for these purposes and be authorized to accept any grants or gifts in relation thereto.

**SPONSOR:** Thomas K. Lynch, Town Manager

<b>DATE</b>	<b>ACTION TAKEN</b>
<u>3/21/13</u>	<u>Referred to 4/4/13 for public hearing</u>

- 
- Read Item
  - Motion to Open Public Hearing
  - Rationale
  - Public Hearing
  - Close public hearing
  - Council discussion
  - Move/vote

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

**BARNSTABLE TOWN COUNCIL**

**ITEM# 2013-111**

**INTRO: 03/21/13, 04/04/13**

**2013-111 APPROPRIATION AND TRANSFER ORDER - \$45,000 Capital Trust Fund  
Capital Improvement Plan for the hydrilla removal project**

**ORDERED:** That the sum of **\$45,000** be appropriated for the purpose of funding the hydrilla removal project as outlined in the FY 2014 - FY 2018 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that **\$45,000** be transferred from available funds within the Town's Capital Trust Fund, and that the Town Manager is authorized to contract for and expend the appropriation made available for these purposes and be authorized to accept any grants or gifts in relation thereto.

**SPONSOR:** Thomas K. Lynch, Town Manager

<b>DATE</b>	<b>ACTION TAKEN</b>
<u>3/21/13</u>	<u>Referred to 4/4/13 for public hearing</u>

- 
- Read Item
  - Motion to Open Public Hearing
  - Rationale
  - Public Hearing
  - Close public hearing
  - Council discussion
  - Move/vote

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

**BARNSTABLE TOWN COUNCIL**

**ITEM# 2013-112  
INTRO: 03/21/13, 04/04/13**

**2013-112 APPROPRIATION AND TRANSFER ORDER - \$35,000 Capital Trust Fund  
Capital Improvement Plan for the fanwort removal project**

**ORDERED:** That the sum of **\$35,000** be appropriated for the purpose of funding the fanwort removal project as outlined in the FY 2014 - FY 2018 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that **\$35,000** be transferred from available funds within the Town's Capital Trust Fund, and that the Town Manager is authorized to contract for and expend the appropriation made available for these purposes and be authorized to accept any grants or gifts in relation thereto.

**SPONSOR:** Thomas K. Lynch, Town Manager

<b>DATE</b>	<b>ACTION TAKEN</b>
<u>3/21/13</u>	<u>Referred to 4/4/13 for public hearing</u>

- 
- Read Item
  - Motion to Open Public Hearing
  - Rationale
  - Public Hearing
  - Close public hearing
  - Council discussion
  - Move/vote

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

**BARNSTABLE TOWN COUNCIL**

**ITEM# 2013-113**

**INTRO: 03/21/13, 04/04/13**

**2013-113 APPROPRIATION AND TRANSFER ORDER - \$90,000 Capital Trust Fund  
Capital Improvement Plan for the assessing records conversion project**

**ORDERED:** That the sum of **\$90,000** be appropriated for the purpose of funding the assessing records conversion project as outlined in the FY 2014 - FY 2018 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that **\$90,000** be transferred from available funds within the Town's Capital Trust Fund, and that the Town Manager is authorized to contract for and expend the appropriation made available for these purposes and be authorized to accept any grants or gifts in relation thereto.

**SPONSOR:** Thomas K. Lynch, Town Manager

<b>DATE</b>	<b>ACTION TAKEN</b>
<u>3/21/13</u>	<u>Referred to 4/4/13 for public hearing</u>

- 
- Read Item
  - Motion to Open Public Hearing
  - Rationale
  - Public Hearing
  - Close public hearing
  - Council discussion
  - Move/vote
  - Move/vote

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

**BARNSTABLE TOWN COUNCIL**

**ITEM# 2013-114**

**INTRO: 03/21/13, 04/04/13**

**2013-114 APPROPRIATION AND LOAN ORDER - \$300,000 Capital Trust Fund Capital Improvement Plan for the water quality evaluation and sewer CAD model**

**ORDERED:** That the sum of **\$300,000** be appropriated for the purpose of funding the water quality evaluation and sewer CAD model as outlined in the FY 2014 - FY 2018 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, the Town Treasurer, with the approval of the Town Manager, is authorized to borrow **\$300,000**, and that the Town Manager is authorized to contract for and expend the appropriation made available for these purposes and be authorized to accept any grants or gifts in relation thereto.

**SPONSOR:** Thomas K. Lynch, Town Manager

<b>DATE</b>	<b>ACTION TAKEN</b>
<u>3/21/13</u>	<u>Referred to 4/4/13 Public Hearing</u>

- 
- Read Item
  - Motion to Open Public Hearing
  - Rationale
  - Public Hearing
  - Close public hearing
  - Council discussion
  - Move/vote

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

**BARNSTABLE TOWN COUNCIL**

**ITEM# 2013-115**

**INTRO: 03/21/13, 04/04/13**

**2013-115 APPROPRIATION AND LOAN ORDER - \$370,000 Capital Trust Fund Capital Improvement Plan for two roadway projects: Bumps River Bridge repair and Sidewalk Overlays and Guardrail Replacements**

**ORDERED:** That the sum of **\$370,000** be appropriated for the purpose of funding the following two roadway projects as outlined in the FY 2014 - FY 2018 Capital Improvement Plan as recommended by the Town Manager;

Bumps River Bridge Repairs .....	\$120,000
Sidewalk Overlays and Guardrail Replacements.....	\$250,000

and that to meet this appropriation, the Town Treasurer, with the approval of the Town Manager, is authorized to borrow **\$370,000**, and that the Town Manager is authorized to contract for and expend the appropriation made available for these purposes and be authorized to accept any grants or gifts in relation thereto.

**SPONSOR:** Thomas K. Lynch, Town Manager

<b>DATE</b>	<b>ACTION TAKEN</b>
<u>3/21/13</u>	<u>Referred to 4/4/13 for public hearing</u>

- 
- Read Item
  - Motion to Open Public Hearing
  - Rationale
  - Public Hearing
  - Close public hearing
  - Council discussion
  - Move/vote

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

**BARNSTABLE TOWN COUNCIL**

**ITEM# 2013-116  
INTRO: 03/21/13, 04/04/13**

**2013-116 APPROPRIATION AND LOAN ORDER - \$2,131,000 Capital Trust Fund Capital Improvement Plan funding thirteen municipal facility improvement projects**

**ORDERED:** That the sum of **\$2,131,000** be appropriated for the purpose of funding the following thirteen municipal facility improvement projects as outlined in the FY 2014 - FY 2018 Capital Improvement Plan as recommended by the Town Manager;

MEA Facility Upgrades .....	\$131,000
Barnstable Police Station Upgrades.....	\$168,000
Town Hall Interior Upgrades .....	\$150,000
Design Highway Facility Lockers, showers, etc.....	\$66,000
Structures & Grounds Facility Roof Upgrades.....	\$103,000
Osterville Community Building Upgrades .....	\$200,000
West Barnstable Community Building Upgrades.....	\$72,000
U.S. Custom House Upgrades .....	\$263,000
Guyer Barn Upgrades .....	\$148,000
46 & 50 Pearl St. Upgrades.....	\$114,000
Comprehensive Beach Facility Design.....	\$115,000
Lombard Parking & Ballfield Design .....	\$101,000
Tennis Courts Upgrades.....	\$500,000

and that to meet this appropriation, the Town Treasurer, with the approval of the Town Manager, is authorized to borrow **\$2,131,000**, and that the Town Manager is authorized to contract for and expend the appropriation made available for these purposes and be authorized to accept any grants or gifts in relation thereto.

**SPONSOR:** Thomas K. Lynch, Town Manager

<b>DATE</b>	<b>ACTION TAKEN</b>
<u>3/21/13</u>	<u>Referred to 4/4/13 for public hearing</u>

- 
- Read Item
  - Motion to Open Public Hearing
  - Rationale
  - Public Hearing
  - Close public hearing
  - Council discussion
  - Move/vote



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

**BARNSTABLE TOWN COUNCIL**

**ITEM# 2013-117  
INTRO: 03/21/13, 04/04/13**

**2013-117 APPROPRIATION AND LOAN ORDER - \$875,000 Capital Trust Fund Capital Improvement Plan three waterway improvement projects**

**ORDERED:** That the sum of **\$875,000** be appropriated for the purpose of funding the following three waterway improvement projects as outlined in the FY 2014 - FY 2018 Capital Improvement Plan as recommended by the Town Manager;

School Street Bulkhead Replacement.....	\$142,000
Millway Boat Ramp and Dock Upgrades .....	\$133,000
Dredging of East Bay.....	\$600,000

and that to meet this appropriation, the Town Treasurer, with the approval of the Town Manager, is authorized to borrow **\$875,000**, and that the Town Manager is authorized to contract for and expend the appropriation made available for these purposes and be authorized to accept any grants or gifts in relation thereto.

**SPONSOR:** Thomas K. Lynch, Town Manager

<b>DATE</b>	<b>ACTION TAKEN</b>
<u>3/21/13</u>	<u>Referred to 4/4/13 for public hearing</u>

- \_\_\_\_\_ Read Item
- \_\_\_\_\_ Motion to Open Public Hearing
- \_\_\_\_\_ Rationale
- \_\_\_\_\_ Public Hearing
- \_\_\_\_\_ Close public hearing
- \_\_\_\_\_ Council discussion
- \_\_\_\_\_ Move/vote

**B. NEW BUSINESS (May be acted upon)**

**BARNSTABLE TOWN COUNCIL**

**ITEM# 2013-119  
INTRO: 04/04/13**

**2013-119 AUTHORIZING TO SUBMIT A STATEMENT OF INTEREST TO MASSACHUSETTS SCHOOL BUILDING AUTHORITY FOR BARNSTABLE INTERMEDIATE SCHOOL**

**RESOLVED:** Having convened in an open meeting on April 4, 2013, the Town Council of the Town of Barnstable, in accordance with its charter, by-laws, and ordinances, authorizes the Superintendent to submit to the Massachusetts School Building Authority the Statement of Interest dated March 6, 2013, for the Barnstable Intermediate School located at 895 Falmouth Road, Hyannis, MA 02601, which describes and explains the following deficiencies and the priority category for which the Town of Barnstable may be invited to apply to the Massachusetts School Building Authority in the future: extensive roof, exterior facade, flashing and window repairs, which is a Priority 5 project (replacement, renovation or modernization of school facility systems, such as roofs, windows, boilers, heating and ventilation systems, to increase energy conservation and decrease energy related costs in a school facility); and hereby further specifically acknowledges that by submitting this Statement of Interest, the Massachusetts School Building Authority in no way guarantees the acceptance or the approval of an application, the awarding of a grant or any other funding commitment from the Massachusetts School Building Authority, or commits the Town of Barnstable to filing an application for funding with the Massachusetts School Building Authority.

**SPONSORS:** Town Manager Thomas K. Lynch and Councilor Janice L. Barton at the request of the School Committee

DATE	ACTION TAKEN
_____	_____
_____	_____

- \_\_\_ Read Item
- \_\_\_ Rationale
- \_\_\_ Council discussion
- \_\_\_ Move/vote

# **BARNSTABLE TOWN COUNCIL**

**ITEM# 2013-119**  
**INTRO: 04/04/13**

## **SUMMARY**

**TO:** Town Council  
**FROM:** School Committee  
**THROUGH:** Town Manager Thomas K. Lynch and Councilor Janice L. Barton  
**DATE:** April 2, 2013  
**SUBJECT:** Authorization to Submit Statement of Interest to Massachusetts School Building Authority for Barnstable Intermediate School Roof and Facade Improvements

**BACKGROUND:** The School Committee requests that the Town Council join it in authorizing the Superintendent of Schools to submit a Statement of Interest to the Massachusetts School Building Authority (MSBA) for the Barnstable Intermediate School. The purpose of the Statement of Interest is to inform the MSBA of deficiencies in this school's facilities and to initiate the process of seeking MSBA's financial assistance to upgrade the Town's school facilities.

**ANALYSIS:** The School Department is undertaking a five phase project to repair the roof/flashing and facade of Barnstable Intermediate School (formerly Barnstable Middle School), based on deficiencies identified in a December 2009 study by Gale Associates. This is the School Department's priority Statement of Interest project and is included in the School Department's FY14 CIP request.

**FINANCIAL IMPACT:** The total cost of this project is estimated to be approximately \$4 million. Any funding available for the project through MSBA would reduce the cost to the Town. Submission of a Statement of Interest does not guarantee state funding, nor does it require any expenditure of local funds or commit the Town to filing an application for funding with MSBA should the Town be invited to do so.

**B. NEW BUSINESS (May be acted upon)**

**BARNSTABLE TOWN COUNCIL**

**ITEM# 2013-120  
INTRO: 04/04/13**

**2013-120 AUTHORIZATION TO SUBMIT A STATEMENT OF INTEREST TO MASSACHUSETTS  
SCHOOL BUILDING AUTHORITY FOR BARNSTABLE UNITED ELEMENTARY SCHOOL**

**RESOLVED:** Having convened in an open meeting on April 4, 2013, the Town Council of the Town of Barnstable, in accordance with its charter, by-laws, and ordinances, authorizes the Superintendent to submit to the Massachusetts School Building Authority the Statement of Interest dated March 6, 2013, for the Barnstable United 4/5 Elementary School, 730 Osterville-West Barnstable Road, Marstons Mills, MA 02648, which describes and explains the following deficiencies and the priority category for which the Town of Barnstable may be invited to apply to the Massachusetts School Building Authority in the future: roof system replacement, which is a Priority 5 project (replacement, renovation or modernization of school facility systems, such as roofs, windows, boilers, heating and ventilation systems, to increase energy conservation and decrease energy related costs in a school facility); and hereby further specifically acknowledges that by submitting this Statement of Interest, the Massachusetts School Building Authority in no way guarantees the acceptance or the approval of an application, the awarding of a grant or any other funding commitment from the Massachusetts School Building Authority, or commits the Town of Barnstable to filing an application for funding with the Massachusetts School Building Authority.

**SPONSORS:** Town Manager Thomas K. Lynch and Councilor Janice L. Barton at the request of the School Committee.

**DATE**                      **ACTION TAKEN**  
\_\_\_\_\_

- \_\_\_\_\_ Read Item
- \_\_\_\_\_ Rationale
- \_\_\_\_\_ Council discussion
- \_\_\_\_\_ Move/vote

# BARNSTABLE TOWN COUNCIL

**ITEM# 2013-120**  
**INTRO: 04/04/13**

## SUMMARY

**TO:** Town Council  
**FROM:** School Committee  
**THROUGH:** Town Manager Thomas K. Lynch and Councilor Janice L. Barton  
**DATE:** April 2, 2013  
**SUBJECT:** Authorization to Submit Statement of Interest to Massachusetts School Building Authority for Barnstable United Elementary School Roof Improvements

**BACKGROUND:** The School Committee requests that the Town Council join it in authorizing the Superintendent of Schools to submit a Statement of Interest to the Massachusetts School Building Authority (MSBA) for the Barnstable United Elementary School. The purpose of the Statement of Interest is to inform the MSBA of deficiencies in this school's facilities and to initiate the process of seeking MSBA's financial assistance to upgrade the Town's school facilities.

**ANALYSIS:** The existing asphalt roof system at Barnstable United Elementary School is approximately 20 years old. Roof shingles are failing, experiencing significant blow-offs and shingle loss. The School Department is undertaking to replace the roof system with a Pleated PVC system and will replace the soffit, fascia and gutters as required. The project will include roofing for the on-site sewage treatment building. This project is included in the School Department's FY14 CIP request.

**FINANCIAL IMPACT:** The total cost of this project is estimated to be approximately \$600,000. Any funding available for the project through MSBA would reduce the cost to the Town. Submission of a Statement of Interest does not guarantee state funding, nor does it require any expenditure of local funds or commit the Town to filing an application for funding with MSBA should the Town be invited to do so.

**B. NEW BUSINESS (May be acted upon)**

**BARNSTABLE TOWN COUNCIL**

**ITEM# 2013-121  
INTRO: 04/04/13**

**2013-121 ACCEPTANCE OF A \$9,997 UNDERAGE ALCOHOL ENFORCEMENT GRANT**

**RESOLVED:** That the Town Council hereby accepts an Underage Alcohol Enforcement Grant in the amount of \$9,997 from the Executive Office of Public Safety and Security, Highway Safety Division.

**SPONSOR:** Town Manager Thomas K. Lynch

<b>DATE</b>	<b>ACTION TAKEN</b>
_____	_____
_____	_____
_____	_____
_____	_____

- \_\_\_\_\_ Read Item
- \_\_\_\_\_ Rationale
- \_\_\_\_\_ Council discussion
- \_\_\_\_\_ Move/vote

# BARNSTABLE TOWN COUNCIL

**ITEM# 2013-121**  
**INTRO: 04/04/13**

## SUMMARY

**TO:** Town Council  
**FROM:** Thomas K. Lynch, Town Manager  
**THROUGH:** Paul MacDonald, Chief of Police  
**DATE:** March 22, 2013  
**SUBJECT:** Acceptance of an Underage Alcohol Enforcement Grant award in the amount of \$9,997 from the EOPSS-Highway Safety Division

**BACKGROUND:** Due to Cape Cod, and more specifically the Village of Hyannis, being a popular summer vacation destination for both older teens, young adults and young/college-age seasonal workers coupled with a large number of licensed liquor establishments within a small geographic radius there is historically an increased chance that these young individuals under the age of 21 will be attempting to obtain alcohol at either a bar or other establishment and/or at a liquor store. Unfortunately, the drinking of alcoholic beverages is a popular activity for this age group, especially as they frequently have the mentality that they are “on vacation” or that they are “away from home” and therefore exhibit behavior they might not otherwise be as easily able to exhibit if they were at home with a parent or other adults supervising them. This grant will enable the department to conduct sting operations, compliance check, party patrols and monitor liquor store activity.

**ANALYSIS:** Acceptance of this grant will assist the Department in providing this safety program, which is especially important in preventing motor vehicle injuries and fatalities involving persons under 21.

**GRANT DETAIL:** \$9,997 of the grant will be directed towards overtime for enforcement hours for compliance checks, sting operations, cops in shops and surveillance patrols.

**FISCAL IMPACT:** This grant will supplement the currently allocated funds. There is a required match that will be satisfied using currently allocated department resources and in-kind matches.

**TOWN MANAGER RECOMMENDATION:** The Town Manager recommends acceptance of this grant.

**STAFF ASSISTANCE:** Chief Paul MacDonald  
Anne Spillane

**B. NEW BUSINESS (May be acted upon)**

**BARNSTABLE TOWN COUNCIL**

**ITEM# 2013-122  
INTRO: 04/04/13**

**2013-122 AUTHORIZATION OF INTEREST RATE TO BE USED ON BETTERMENT ASSESSMENTS FOR STEWART'S CREEK SEWER EXPANSION**

**ORDERED:**

That the interest rate of 4% be used on the betterment assessments placed on property owners included within the Stewart's Creek sewer expansion project.

**SPONSOR:** Councilor Jennifer Cullum

**DATE**

**ACTION TAKEN**

- \_\_\_\_ Read Item  
\_\_\_\_ Rationale  
\_\_\_\_ Council discussion  
\_\_\_\_ Move/vote



# BARNSTABLE TOWN COUNCIL

**ITEM# 2013-122**  
**INTRO: 04/04/13**

## SUMMARY

**TO:** Town Council  
**FROM:** Thomas K. Lynch, Town Manager  
**DATE:** March 12, 2013  
**SUBJECT:** Interest Rate to be used on Stewart's Creek Betterment Assessments

**BACKGROUND:** The Stewart's Creek sewer expansion project has been completed and betterment assessments totaling 50 percent of the project costs will be assessed to the property owners in the affected area. The Town Collector will be mailing bills to the property owners, which will provide them the option to pay the betterment assessment in its entirety or elect to have the assessment apportioned to future tax bills of up to 20 years. If they elect to apportion the assessment to future tax bills, an interest rate of 5 percent is charged annually on the outstanding principal amount. This agenda item is to request that the interest rate be reduced to 4 percent.

**ANALYSIS:** Assessments made under Chapter 80, Section 13 of the Massachusetts General Laws shall bear interest at one rate of five percent per annum or, at the election of the town at a rate equal to two percent above the rate of interest chargeable to the town for the betterment project to which the assessments relate. The town borrowed the funds for the Stewart's Creek sewer expansion project from the Massachusetts Water Pollution Abatement Trust at a rate of 2 percent. Absent any vote by the Town Council as to the rate to apply to the betterment assessments it will be at a rate of 5 percent. This request is for a rate reduction of one percent to be applied to the betterment assessment as allowed under Chapter 80, Section 13. A reduction in the rate from 5 percent to 4 percent would save a property owner approximately \$787 in interest costs over a 20 year period if the assessment is not paid off early.

**FINANCIAL IMPACT:** The project cost of \$4.3 million was financed with a 20 year loan through the Massachusetts Water Pollution Abatement Trust (MWPAT). The total financing costs to the town for this loan is \$1.056 million. This includes interest, loan origination fees and annual administration fees on the loan assessed by the MWPAT. While the total financing costs to the town are known, it is impossible to determine the total interest to be collected by the town on the betterment assessments over the next 20 years. Some property owners will elect to pay the betterment assessment in full at the time of the initial billing and avoid any interest cost. This has been the town's experience with previously issued betterments. In addition, a transfer in property ownership with some of the properties will most likely occur every year. The betterment liens are usually paid off at the time the property transfers ownership, which will also reduce the interest paid by the property owner.

**TOWN MANAGER RECOMMENDATION:** The Town Manager recommends approval of the transfer order.

**STAFF ASSISTANCE:** Mark A. Milne, Director of Finance