

Town of Barnstable Town Council

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Councilors:

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

MEETING AGENDA TOWN HALL HEARING ROOM June 6, 2013 7:00 PM

- 1. ROLL CALL
- 2. PLEDGE OF ALLEGIANCE
- 3. MOMENT OF SILENCE
- 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
 - Comprehensive Financial Advisory Committee –
 Report on the FY14 operating budget
 - **B.** NEW BUSINESS
- 9. TOWN MANAGER COMMUNICATIONS
- 10. ADJOURNMENT

NEXT REGULAR MEETING: June 20, 2013

A. OLD BUSINESS

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A. OLD BUSINESS (cont'd)

Appropriation \$3,827,151 for the FY14 Transfers budget (Public hearing) (Roll-call)	35
Revolving Funds Authorization Order \$1,320,000 (Second reading)	36
Authorizing expenditure of Comcast Licensing Fees for funding of the Public, Education and Government (PEG) Access Channels (Second reading)	37
NEW BUSINESS	
Appointments to a board/committee/commission (First reading)	38
Cable Television Advisory Committee: Richard Bacchiocchi, Comprehensive Financial Advisory Committee: Lillian Woo; Cultural Council: Elise McMullin; Human Services Committee: Charles Hetzel,	
Reappointments to a board/committee/commission (First reading)	– 40
Agricultural Commission: Max Kumin, Leslie Spencer, Melissa Caughey; Airport Commission: Ronald Persuitte, Michael Dunning; Board of Health: Wayne Miller; Cable Television Advisory Committee: Nancy Richard; Comprehensive Financial Advisory Committee: Gregory Plunkett; Cultural Council; Mary Carroll-Allen, Rebecca Lawrence; Elderly & Disabled Taxation Aid Committee: William Murdoch; Hyannis Main Street Waterfront Historic District Commission: Marina Atsalis; JFK Memorial Trust Fund Committee: Hugh Findlay; Old King's Highway Historic District Committee: George Jessop; Planning Board: Paul Curley, David Munsell; Recreation Commission: Joseph O'Brien, Katherine Pina, Richard Sawyer; Registrar of Voters: Kathryn Shaughnessy; Renewable Energy Commission: Amanda Converse, Alison Alessi; Sandy Neck Board: Lynn Heslinga, William Carey; Scholarship Committee: Deborah Hill;	
	Revolving Funds Authorization Order \$1,320,000 (Second reading)

Trust Fund Advisory Committee: Gregory Plunkett, William Murdoch; Youth Commission:

Approve Minutes- May 16, 2013 No executive session minutes.

Reid Hall

<u>Please Note</u>: 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 (Refer to 06/20/13 for public hearing)

BARNSTABLE TOWN COUNCIL

ITEM# 2013-133

INTRO: 04/25/13, 06/06/13

2013-133 AMENDING THE ZONING ORDINANCE PROVIDING A NEW SIGN CODE FOR THE OSTERVILLE BUSINESS A ZONING DISTRICTS

ORDERED:

That the Code of the Town of Barnstable, Zoning Ordinance, Chapter 240, Article VII, Sign Regulations is hereby amended by adding a new Section 240-65.1 to apply only to the Osterville Business A Zoning Districts, by amending other sections to acknowledge this new sign code section and by updating the sign code definitions of Open Closed Signs and Neon Signs and to read as follows:

"Section 1

§240-65.1 Signs in the BA Districts

A. Business Identification Signs.

- (1) Each business establishment is allowed two signs.
- (2) The area of all signs for each individual business establishment shall not exceed ten percent (10%) of the area of the building façade associated with the business establishment that contains the establishment's primary customer entrance or 100 square feet, whichever is the lesser amount.
- (3) In instances where multiple business establishments share a customer entrance on the same façade, the following requirements shall apply:
 - (a) The total square footage for all signs of all business establishments attached to each façade shall not exceed 10% of the total area of the façade associated with the business establishments that contains the establishments' shared customer entrance or 100 square feet, whichever is the lesser amount.
 - (b) In instances where a building façade with a shared customer entrance does not have a ground-floor window belonging to each and all business establishments within the building, the following additional requirements shall apply:
 - [1] Business establishments with a window on the ground floor of the building façade that includes a shared customer entrance shall be allowed one sign attached to that building façade.
 - [2] Up to two directory signs shall be allowed for all businesses within the building. That sign may have multiple panels for each business tenant within the building. The total size of the directory sign(s) shall not exceed 20 square feet.

(4) Additional Standards for Each Sign Type.

In addition to the number and size limitations of Section (A) (1), signs shall be subject to the following requirements. The most restrictive requirement shall apply.

(a) Wall Signs.

[1] The maximum size of a wall sign shall not exceed fifty (50) square feet.

(b) Projecting Signs.

- [1] The maximum size of a projecting sign shall not exceed six (6) square feet.
- [2] The sign may be double-faced.
- [3] The bottom of a projecting sign shall be a minimum of 8 feet from grade and the height of the projecting sign shall not exceed 12 feet where the sign projects over a pedestrian walkway.
- [4] The projecting sign must be secured and located so as to preclude its becoming a hazard to the public.

- [5] Each business establishment may only have one projecting sign on a façade.
- [6] Any sign projecting over Town property must have adequate public liability insurance coverage. Proof of such insurance must be provided to the Building Commissioner prior to the granting of a permit for such sign.

(c) Roof Signs.

- [1] The maximum size of a roof sign shall not exceed 20 square feet.
- [2] A roof sign shall be no higher than 1/5 of its length.
- [3] The roof sign shall be located above the eave, and shall not project below the eave, or above a point located 2/3 of the distance from the eave to the ridge.

(d) Freestanding Signs.

- [1] One freestanding sign is allowed on each lot where the building is set back a minimum of five feet from the property line.
- [2] The sign may be double-faced.
- [3] The maximum size and height of freestanding signs shall be as follows:
 - [a] For properties that contain one business establishment, a freestanding sign shall not exceed four (4) square feet in area and seven (7) feet in height.
 - [b] For properties that contain two or more business establishments, a freestanding sign shall not exceed eight (8) square feet in area and ten (10) feet in height.
 - [c] For properties that are located in the portion of the BA District south of Osterville-West Barnstable Road and north of Pond Street, a freestanding sign shall not exceed twenty (20) square feet in area and twelve (12) feet in height.
- [4] When a lot is located on two or more public ways, the Building Commissioner may allow a second freestanding sign, provided the second freestanding sign also conforms to the requirements of subsection (4)(d)[3] above.

(e) Awning Signs.

- [1] Signage may be displayed on a maximum of two awnings per façade per business establishment.
- [2] For the purposes of this Section, two awnings with signage on the same façade shall constitute one sign.
- [3] When a business establishment elects to put signage on two awnings on the same façade pursuant to subsection (e)[2] above, that business establishment shall be limited to one of the following additional signs:
 - [a] One wall sign, not to exceed six (6) square feet in area; or
 - [b] One projecting sign, subject to the requirements of (A)(4)(b); or
 - [c] One freestanding sign, subject to the requirements of (A) (4) (d).
- [4] Lettering on an awning sign shall not exceed six (6) inches in height.
- [5] Any logo, symbol, graphic, or image incorporated into an awning sign shall not exceed two square feet.

(5) Special Permit for Dimensional Relief.

Within the BA Zoning District, the Special Permit Grant Authority (SPGA) may provide relief subject to the provisions of § 240-125C herein from the size and dimensional requirements of Section 240-65.1(A). The grant of any special permit for dimensional relief within the BA District shall require the SPGA to make the following findings:

(a) There are unique features affecting the property or structure containing the business establishment that make it distinctly different in character from other development in the district. Such features may include, but are not limited to, the visibility of a structure or primary customer entrance from a public way, the size of the structure

- containing the business establishment, orientation of the structure on the lot, access to the structure, or the number of tenants located on a single lot.
- (b) The proposed sign is consistent with the visual character of surrounding neighborhood and the community.

B. Identification Signs.

Identification signs shall not count toward the total number of signs allowed for a business establishment in Section 240-65.1(A).

- (1) Identification Signs for secondary customer entrances.
 - (a) Each business establishment with a second customer entrance on a second façade oriented to a public way, parking lot, or publicly used walkway is allowed one identification sign.
 - (b) The area of the sign shall not exceed 5% of the area of the building façade associated with the business establishment that contains the establishment's secondary customer entrance or 20 square feet, whichever is the lesser amount.
 - (c) The identification sign shall be limited to either a wall sign, projecting sign, or awning sign, subject to the requirements set forth in Section 240-65.1(A)(4) above.
 - (d) The sign shall be attached to the building façade containing the second customer entrance.
 - (e) In instances where the multiple business establishments share a secondary customer entrance, identification signs shall be subject to the requirements of Section 240-65.1(A)(3) except that size limitations of subsection (B)(1)(c) above shall apply.
- (2) Identification Signs for delivery or service entrances.
 - (a) Each business establishment is allowed one identification sign attached to a building façade oriented to a public way, parking lot, or publicly used walkway, providing that such façade has a delivery or service entrance serving that business establishment.
 - (b) The identification sign shall be a wall sign located near the delivery or service entrance.
 - (c) The maximum size of an identification sign shall not exceed two (2) square feet.

C. Trade Signs and Temporary Signs.

These signs shall be permitted in addition to the signs permitted in subsections A and B above. All trade signs and temporary signs shall be made of high quality materials and kept clean and properly maintained so to avoid peeling, rusting or other forms of decay.

(1) Menu Signs.

- (a) Each restaurant or food service establishment may have one menu sign not to exceed three square feet.
- (b) The menu sign shall be attached to the building.

(2) A-Frame Menu Boards.

- (a) A-Frame Menu Boards are permitted for restaurants and other food service establishments.
- (b) One A-Frame Menu Board sign per establishment is permitted.
- (c) The maximum size of the A-Frame Menu Board shall not exceed 2 feet by 3 feet. The sign may be double-sided.
- (d) The sign must be A-frame style and the frame must be made out of solid wrought-iron and may incorporate a chalk-board.
 - Where the A-Frame Menu Board is proposed on private property, proof shall be submitted demonstrating to the satisfaction of the Building Commissioner that explicit

- written permission has been given by the owner of the property proposed for locating the A-Frame Menu Board.
- (e) Where the A-Frame Menu Board is proposed on Town property, the following additional criteria shall be met:
 - [1] Proof of receipt of a license from the Town Manager or designee for the sign at the proposed location.
 - [2] Proof of insurance consistent with this license from the Town Manager or designee shall be provided to the Building Commissioner prior to placing any approved sign.
- (f) A-Frame Menu Boards may not be used in conjunction with trade figure/symbols, open/closed signs or menu signs.
- (g) A-Frame Menu Boards must comply with the following performance standards:
 - [1] Shall be secured as necessary so as not to create nuisance or hazard to pedestrians, motorists or business patrons under any conditions.
 - [2] Shall not obstruct safe passage or impede accessibility on the sidewalk.
 - [3] Shall not obstruct views to another business or business sign.
 - [4] Shall be professionally made and well maintained. Hand-lettered signs shall not incorporate informal, irregular hand lettering.
 - [5] Shall not be illuminated.
 - [6] Shall not have lights, banners, flags or similar objects placed on or adjacent to the sign.
 - [7] Shall be placed on the sidewalk leading to the public business entrance.
 - [8] Shall be removed at the close of business each day.
 - [9] Shall not be displayed outside of business hours.

(3) Trade Figure or Symbols.

- (a) One trade figure or symbol per business establishment is permitted.
- (b) The trade figure or symbol shall represent the business and/or its services and be based on historic trade representations.
- (c) Trade figures or symbols shall comply with the following requirements:
 - [1] The trade figure or symbol shall be placed at the public entrance immediately abutting the building front or affixed to the front facade of the building in which the business is located. Trade figures or symbols may also be incorporated into a freestanding sign.
 - [2] The maximum size of any trade figure or symbol shall be three cubic feet.
 - [3] The trade figure or symbol shall be secured as necessary so that it does not create nuisance or hazard under any conditions to pedestrians, motorists or business patrons.
 - [4] The trade figure or symbol shall not obstruct safe passage or impede accessibility on the sidewalk and shall not obstruct views to another business or business sign.
 - [5] Trade figures or symbols may not be used in conjunction with A-Frame Menu Boards.
- (d) Proof shall be submitted demonstrating to the satisfaction of the Building Commissioner that explicit written permission has been given by the owner of the property proposed for locating the trade figure or symbol.
- (e) Where the trade figure or symbol is proposed on Town property, the following additional criteria shall be met:
 - [1] Proof of receipt of a license from the Town Manager or designee for the sign at the proposed location.

[2] Proof of insurance consistent with this license from the Town Manager or designee shall be provided to the Building Commissioner prior to placing any approved trade figure or symbol.

(4) Open Closed Signs.

- (a) Each business establishment is allowed one open/closed sign on each building façade oriented to a street or parking lot, providing that such façade has a customer entrance serving that business establishment.
- (b) The open/closed sign shall either be attached at the customer entrance, in a display window or door of the building in which the business is located or attached to a freestanding sign. Open/closed signs may also be incorporated into a trade figure or A-Frame Menu Board.
- (c) The maximum size of an open/closed sign shall not exceed 22 inches by 14 inches.

(5) Incidental business signs.

- (a) Incidental business signs indicating the business, hours of operation, credit cards accepted, and business affiliations shall be permitted so long as the total area of all signs does not exceed one square foot.
- (b) "Sale" signs and other temporary signs shall be permitted so long as the total area of all such signs does not exceed three square feet.

(6) Trade Flags.

Trade flags are prohibited in the BA District.

D. Illumination, Design and Materials.

- (1) No neon or LED signs are permitted in the BA District.
- (2) Internally illuminated signs are prohibited in the BA District.
- (3) The lettering, shape, and color employed in a sign shall be compatible with the form, color, and materials of the building housing the business establishment that the sign is identifying. Signs for different businesses within the same building or for multiple business establishments in multiple buildings on the same property shall be of harmonious style and design.
- (4) Wall signs, projecting signs, roof signs, and freestanding signs shall be made primarily of wood, PVC composite, medium density or high density overlay plywood or HDPE sign board.

Section 2

That the Code of the Town of Barnstable, Zoning Ordinance, Chapter 240, Article VII, Sign Regulations §240-65, that now reads "Signs in B, BA, UB, HB, HO, S&D and SD-1 Districts" is hereby amended by deleting the reference to the BA District. That section to read: §240-65, Signs in B, UB, HB, HO, S&D and SD-1 Districts.

Section 3

That the Code of the Town of Barnstable, Zoning Ordinance, Chapter 240, Article VII, Sign Regulations §240-72, Trade Flags, Provision F, that now reads: "F. In the Osterville BA District, the display of a trade flag shall be limited to antique stores, and the dimensions of trade flags shall not exceed two feet by three feet." is hereby deleted.

Section 4

That the Code of the Town of Barnstable, Zoning Ordinance, Chapter 240, Article VII, Sign Regulations §240-60, Definitions is hereby amended by:

1. Amending the definition of OPEN/CLOSED SIGN that now reads, "OPEN/CLOSED SIGN - A business in the HVB may display a sign, which may include a neon sign, as defined herein, indicating whether it is open or closed. Open/closed signs are not counted towards the amount of signage allowed. A neon sign is made of glass tubes filled with an inert gas such as neon or argon electrified to produce illumination. This provision is an exception to § 240-24.1.10A (6)."

(2013-133 Continued)

That definition to now read:

OPEN/CLOSED SIGN — A sign indicating whether a business is open or closed. A business in the HVB may display a neon open/closed sign, as defined herein, indicating whether it is open or closed. Open/closed signs are not counted towards the amount of signage allowed.

2. And adding, in alphabetical order, a definition of a Neon Sign to read as follows: NEON SIGN - A neon sign is made of glass tubes filled with an inert gas such as neon or argon electrified to produce illumination. This provision is an exception to \$240-24.1.10A (6)."

SPONSOR: Councilor James Cote

DATE	ACTION TAKEN
04/25/13 05/14/13	Referred to Planning Board for hearing Planning Board referred to Town Council for the 2 nd public hearing
03/14/13	1 familing Board referred to Town Council for the 2 — public hearing
Read i	tem and refer to a public hearing on June 20, 2013
Move/	

BARNSTABLE TOWN COUNCIL

ITEM# 2013-133 INTRO: 4/25/13, 06/06/13

SUMMARY

TO: Town Council

FROM: Councilor James Cote through Growth Management Department

SUBJECT: Amending Chapter 240, Article VII, providing a new sign ordinance in Osterville

"Business A" Zoning Districts

ANALYSIS/RATIONALE: These proposed amendments were crafted in response to a request from the Osterville Business and Professional Association. Their desire was to have sign regulations that reflect the character and scale of Osterville village center. This amendment is the product of a multi-year collaboration between the OBPA, OVA and the Growth Management Department.

The mission was twofold: to support the needs of local businesses and to preserve the unique appearance Osterville's commercial center.

This amendment recognizes that zoning regulations must be context-sensitive and that a "one size fits all" sign code cannot sufficiently serve the needs of all areas or villages of Barnstable. Osterville has small, independent merchants operating in a pedestrian oriented environment. The existing sign code, as it applies to this zoning district, is more appropriate to business districts serving a more auto oriented land use.

These proposed amendments would provide businesses in Osterville village added flexibility in the types of signage that may be displayed, allowing the ability to respond to the unique orientation and arrangement of storefronts found in Osterville village center.

Growth Management has taken this opportunity to create, in its organization and context sensitivity, a sign code prototype that can be applied to other areas of Town in the future.

BARNSTABLE TOWN COUNCIL

ITEM: 2013-138

INTRO: 05/16/13, 06/06/13

2013-138 APPROPRIATION OF \$11,601,168 FY14 POLICE DEPT. OPERATING BUDGET

ORDERED: That the sum of \$11,601,168 be appropriated for the purpose of funding the Town's FY 2014 Barnstable Police Department budget; and to meet such appropriation that \$11,518,933 be raised from current year revenues and that \$50,000 be transferred from the Embarkation Fee Special Revenue Fund, and that \$32,235 be transferred from general fund reserves as presented to the Town Council by the Town Manager.

<u>DATE</u>	ACTION TAKEN
05/16/13	Referred to public hearing- June 6
Read Item	
Motion to 0	Open Public Hearing
Rationale	
Public Hear	ring
Close publi	c hearing
Council dis	
Move/vote	

BARNSTABLE TOWN COUNCIL

ITEM: 2013-139 INTRO: 05/16/13, 06/06/13

2013-139 APPROPRIATION OF \$57,255,360 FY14 BARNSTABLE PUBLIC SCHOOLS

ORDERED: That the sum of \$57,255,360 be raised and appropriated for the purpose of funding the Town's FY 2014 Barnstable Public Schools budget as presented to the Town Council by the Town Manager.

DATE	ACTION TAKEN
05/16/13	Referred to public hearing- June 6
Read Item	
Motion to 0	Open Public Hearing
Rationale	
Public Hear	ring
Close publi	c hearing
Council dis	
Move/vote	

BARNSTABLE TOWN COUNCIL

ITEM: 2013-140 INTRO: 05/16/13, 06/06/13

2013-140 APPROPRIATION OF \$8,114,348 FY14 DEPARTMENT OF PUBLIC WORKS GENERAL FUND BUDGET

ORDERED: That the sum of \$8,114,348 be appropriated for the purpose of funding the Town's FY 2014 Department of Public Works General Fund budget, and to meet such appropriation, that \$8,050,874 be raised from current year revenue, \$43,474 be transferred from the Embarkation Fee Special Revenue Fund and \$20,000 be transferred from the Bismore Park Special Revenue Fund, as presented to the Town Council by the Town Manager.

DATE	ACTION TAKEN
05/16/13	Referred to public hearing- June 6
Read Item	
Motion to C	Open Public Hearing
Rationale	
Public Hear	ing
Close publi	c hearing
Council dis	
Move/vote	

BARNSTABLE TOWN COUNCIL

ITEM: 2013-141 INTRO: 05/16/13, 06/06/13

2013-141 APPROPRIATION OF \$2,696,341 FY14 DEPARTMENT OF PUBLIC WORKS SOLID WASTE ENTERPRISE FUND BUDGET

ORDERED: That the sum of \$2,696,341 be appropriated for the purpose of funding the Town's FY 2014 **Department of Public Works Solid Waste Enterprise Fund** budget, and to meet such appropriation that \$2,267,972 be raised from current year revenues by the solid waste facility, and that \$428,369 be transferred from the solid waste enterprise fund reserves, as presented to the Town Council by the Town Manager

DATE	ACTION TAKEN
05/16/13	Referred to public hearing- June 6
Read Item	
Motion to 0	Open Public Hearing
Rationale	
Public Hea	ring
Close publ	
Council dis	•
Move/vote	

BARNSTABLE TOWN COUNCIL

ITEM: 2013-142 INTRO: 05/16/13, 06/06/13

2013-142 APPROPRIATION OF \$4,328,518 FY14 DEPARTMENT OF PUBLIC WORKS WATER POLLUTION CONTROL ENTERPRISE FUND BUDGET

ORDERED: That the sum of \$4,328,518 be appropriated for the purpose of funding the Town's FY 2014 Department of Public Works Water Pollution Control Enterprise Fund budget, and to meet such appropriation that \$4,328,518 be raised from current year revenues by the water pollution control facility, as presented to the Town Council by the Town Manager

DATE	ACTION TAKEN
05/16/13	Referred to public hearing- June 6
	 -
Read Item	
Motion to 0	Open Public Hearing
Rationale	
Public Hea	ring
Close publi	c hearing
Council dis	· ·
Move/vote	

BARNSTABLE TOWN COUNCIL

ITEM: 2013-143 INTRO: 05/16/13, 06/06/13

2013-143 APPROPRIATION OF \$3,662,420 FY14 DEPARTMENT OF PUBLIC WORKS WATER SUPPLY ENTERPRISE FUND BUDGET

ORDERED: That the sum of \$3,662,420 be appropriated for the purpose of funding the Town's FY 2014 Department of Public Works Water Supply Enterprise Fund budget, and to meet such appropriation that \$3,662,420 be raised from current year revenues by the water supply operations, as presented to the Town Council by the Town Manager.

DATE	ACTION TAKEN
05/16/13	Referred to public hearing- June 6
Read Item	
Motion to 0	Open Public Hearing
Rationale	
Public Hear	ring
Close publi	c hearing
Council dis	cussion
Move/vote	

BARNSTABLE TOWN COUNCIL

ITEM: 2013-144 INTRO: 05/16/13, 06/06/13

2013-144 APPROPRIATION OF \$968,435 FY14 GROWTH MANAGEMENT DEPARTMENT GENERAL FUND BUDGET

ORDERED That the sum of \$968,435 be raised and appropriated for the purpose of funding the Town's FY 2014 Growth Management Department budget as presented to the Town Council by the Town Manager:

DATE	ACTION TAKEN
05/16/13	Referred to public hearing- June 6
Read Item	
Motion to 0	Open Public Hearing
Rationale	
Public Hea	ring
Close publ	
Council dis	
Move/vote	

BARNSTABLE TOWN COUNCIL

ITEM: 2013-145 INTRO: 05/16/13, 06/06/13

2013-145 APPROPRIATION OF \$276,383 FY14 TOWN COUNCIL DEPARTMENT BUDGET

ORDERED: That the sum of \$276,383 be raised and appropriated for the purpose of funding the Town's FY 2014 Town Council budget as presented to the Town Council by the Town Manager.

DATE	ACTION TAKEN
05/16/13	Referred to public hearing- June 6
Read Item	
Motion to 0	Open Public Hearing
Rationale	
Public Hea	ring
Close publi	c hearing
Council dis	
Move/vote	

BARNSTABLE TOWN COUNCIL

ITEM: 2013-146 INTRO: 05/16/13, 06/06/13

2013-146 APPROPRIATION OF \$565,822 FY14 TOWN MANAGER DEPARTMENT BUDGET

ORDERED: That the sum of \$565,822 be raised and appropriated for the purpose of funding the Town's FY 2014 Town Manager budget as presented to the Town Council by the Town Manager.

DATE	ACTION TAKEN
05/16/13	Referred to public hearing- June 6
D 11	
Read Item	
	Open Public Hearing
Rationale	
Public Hea	ring
Close publi	c hearing
Council dis	cussion
Move/vote	

BARNSTABLE TOWN COUNCIL

ITEM: 2013-147 INTRO: 05/16/13, 06/06/13

2013-147 APPROPRIATION OF 1,630,979 FY14 LIBRARY GRANT

ORDERED That the sum of \$1,630,979 be raised and appropriated for the purpose of funding the Town's FY 2014 Library Grant as presented to the Town Council by the Town Manager.

DATE	ACTION TAKEN
05/16/13	Referred to public hearing- June 6
	
Read Item	
Motion to 0	Open Public Hearing
Rationale	
Public Hea	ring
Close publi	
Council dis	
Move/vote	

BARNSTABLE TOWN COUNCIL

ITEM: 2013-148

INTRO: 05/16/13, 06/06/13

2013-148 APPROPRIATION OF \$1,286,700 FY 2014 COMMUNITY PRESERVATION FUND PROGRAM SET-ASIDES AND PROGRAM ADMINISTRATION

ORDERED: That, pursuant to the provisions of G. L. c. 44B § 6, for the fiscal year ending June 30, 2014, the following sums of the annual revenues of the Community Preservation Fund be set aside for further appropriation and expenditure for the following purposes: \$378,900 for open space; \$378,900 for historic resources; \$378,900 for community housing; and that the sum of \$150,000 be appropriated from the annual revenues of the Community Preservation Fund to be expended under the direction of the Town Manager, or the Community Preservation Committee with the prior approval of the Town Manager, for appraisal, title search, hazardous materials assessment, consulting services, and predevelopment costs, and administrative expenses, and to assist in the development and performance of contracts for community preservation.

DATE	ACTION TAKEN
05/16/13	Referred to public hearing- June 6
Read Item	
Motion to C	Open Public Hearing
Rationale	
Public Hear	ing
Close public	c hearing
Council disc	cussion
Move/vote	

BARNSTABLE TOWN COUNCIL

ITEM: 2013-149 INTRO: 05/16/13, 06/06/13

2013-149 APPROPRIATION OF \$2,576,097 FY 2014 COMMUNITY PRESERVATION FUND DEBT SERVICE

ORDERED: That the Town Council hereby appropriate \$2,576,097 for the purpose of paying the FY 2014 Community Preservation Fund debt service requirements, and to meet such appropriation, that \$2,466,403 be provided from current year revenues of the Community Preservation Fund and that \$109,694 be provided from the reserve for the historic preservation program within the Community Preservation Fund.

DATE	ACTION TAKEN
05/16/13	Referred to public hearing- June 6
Read Item	
Motion to 0	Open Public Hearing
Rationale	
Public Hea	ring
Close publi	c hearing
Council dis	
Move/vote	

BARNSTABLE TOWN COUNCIL

ITEM: 2013-150 INTRO: 05/16/13, 06/06/13

2013-150 APPROPRIATION OF \$2,670,058 THE FY14 COMMUNITY SERVICES DEPARTMENT GENERAL FUND BUDGET

ORDERED: That the sum of \$2,670,058 be appropriated for the purpose of funding the Town's FY 2014 Community Services Department budget, and to meet such appropriation, that \$2,356,382 be raised from current year revenue, that \$291,075 be transferred from the Mooring Fee Special Revenue Fund, and that \$22,601 be transferred from general fund reserves as presented to the Town Council by the Town Manager.

DATE	ACTION TAKEN
05/16/13	Referred to public hearing- June 6
Read Item	
Motion to 0	Open Public Hearing
Rationale	
Public Hea	ring
Close publi	
Council dis	
Move/vote	

BARNSTABLE TOWN COUNCIL

ITEM: 2013-151 INTRO: 05/16/13, 06/06/13

2013-151 APPROPRIATION OF \$2,921,692 FY14 COMMUNITY SERVICES DEPARTMENT GOLF COURSE ENTERPRISE FUND BUDGET

ORDERED: That the sum of \$2,921,692 be appropriated for the purpose of funding the Town's FY 2014 Golf Course Enterprise Fund budget; and to meet such appropriation that \$2,886,692 be raised from current year revenues by the golf course facilities and that \$35,000 be transferred from the golf course enterprise fund reserves, as presented to the Town Council by the Town Manager.

DATE	ACTION TAKEN
05/16/13	Referred to public hearing- June 6
Read Item	
Motion to 0	Open Public Hearing
Rationale	
Public Hear	ring
Close publi	c hearing
Council dis	
Move/vote	

BARNSTABLE TOWN COUNCIL

ITEM: 2013-152 INTRO: 05/16/13, 06/06/13

2013-152 APPROPRIATION OF \$2,767,973 FY14 COMMUNITY SERVICES DEPARTMENT HYANNIS YOUTH AND COMMUNITY CENTER ENTERPRISE FUND BUDGET

ORDERED: That the sum of \$2,767,973 be appropriated for the purpose of funding the Town's FY 2014 Hyannis Youth and Community Center Enterprise Fund budget; and to meet such appropriation that \$1,160,550 be raised from current year revenues by the Hyannis Youth and Community Center operations, and that \$216,000 be raised from the general fund, and that \$1,391,423 be transferred from the Capital Trust Fund, presented to the Town Council by the Town Manager.

DATE	ACTION TAKEN
05/16/13	Referred to public hearing- June 6
Read Item	
Motion to O	pen Public Hearing
Rationale	
Public Heari	ng
Close public	hearing
Council disc	ussion
Move/vote	

BARNSTABLE TOWN COUNCIL

ITEM: 2013-153 INTRO: 05/16/13, 06/06/13

2013-153 APPROPRIATION OF \$680,231 FY14 COMMUNITY SERVICES DEPARTMENT MARINA ENTERPRISE FUND BUDGET

ORDERED: That the sum of \$680,231 be appropriated for the purpose of funding the Town's FY 2014 Marina Enterprise Fund budget; and to meet such appropriation that \$593,000 be raised from current year revenues by the marina facilities, and that \$63,231 be transferred from the Capital Trust Fund, and that \$24,000 be transferred from the Bismore Park Special Revenue Fund as presented to the Town Council by the Town Manager.

<u>DATE</u>	ACTION TAKEN
05/16/13	Referred to public hearing- June 6
Read Item	
Motion to 0	Open Public Hearing
Rationale	
Public Hea	ring
Close publi	c hearing
Council dis	
Move/vote	

BARNSTABLE TOWN COUNCIL

ITEM: 2013-154 INTRO: 05/16/13, 06/06/13

2013-154 APPROPRIATION OF \$740,382 FY14 COMMUNITY SERVICES DEPARTMENT, SANDY NECK PARK ENTERPRISE FUND BUDGET

ORDERED: That the sum of \$740,382 be appropriated for the purpose of funding the Town's FY 2014 Sandy Neck Park Enterprise Fund budget; and to meet such appropriation that \$709,382 be raised from current year revenues by the Sandy Neck Park operations, and that \$31,000 be transferred from the Sandy Neck enterprise fund reserve as presented to the Town Council by the Town Manager

DATE 05/16/13	ACTION TAKEN Referred to public hearing- June 6
Read Item	
Motion to 0	Open Public Hearing
Rationale	
Public Hear	ring
Close publi	
Council dis	<u>C</u>
Move/vote	

BARNSTABLE TOWN COUNCIL

ITEM: 2013-155 INTRO: 05/16/13, 06/06/13

2013-155 APPROPRIATION OF \$7,230,647 FY14 BARNSTABLE MUNICIPAL AIRPORT ENTERPRISE FUND BUDGET

ORDERED: That the sum \$7,230,647 of be appropriated for the purpose of funding the Town's FY 2014 Airport Enterprise Fund budget, and to meet such appropriation that \$7,230,647 be raised from current year revenues by the airport as presented to the Town Council by the Town Manager.

DATE	ACTION TAKEN
05/16/13	Referred to public hearing- June 6
Read Item	
Motion to 0	Open Public Hearing
Rationale	
Public Hear	ring
Close publi	c hearing
Council dis	
Move/vote	

BARNSTABLE TOWN COUNCIL

ITEM: 2013-156

INTRO: 05/16/13, 06/06/13

2013-156 APPROPRIATION OF \$2,643,229 FY14 REGULATORY SERVICES DEPARTMENT BUDGET

ORDERED: That the sum of \$2,643,229 be appropriated for the purpose of funding the Town's FY 2014 Regulatory Services Department budget, and to meet such appropriation, that \$2,545,862 be raised from current year revenue, and that \$42,840 be transferred from the Wetlands Protection Special Revenue Fund, and that \$54,527 be transferred from the Bismore Park Special Revenue Fund, as presented to the Town

DATE	ACTION TAKEN
05/16/13	Referred to public hearing- June 6
Read Item	
Motion to 0	Open Public Hearing
Rationale	
Public Hea	ring
Close publi	c hearing
Council dis	
Move/vote	

BARNSTABLE TOWN COUNCIL

ITEM: 2013-157 INTRO: 05/16/13, 06/06/13

2013-157 APPROPRIATION OF \$5,389,290 FY14 ADMINISTRATIVE SERVICES DEPARTMENT BUDGET

ORDERED: That the sum of \$5,389,290 be raised and appropriated for the purpose of funding the Town's FY 2014 Administrative Services Department budget as presented to the Town Council by the Town Manager

DATE	ACTION TAKEN
05/16/13	Referred to public hearing- June 6
Read Item	
Motion to 0	Open Public Hearing
Rationale	
Public Hea	ring
Close publi	c hearing
Council dis	scussion
Move/vote	

BARNSTABLE TOWN COUNCIL

ITEM: 2013-158

INTRO: 05/16/13, 06/06/13

2013-158 APPROPRIATION OF \$8,778,309 FY14 GENERAL FUND DEBT SERVICE BUDGET

ORDERED: That the sum of \$8,778,309 be appropriated for the purpose of funding the Town's FY 2014 General Fund Debt Service budget, and to meet such appropriation, that \$8,640,882 be raised from current year revenue, and that \$64,573 be transferred from the Embarkation Fee Special Revenue Fund, and that \$72,854 be transferred from the Bismore Park Special Revenue Fund, as presented to the Town Council by the Town Manager.

DATE	ACTION TAKEN
05/16/13	Referred to public hearing- June 6
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Read Item	
Motion to 0	Open Public Hearing
Rationale	
Public Hear	ring
Close publi	c hearing
Council dis	cussion
Move/vote	

BARNSTABLE TOWN COUNCIL

ITEM: 2013-159 INTRO: 05/16/13, 06/06/13

2013-159 APPROPRIATION OF \$21,141,235 THE FY14 EMPLOYEE BENEFITS & INSURANCE BUDGETS

ORDERED: That the sum of \$21,141,235 be appropriated for the purpose of funding the Town's FY 2014 Employee Benefits & Insurance budgets, and to meet such appropriation, that \$19,756,235 be raised from current year revenue, that \$300,000 be transferred from the Pension Reserve Trust Fund, and that \$1,085,000 be transferred from the general fund reserves, as presented to the Town Council by the Town Manager.

DATE	ACTION TAKEN
05/16/13	Referred to public hearing- June 6
Read Item	
Motion to C	Open Public Hearing
Rationale	•
Public Hear	ring
Close publi	c hearing
Council dis	
Move/vote	

BARNSTABLE TOWN COUNCIL

ITEM: 2013-160 INTRO: 05/16/13, 06/06/13

2013-160 APPROPRIATION OF \$121,875 AND \$51,924 THE FY14 TOURISM GRANT AND LOMBARD LAND LEASE BUDGETS

ORDERED: That the sums of \$121,875 and \$51,924 be raised and appropriated for the purpose of funding the Town's FY 2014 Tourism Grant and Lombard Land Lease budgets; respectively, as presented to the Town Council by the Town Manager.

DATE	ACTION TAKEN
05/16/13	Referred to public hearing- June 6
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Read Item	
Motion to C	Open Public Hearing
Rationale	
Public Hear	ing
Close publi	c hearing
Council dis	cussion
Move/vote	

BARNSTABLE TOWN COUNCIL

ITEM: 2013-161 INTRO: 05/16/13, 06/06/13

2013-161 APPROPRIATION OF \$3,413,750 FOR THE FY14 ASSESSMENTS AND OTHER COSTS BUDGETS

ORDERED: That the sum of \$3,413,750 be raised for the purpose of funding the Town's FY 2014 Assessments and Other Costs budgets, and to meet such appropriation, that \$3,388,750 be raised from current year revenue, and that \$25,000 be transferred from the general fund reserves, as presented to the Town Council by the Town Manager

DATE	ACTION TAKEN
05/16/13	Referred to public hearing- June 6
Read Item	
Motion to 0	Open Public Hearing
Rationale	
Public Hear	ring
Close publi	c hearing
Council dis	
Move/vote	

BARNSTABLE TOWN COUNCIL

ITEM: 2013-162

INTRO: 05/16/13, 06/06/13

2013-162 APPROPRIATION OF \$3,827,151 THE FY14 TRANSFERS BUDGET

ORDERED: That the sum of \$3,827,151 be raised and appropriated for the purpose of funding the Town's FY 2014 Transfers budget, as presented to the Town Council by the Town Manager

1) And that the following sums be transferred from the Town's enterprise accounts for the purpose of reimbursing administrative, employee benefit and insurance costs budgeted within the General Fund:

Water Pollution	\$390,022
Solid Waste	\$266,371
Water	\$106,855
Airport	\$613,939
Golf Course	\$250,000
Marinas	\$56,959
Sandy Neck	\$72,257

2) And further, that the sum of **\$1,472,000** be transferred from General Fund reserves all for the purpose of funding the Town's FY 2014 General Fund budget as presented to the Town Council by the Town Manager.

DATE	ACTION TAKEN
05/16/13	Referred to public hearing- June 6
Read Item	
Motion to 0	Open Public Hearing
Rationale	
Public Hea	ring
Close publi	ic hearing
Council dis	scussion
Move/vote	

A. OLD BUSINESS (Second reading)

BARNSTABLE TOWN COUNCIL

ITEM: 2013-163

INTRO: 05/16/13, 06/06/13

2013-163 REVOLVING FUNDS AUTHORIZATION ORDER OF \$1,320,000

ORDERED: Pursuant to Chapter II, Article XVIII-A, Section 3 of the General Ordinances, the Town Council hereby authorizes the following revolving funds for FY 2014:

Fund	Revenue Source	Dept Officer Auth. To Expend Funds	Use of Fund	Total Expenditure Limit FY
Classroom Education Fund	Program registration fees	Senior Services Director	Salaries, benefits, expenses, contract services to operate program	\$35,000
Adult Social Day Fund	Program registration fees	Senior Services Director	Salaries, benefits, expenses, contract services to operate program	\$175,000
Recreation Program Fund	Program registration fees	Recreation Director	Salaries, benefits, expenses, contract services to operate program	\$400,000
Shellfish Propagation Fund	Fees from permits	Natural Resources Director	Salaries, benefits, expenses, contract services, shellfish equipment to operate program	\$115,000
Building Inspections Fund	Fees from permits for municipal & private projects	Building Commissioner	Salaries, benefits, expenses, contract services to operate program	\$150,000
Consumer Protection Fund	Fees from weights & measures services,	Director Regulatory Services Dept.	Salaries, benefits, expenses, contract services to operate program	\$375,000
Geographic Information Systems Fund	Fees for GIS maps & reports	Information Systems Director	Salaries, benefits, expenses, contract services to operate program	\$20,000
Arts and Culture Program Fund	Shanty revenue, and gifts or contributions for arts and culture	Growth Management Director	Expenses related to arts and culture program	\$50,000
			Total	\$1,320,000

DATE	ACTION TAKEN
05/16/13	Voted to 06/06/13 for vote
Dood Itom	
Read Item	
Rationale	
Council discussion	1
Move/vote	

A. OLD BUSINESS (Second reading)

BARNSTABLE TOWN COUNCIL

ITEM# 2013-164 INTRO: 05/16/13, 06/06/13

2013-164 AUTHORIZING EXPENDITURE OF COMCAST LICENSING FEES FOR THE FUNDING OF THE PUBLIC, EDUCATION AND GOVERNMENT (PEG) ACCESS CHANNELS

RESOLVED: That the Town Council hereby authorizes the Town Manager to expend funds for the FY 2014 operation of Public, Education and Government access channels from licensing fees provided in the cable licensing agreement with Comcast, as signed by the Town Manager on July 8, 2008.

SPONSOR: Thomas K. Lynch, Town Manager

DATE	ACTION TAKEN
05/16/13	Voted to 06/06/13 for vote
Read Item	
Rationale	
Council discussion	1
Move/vote	

B. NEW BUSINESS (First reading)

BARNSTABLE TOWN COUNCIL

ITEM# 2013-168 INTRO: 06/06/13

2013-168 APPOINTMENTS TO A BOARD/COMMITTEE/COMMISSION

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

CABLE TELEVISION ADVISORY COMMITTEE

Richard Bacchiocchi, 12 Walley Court, Hyannis, as a member, to a term expiring 6/30/2016

COMPREHENSIVE FINANCIAL ADVISORY COMMITTEE

Lillian Woo, 80 Kearsage, West Hyannisport, as a member, to a term expiring 6/30/2016

CULTURAL COUNCIL

Elise McMullin, 125 Marquand Drive, Osterville, as a member, to a term expiring 6/30/2014

HUMAN SERVICES COMMITTEE

Charles Hetzel, 55 Seabrook Road, Hyannis, as a representative member, to a term expiring 6/30/2015

SPONSOR: The Appointments Committee

DATE	ACTION TAKEN
Read Item	
Rationale	
Council discussion	on
Move/vote	

B. NEW BUSINESS (First reading)

BARNSTABLE TOWN COUNCIL

ITEM# 2013-169 INTRO: 06/20/13

2013-169 REAPPOINTMENTS TO A BOARD/COMMITTEE/COMMISSION

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

AGRICULTURAL COMMISSION

Max Kumin, 3826 Main Street, Cummaquid, as a member, to a term expiring 6/30/2016 Leslie Spencer, 151 Main Street, Cotuit, as a member, to a term expiring 6/30/2016 Melissa Caughey, 35 Fox Hollow Lane, Osterville, as a member, to a term expiring 6/30/2016

AIRPORT COMMISSION

Ronald Persuitte, 59 Colonial Way, West Barnstable, as a member, to a term expiring 6/30/2016 Michael Dunning, 339 Old Jail Lane, Barnstable, as a member, to a term expiring 6/30/2016

BOARD OF HEALTH

Wayne Miller, 2231 Meetinghouse Way, West Barnstable, as a member, to a term expiring 6/30/2016

CABLE TELEVISION ADVISORY COMMITTEE

Nancy Richard, 4022 Main Street, Cummaquid, as a member, to a term expiring 6/30/2016

COMPREHENSIVE FINANCIAL ADVISORY COMMITTEE

Gregory Plunkett, 80 Hyannis Avenue, Hyannisport, as a member, to a term expiring 6/30/2016

CULTURAL COUNCIL

Mary Carroll-Allen, 312B Pleasant Pines Avenue, Centerville, as a member, to a term expiring Rebecca Lawrence, 157 Pond View Drive, Centerville, as a member, to a term expiring 6/30/2016

ELDERLY & DISABLED TAXATION AID COMMITTEE

William Murdoch, 760 South Main Street, Centerville, as a member, to a term expiring 6/30/2016

HYANNIS MAIN STREET WATERFRONT HISTORIC DISTRICT COMMISSION

Marina Atsalis, 242 Ocean Street, Hyannis, as a member, to a term expiring 6/30/2016

JFK MEMORIAL TRUST FUND COMMITTEE

Hugh Findlay, 500 Ocean Street, Hyannis, as a member, to a term expiring 6/30/2016

OLD KING'S HIGHWAY HISTORIC DISTRICT COMMITTEE

George Jessop, 863 Bumps River Road, Centerville, as an architect, representative member, to a term expiring 6/30/2016

PLANNING BOARD

Paul Curley, 27 Lancaster Way, West Barnstable, as a member, to a term expiring 6/30/2016 David Munsell, 3528 Main Street, Barnstable, as a member, to a term expiring 6/30/2016

RECREATION COMMISSION

Joseph O'Brien, 65 Trinity Place, Centerville, as a member, to a term expiring 6/30/2016 Katherine Pina, 49 Windmill Lane, Cotuit, as a member, to a term expiring 6/30/2016 Richard Sawyer, 75 Cap'n Crosby Road, Centerville, as a member, to a term expiring 6/30/2016

REGISTRAR OF VOTERS

Kathryn Shaughnessy, 72 Stonehedge Drive, Barnstable, as an appointed member, to a term expiring 6/30/2016

RENEWABLE ENERGY COMMISSION

Amanda Converse, 558 Lumbert Mill Road, Centerville, as a member, to a term expiring 6/30/2016 Alison Alessi, 120 Chase Street, Hyannis, as a member, to a term expiring 6/30/2016

SANDY NECK BOARD

Lynn Heslinga, 1649 Hyannis Road, Barnstable, as a member-at-large, to a term expiring 6/30/2016 William Carey, 171 Harbor Point Road, Cummaquid, as a member-at-large, to a term expiring 6/30/2016

SCHOLARSHIP COMMITTEE

Deborah Hill, 70 Fernbrook Lane, Centerville, as a member, to a term expiring 6/30/2016

TRUST FUND ADVISORY COMMITTEE

Gregory Plunkett, 80 Hyannis Avenue, Hyannisport, as a member, to a term expiring 6/30/2016 William Murdoch, 760 South Main Street, Centerville, as a member, to a term expiring 6/30/2016

YOUTH COMMISSION

Reid Hall, c/o Phinney's Lane, Hyannis, as an advisory member, to a term expiring 6/30/2016

SPONSOR: The Appointments Committee

DATE	ACTION TAKEN
Read Item	
Rationale	
Council discussion	1
Move/vote	