



Town of Barnstable Town Council

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MEETING AGENDA TOWN HALL HEARING ROOM June 16, 2016 7:00 PM

Councillors:

Jessica Rapp Grassetti
President
Precinct 7

Eric R. Steinhilber
Vice President
Precinct 2

John G. Flores
Precinct 1

Paul Hebert
Precinct 3

Frederick Chirigotis
Precinct 4

James H. Crocker
Precinct 5

William Crocker, Jr.
Precinct 6

Debra S. Dagwan
Precinct 8

James M. Tinsley
Precinct 9

Sara Cushing
Precinct 10

Philip N. Wallace
Precinct 11

John T. Norman
Precinct 12

Jennifer L. Cullum
Precinct 13

Administrator:
Cynthia A. Lovell

Administrative
Assistant:
Kelly Crahan

- 1. ROLL CALL**
- 2. PLEDGE OF ALLEGIANCE**
- 3. MOMENT OF SILENCE**
- 4. PUBLIC COMMENT**
- 5. COUNCIL RESPONSE TO PUBLIC COMMENT**
- 6. TOWN MANAGER COMMUNICATIONS**
- 7. ACT ON MINUTES (Including Executive Session)**
- 8. COMMUNICATIONS – from elected officials, boards, committees, staff, commission reports, correspondence and announcements**

- **Martin J. Flynn Scholarship Awards**

9. ORDERS OF THE DAY

A. Old Business

B. New Business

10. ADJOURNMENT

NEXT REGULAR MEETING: July 21, 2016

- The Town Council may vote to go into Executive Session under G.L. c. 30A §21(a)(3), to discuss strategy with respect to potential litigation against Barnstable County involving contamination to Hyannis wells from the Barnstable County Fire Training Academy, if the Chair declares that an open meeting may have a detrimental effect on the litigating position of the Town.
- The Town Council may vote to go into Executive Session under M.G.L. c. 30A, § 21 (2) to conduct a strategy session in preparation for negotiations with Mark Ells (non-union personnel) and/or to conduct contract negotiations with Mark Ells (non-union personnel).

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B. NEW BUSINESS

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Approve Minutes – June 2, 2016

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) (Roll call 2/3 vote)

BARNSTABLE TOWN COUNCIL

ITEM # 2016-054

INTRO: 12/03/15, 03/24/16, 05/05/16, 06/16/16

2016-054 AMENDING THE CODE PART I GENERAL ORDINANCES, CHAPTER 240 ZONING OF THE TOWN OF BARNSTABLE TO INCLUDE A HYANNIS PARKING OVERLAY DISTRICT

ORDERED: That Code of the Town of Barnstable, Part I General Ordinances, Chapter 240 Zoning be amended as follows:

SECTION 1

By amending Section 240-6 the Zoning Map, to create a new overlay zoning district known as “Hyannis Parking Overlay District” which includes the area shown on the reference map entitled “Hyannis Parking Overlay District”, dated November 30, 2015, prepared by the Town of Barnstable GIS Department.

SECTION 2

By amending Section 240-5, Establishment of Districts, by adding under the heading “Overlay Districts” the term “Hyannis Parking Overlay District”

SECTION 3

Re-numerate sections as follows:

240-24.1.10 to 240-24.1.11

240-24.1.11 to 240-24.1.12

240-24.1.12 to 240-24.1.13

SECTION 4

These amendments are adopted pursuant to and in furtherance of the provisions of Chapter 240, Article II of the Zoning Ordinance, Section 240-24.10, Hyannis Parking Overlay District

240-24.1.10 Hyannis Parking Overlay District (HPOD)

240-24.1.10 Purposes and Intent.

- A. This section allows as of right permitting for land located south of Main Street in Hyannis which land has some legal pre-existing nonconforming status or was licensed as of May 1, 2014 as an open air parking lot involving the temporary storage of vehicles. The scope of such uses would otherwise have to be clarified through a quasi-judicial or regulatory process. The purpose of this section is to:
- (1) Clarify this land use and create as of right permitting for land now used as open air parking lots and located south of Main Street in Hyannis;
 - (2) Protect the safety of the users of the lot and the general public through site development standards providing constant access for emergency responders;
 - (3) Ensure safe access to structures for emergency responders;

- (4) Protect adjacent property from nuisance which may result from the operation of cars and parking off streets;
- (5) Enhance and protect the visual quality of the Hyannis harbor area;
- (6) Reduce congestion on lot access streets which also serve residential areas; and
- (7) Contribute to traffic safety by ensuring orderly access to and egress from such lots.

204-24.1.10.2 Relationship to underlying districts and regulations.

A. The Hyannis Parking Overlay District (HPOD) shall overlay all underlying districts so that any parcel of land lying in the HPOD shall also lie in the zoning district or districts in which it is otherwise classified by this chapter.

B. All regulations of the underlying zoning district(s) shall apply within the HPOD to the extent that they are not inconsistent with the specific provisions of this section 240-24.10. To the extent the provisions of this section 240-24.10 are in conflict with or are inconsistent with other provisions of this chapter, the provisions of this section 240-24.10 shall govern and prevail even if such other provisions are more restrictive than those set forth in this section 240-24.10.

204-24.1.10.3 Definitions

Aisle - An aisle is that portion of the Commercial Surface Parking Lot circulation area providing safe and constant access for emergency responders and access to parking spaces for lot patrons. Aisle area is calculated exclusive of any other area on the lot such as driveway, parking stalls, and attendant areas.

Commercial Surface Parking Lot - The commercial parking of vehicles where parking is a principal use on the property. Non-commercial trucks, vans and other vehicles not exceeding 7.5 feet may use a Commercial Surface Parking Lot.

Emergency Access Aisles and Fire Lanes – Aisles, unobstructed at all times, for the safe and immediate access of emergency response vehicles. At no time shall any portion of a designated Emergency Access Aisle be used for parking or storing vehicles for any length of time no matter how short.

Kiosk – A structure, which may be temporary or seasonal, located on the Commercial Surface Parking Lot from which parking transactions are conducted.

Parking Attendant – An employee of the Commercial Surface Parking Lot available to customers to park and retrieve vehicles within the licensed lot.

Remote Parking Sites – Sites accommodating excess parking for HPOD parking lots that are located in another area of Hyannis where such parking use is allowed. Such remote parking lots shall be permitted and licensed only in connection with the HPOD parking lot.

Second Principal Use – A second principal use, lawfully permitted and established at the time of the adoption of this ordinance, may share a parcel with a Commercial Surface Parking Lot.

Stacked Parking: Parking of vehicles in a line or stack that may be up to three vehicles deep at a Commercial Surface Parking Lot. The lot operator shall have an attendant present to move vehicles out of the stack at all times that the lot is open for vehicle pick-up by vehicle owners.

240-24.1.10.4 Permitted Uses

A. Principle Uses.
Commercial Surface Parking Lot

204-24.1.10.5 Site Development Standards

(A) Access Management

- (1) Entrance and exit driveways shall be a minimum of fourteen (14) feet wide for one-way use only and a minimum of twenty (20) feet wide for two-way use and shall be delineated.
- (2) Driveways shall be located so as to minimize conflict with traffic on public streets and where good visibility and sight distances are available to observe approaching pedestrian and vehicular traffic.

(B) Parking Spaces

(1) Computation

- (a) Within the property boundaries the number of parking spaces is limited only by the required dimensions for parking spaces, aisles, emergency access aisles, and fire lanes.
- (b) Where another principal use, lawfully permitted and established at the time of the adoption of this ordinance, is located on the same parcel as the Commercial Surface Parking Lot the number of parking spaces required to support that use shall be deducted from the number of spaces for the Commercial Surface Parking Lot use.
- (c) Where another principal use not located on the same parcel as the Commercial Surface Parking Lot uses some of the Lot's spaces as shared parking for the off lot use, those spaces shall be deducted from the zoning and licensing number of lots for the Commercial Surface Parking Lot.
- (d) Up to 10% of parking spaces may be designed for and allocated to compact spaces.
- (e) Parking facilities shall provide specially designated parking spaces according to 521 CMR the Architectural Access Board.

(2) Dimensions

- (a) Non-compact spaces 9' X 18'
- (b) Compact spaces 6' x 14'

(3) Demarcation

- (a) Emergency Access Aisles and Fire Lanes shall be marked as shown on the record parking plan drawn and stamped by a Registered Professional Land Surveyor. In addition to showing the number of spaces that can be accommodated according to the dimensions herein, such plan shall depict demarcations for emergency access aisles through a method permanently affixed to the ground and approved by the Building Commissioner and Fire Safety Official.
- (b) Wheel stops and/or striping shall be installed and maintained to mark each permitted parking space. Stacked parking spaces shall be marked using ground mounted delineators or other demarcation.
- (c) Property boundaries for properties abutting other separately owned properties shall be marked with fencing or other means as may be approved by the Building Commissioner.

B. Stacked Parking

- (1) Stacked parking in compliance with Section 204-24.10.4 B. may be permitted subject to the approval of the Building Commissioner and the Fire Safety Official.

- (2) Lots using stacked parking configurations shall have a full-time attendant supervising the lot and to enable owner access to vehicles at all times.

C. Aisle Width

- (1) Unless otherwise provided for in this section, parking lots shall be designed so that each motor vehicle is able to proceed to and from the parking space provided without requiring the moving of any other motor vehicle.
- (2) All angle parking shall have one way circulation with an aisle width of at least 14 feet.
- (3) Fire lanes and emergency access aisles shall be provided as required by the Building Commissioner and the Fire Safety Official.

D. Lot Circulation

- (1) Dead end aisles including but not limited to emergency access aisles, and fire lanes are prohibited.

E. Landscaping and Fencing

- (1) Parking lots shall install perimeter landscaping area along street frontages.
- (2) Fencing other than split rail fencing is prohibited.

F. Lighting - Lighting shall not cause glare for motorists, pedestrians or neighboring premises. Full cut-off light fixtures shall be used in which no more than 2.5% of the total output is emitted at 90° from the vertical pole or building wall on which it is mounted.

G. Signage – Signage provisions rely on the requirements of the underlying zoning district or on rights that may be vested in the property as determined by the Building Commissioner.

H. Accessory Structures

- (1) Parking Lot Kiosk - A kiosk for parking lot attendants and/or business needs may be allowed. Kiosks are typically located at the main entrance(s) to or exit(s) from the lot. Each kiosk shall not exceed 150 SF in gross floor area and shall be located so as not to interfere with fire lanes, emergency access aisles, or site circulation. Kiosks shall include temporary sanitary facilities for employees. In no case shall the temporary sanitary facility be visible from any public way. Such structures shall be subject to applicable code or other permitting requirements and shall not host other principal or accessory uses such as retail without the required approvals.
- (2) Trash receptacles – all lots shall provide accommodations for client and employee trash. Trash receptacles and/or dumpsters shall be located near each Parking Lot Kiosk as may be required by the Building Commissioner and the Fire Safety Official. In no case shall the receptacles be visible from any public way.

Section 5

Amend Section 240-51 Location of Parking Spaces by deleting the words , " *except that in the MA-1 Business District, parking spaces may be located on another lot within 500 feet of the use, provided that no parking lot shall be created by the demolition of buildings within the MA-2 Business District, OR Office Residential District, or buildings with frontage on Main Street in the MA-1 Business District* " from existing Section 240-51:

By re-numerating Section 240-51 to Section 240-51 A, and
By adding new Section 240-51 B. as follows:

Section 240-51 Location of Parking Spaces

- A. All off-street parking spaces required by this article shall be located on the same lot as the use for which such spaces are required, except that in nonresidential districts, parking spaces may be located on another lot within 300 feet of, and in the same zoning district as, the use for which such spaces are required.
- B. Parking facilities, including those governed by Sections 240-24.1.11 (as re-numerated herein). Site Development Standards Subsection A.(4) [4] [d] and Section 240-24.1.10 Hyannis Parking Overlay District may operate parking lots in other locations and propose shuttle service to transport patrons from these remote lots to their desired destination. Such proposals shall be subject to Site Plan Review.

Section 6

Amend Section 240-128 Definitions by adding the following definition:

Shuttle Service – Use of a multi-passenger vehicle to shuttle parking lot patrons between remote parking lots, parking facilities, and transportation terminals.

SPONSORS: Town Council Parking Committee

DATE	ACTION TAKEN
<u>12/03/16</u>	<u>Refer to Planning Board</u>
<u>03/24/16</u>	<u>Vote taken (7 Yes) (4 No)</u>
<u>04/07/16</u>	<u>Voted to suspend Town Council Rule 6F (Reconsideration)</u>
<u>05/05/16</u>	<u>Continue to 06/16/16</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# 2016-122

INTRO: 05/19/16, 06/02/16, 06/16/16

SCHOOL DEPARTMENT

2016-122 APPROPRIATION ORDER IN THE AMOUNT \$63,119,885 FOR THE PURPOSE OF FUNDING THE TOWN'S FY 2017 BARNSTABLE PUBLIC SCHOOLS BUDGET

ORDERED: That the sum **\$63,119,885** be appropriated for the purpose of funding the Town's FY 2017 Barnstable Public Schools budget, and that to meet this appropriation that **\$63,119,885** be raised from current year revenues as presented to the Town Council by the Town Manager.

DATE	ACTION TAKEN
<u>05/19/16</u>	<u>Refer to public hearing 06/02/16</u>
<u>06/02/16</u>	<u>Opened and continued Public hearing to 06/16/16</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# 2016-131

INTRO: 05/19/16, 06/02/16, 06/16/16

DEPARTMENT OF PUBLIC WORKS GENERAL FUND BUDGET

2016-131 APPROPRIATION ORDER IN THE AMOUNT \$9,127,160 FOR THE PURPOSE OF FUNDING THE TOWN'S FISCAL YEAR 2017 DEPARTMENT OF PUBLIC WORKS GENERAL FUND BUDGET

ORDERED: That the sum of **\$9,127,160** be appropriated for the purpose of funding the Town's Fiscal Year 2017 Department of Public Works General Fund budget, and to meet such appropriation, that **\$9,056,590** be raised from current year revenue, **\$45,570** be transferred from the Embarkation Fee Special Revenue Fund and **\$25,000** be transferred from the Bismore Park Special Revenue Fund, as presented to the Town Council by the Town Manager.

DATE	ACTION TAKEN
<u>05/19/16</u>	<u>Refer to public hearing 06/02/16</u>
<u>06/02/16</u>	<u>Opened and continued Public hearing to 06/16/16</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# 2016-132

INTRO: 05/19/16, 06/02/16, 06/16/16

DEPARTMENT OF PUBLIC WORKS SOLID WASTE ENTERPRISE FUND

2016-132 APPROPRIATION ORDER IN THE AMOUNT \$3,403,815 FOR THE PURPOSE OF FUNDING THE TOWN'S FISCAL YEAR 2017 DEPARTMENT OF PUBLIC WORKS SOLID WASTE ENTERPRISE FUND BUDGET

ORDERED: That the sum of **\$3,403,815** be appropriated for the purpose of funding the Town's Fiscal Year 2017 Department of Public Works Solid Waste Enterprise Fund budget, and to meet such appropriation that **\$3,077,007** be raised from current year revenues by the solid waste facility, and that **\$326,808** be transferred from the Solid Waste Enterprise Fund reserves, as presented to the Town Council by the Town Manager.

DATE	ACTION TAKEN
<u>05/19/16</u>	<u>Refer to public hearing 06/02/16</u>
<u>06/02/16</u>	<u>Opened and continued Public hearing to 06/16/16</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# 2016-133

INTRO: 05/19/16, 06/02/16, 06/16/16

**DEPARTMENT OF PUBLIC WORKS WATER POLLUTION CONTROL
ENTERPRISE FUND**

**2016-133 APPROPRIATION ORDER IN THE AMOUNT \$4,692,412 FOR THE PURPOSE
OF FUNDING THE TOWN'S FISCAL YEAR 2017 DEPARTMENT OF PUBLIC
WORKS WATER POLLUTION CONTROL ENTERPRISE FUND BUDGET**

ORDERED: That the sum of **\$4,692,412** to be appropriated for the purpose of funding the Town's Fiscal Year 2017 Department of Public Works Water Pollution Control Enterprise Fund budget, and to meet such appropriation that **\$4,692,412** 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
<u>05/19/16</u>	<u>Refer to public hearing 06/02/16</u>
<u>06/02/16</u>	<u>Opened and continued Public hearing to 06/16/16</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# 2016-134

INTRO: 05/19/16, 06/02/16, 06/16/16

**DEPARTMENT OF PUBLIC WORKS WATER SUPPLY
ENTERPRISE FUND**

2016-134 APPROPRIATION ORDER IN THE AMOUNT \$5,270,312 FOR THE PURPOSE OF FUNDING THE TOWN'S FISCAL YEAR 2017 DEPARTMENT OF PUBLIC WORKS WATER SUPPLY ENTERPRISE FUND BUDGET

ORDERED: That the sum of **\$5,270,312** be appropriated for the purpose of funding the Town's Fiscal Year 2017 Department of Public Works Water Supply Enterprise Fund budget, and to meet such appropriation that **\$5,270,312** be raised from current year revenues by the Water Supply Enterprise Fund operations, as presented to the Town Council by the Town Manager.

DATE	ACTION TAKEN
<u>05/19/16</u>	<u>Refer to public hearing 06/02/16</u>
<u>06/02/16</u>	<u>Opened and continued Public hearing to 06/16/16</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# 2016-139

INTRO: 05/19/16, 06/02/16, 06/16/16

DEBT SERVICE

2016-139 APPROPRIATION ORDER IN THE AMOUNT \$9,172,108 FOR THE PURPOSE OF FUNDING THE TOWN'S FISCAL YEAR 2017 GENERAL FUND DEBT SERVICE BUDGET

ORDERED: That the sum of **\$9,172,108** be appropriated for the purpose of funding the Town's Fiscal Year 2017 General Fund Debt Service budget, and to meet such appropriation, that **\$9,059,925** be raised from current year revenue, and that **\$59,283** be transferred from the Embarkation Fee Special Revenue Fund, and that **\$52,900** be transferred from the Bismore Park Special Revenue Fund, as presented to the Town Council by the Town Manager.

DATE	ACTION TAKEN
<u>05/19/16</u>	<u>Refer to public hearing 06/02/16</u>
<u>06/02/16</u>	<u>Opened and continued Public hearing to 06/16/16</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# 2016-140

INTRO: 05/19/16, 06/02/16, 06/16/16

GRANTS

2016-140 APPROPRIATION ORDER IN THE AMOUNT \$1,900,990 FOR THE PURPOSE OF FUNDING THE TOWN'S FISCAL YEAR 2017 LIBRARY AND TOURISM GRANT BUDGETS

ORDERED: That the sum of **\$1,900,990** be raised and appropriated for the purpose of funding the Town's Fiscal Year 2017 Library and Tourism Grant budgets as presented to the Town Council by the Town Manager

DATE	ACTION TAKEN
<u>05/19/16</u>	<u>Refer to public hearing 06/02/16</u>
<u>06/02/16</u>	<u>Opened and continued Public hearing to 06/16/16</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# 2016-141

INTRO: 05/19/16, 06/02/16, 06/16/16

INSURANCE, ASSESSMENTS, TRANSFERS AND OTHER FIXED COSTS

2016-141 APPROPRIATION ORDER IN THE AMOUNT \$9,070,842 FOR THE PURPOSE OF FUNDING THE TOWN'S FISCAL YEAR 2017 INSURANCE, ASSESSMENTS, TRANSFERS AND OTHER FIXED COSTS BUDGETS

ORDERED: That the sum of **\$9,070,842** be raised and appropriated for the purpose of funding the Town's Fiscal Year 2017 Insurance, Assessments, Transfers and Other Fixed Costs budgets as presented to the Town Council by the Town Manager, and that the following sums be transferred from the Town's Enterprise Funds for the purpose of reimbursing administrative, employee benefit and insurance costs budgeted within the General Fund:

Water Pollution Control	\$444,872
Solid Waste	\$303,625
Water Supply	\$124,632
Airport	\$817,344
Golf Course	\$250,000
Marinas	\$61,044
Sandy Neck	\$86,520

And further, that the sum of **\$1,500,000** be transferred from the General Fund reserves all for the purpose of funding the Town's Fiscal Year 2017 General Fund budget as presented to the Town Council by the Town Manager.

DATE	ACTION TAKEN
<u>05/19/16</u>	<u>Refer to public hearing 06/02/16</u>
<u>06/02/16</u>	<u>Opened and continued Public hearing to 06/16/16</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# 2016-142

INTRO: 05/19/16, 06/02/16, 06/16/16

**COMMUNITY PRESERVATION FUND ADMINISTRATION EXPENSES AND
FISCAL YEAR 2017 PROGRAM SET-ASIDES**

2016-142 PURSUANT TO THE PROVISIONS OF G. L. C. 44B § 6, FOR THE FISCAL YEAR ENDING JUNE 30, 2017, THE FOLLOWING SUMS OF THE ANNUAL REVENUES OF THE COMMUNITY PRESERVATION FUND BE SET ASIDE FOR FURTHER APPROPRIATION AND EXPENDITURE FOR THE FOLLOWING PURPOSES

ORDERED: That, pursuant to the provisions of G. L. c. 44B § 6, for the Fiscal Year ending June 30, 2017, the following sums of the annual revenues of the Community Preservation Fund be set aside for further appropriation and expenditure for the following purposes: **\$393,660** for open space and recreation; **\$393,660** for historic resources; **\$393,660** for community housing; **\$418,896** for a budget reserve, and that the sum of **\$150,000** be appropriated from the annual revenues of the Community Preservation Fund for the administrative expenses the Community Preservation Committee, to be expended under the direction of the Town Manager, or the Community Preservation Committee with the prior approval of the Town Manager.

DATE	ACTION TAKEN
<u>05/19/16</u>	<u>Refer to public hearing 06/02/16</u>
<u>06/02/16</u>	<u>Opened and continued Public hearing to 06/16/16</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# 2016-143

INTRO: 05/19/16, 06/02/16, 06/16/16

**APPROPRIATION ORDER FOR COMMUNITY PRESERVATION FUND
FISCAL YEAR 2017 DEBT SERVICE**

**2016-143 APPROPRIATION ORDER IN THE AMOUNT OF \$2,285,118 FOR THE
PURPOSE OF PAYING THE FISCAL YEAR 2017 COMMUNITY
PRESERVATION FUND DEBT SERVICE REQUIREMENTS**

ORDERED: That the Town Council hereby appropriate **\$2,285,118** for the purpose of paying the Fiscal Year 2017 Community Preservation Fund debt service requirements, and to meet such appropriation, that **\$2,186,724** be provided from current year revenues of the Community Preservation Fund and that **\$98,394** be provided from the reserve for the historic preservation program within the Community Preservation Fund.

DATE	ACTION TAKEN
<u>05/19/16</u>	<u>Refer to public hearing 06/02/16</u>
<u>06/02/16</u>	<u>Opened and continued Public hearing to 06/16/16</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# 2016-144

INTRO: 05/19/16, 06/02/16, 06/16/16

2016-144 AUTHORIZING EXPENDITURE OF COMCAST LICENSING FEES FOR THE FUNDING OF THE PUBLIC, EDUCATIONAL AND GOVERNMENT (PEG) ACCESS CHANNELS

RESOLVED: That the Town Council hereby authorizes the Town Manager to expend funds for the Fiscal Year 2017 operation of Public, Educational and Government access channels from licensing fees provided in the cable licensing agreement with Comcast, as signed by the Town Manager on June 8, 2008.

DATE	ACTION TAKEN
<u>05/19/16</u>	<u>Refer to public hearing 06/02/16</u>
<u>06/02/16</u>	<u>Opened and continued Public hearing to 06/16/16</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# 2016-145

INTRO: 05/19/16, 06/02/16, 06/16/16

2016-145 REVOLVING FUNDS AUTHORIZATION ORDER

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 2017:

Fund	Revenue Source	Dept. Officer Authorized To Expend Funds	Use of Fund	Total Expenditure Limit FY 2017
Classroom Education Fund	Program registration fees	Senior Services Director	Salaries, benefits, expenses, contract services to operate program	\$65,000
Recreation Program Fund	Program registration fees	Leisure Services Director	Salaries, benefits, expenses, contract services to operate program	\$500,000
Shellfish Propagation Fund	Fees from permits	Natural Resources Director	Salaries, benefits, expenses, contract services, shellfish equipment to operate program	\$200,000
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 of Regulatory Services	Salaries, benefits, expenses, contract services to operate program	\$350,000
Geographic Information Technology Fund	Fees for GIS maps & reports	Information Technology Director	Salaries, benefits, expenses, contract services to operate program	\$10,000
Arts and Culture Program Fund	Shanty revenue, gifts & contributions for arts culture	Growth Management Director	Expenses related to arts and culture program	\$50,000
Total				\$1,325,000

DATE
05/19/16

ACTION TAKEN
Refer to public hearing 06/02/16

06/02/16

Opened and continued Public hearing to 06/16/16

- 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 # 2016-164
INTRO: 06/16/16**

**2016-164 ACCEPTANCE OF A GIFT OF \$3,750 TO THE BARNSTABLE
RECREATION DIVISION FROM STURGIS CHARTER PUBLIC
SCHOOL FOR FENCING ALONG THE PLAYER BENCHES AT LOPES
FIELD**

RESOLVED: That the Town of Barnstable hereby accepts a gift of **\$3,750** from Sturgis Charter Public School for fencing along the player benches at Lopes Field.

SPONSOR: Debra S. Dagwan, Town Councilor - Precinct 8

DATE	ACTION TAKEN
_____	_____
_____	_____

- Read Item
- Rationale
- Council discussion
- Move / Vote

BARNSTABLE TOWN COUNCIL

ITEM # 2016-164

INTRO: 06/16/16

SUMMARY

TO: Town Council
FROM: Thomas K. Lynch, Town Manager
THROUGH: Lynne M. Poyant, Director of Community Services
DATE: June 16, 2016
SUBJECT: Acceptance of a **\$3,750** gift from Sturgis Charter Public School for fencing along the player benches along Lopes Field.

RATIONALE: The Barnstable Recreation Division has received a gift from Sturgis Charter Public School in the amount of **\$3,750**. These funds will be used to fund fencing along the player benches along Lopes Field.

Through last year's Operating Budget, the Department of Public Works hired a field maintenance position (Chris Gonella) that has enabled us to get Lopes Field in safe playing condition. The only exception was the player bench fencing which had to be removed due to safety issues. Currently Sturgis Charter Public School is using Lopes Field as a practice field. With the overall upgrading of the field along with the purchase of appropriate fencing Sturgis would be able to make this a game field as well as their Home Field.

The Barnstable Recreation Division is extremely grateful for the generous gift from Sturgis Charter Public School for this gift.

FISCAL IMPACT: There is no immediate financial impact to the Town's operating budget as a result of accepting this gift.

COMMISSION RECOMMENDATION: The Barnstable Recreation Commission recommends acceptance of this grant.

STAFF ASSISTANCE: Patti Machado, Leisure Services Director
John Gleason, Recreation Program Coordinator

B. NEW BUSINESS (May Be Acted Upon)

BARNSTABLE TOWN COUNCIL

**ITEM# 2016-165
INTRO: 06/16/16**

2016-165 APPROVAL OF A CONTRACT FOR MARK S. ELLS AS THE BARNSTABLE TOWN MANAGER, AND ITS EXECUTION

RESOLVED: That the Town Council approves a contract for Mark S. Ells to serve as Town Manager and authorizes the Council President to sign on behalf of the Council and the Town of Barnstable.

SPONSOR: Town Manager Contract Subcommittee

DATE	ACTION TAKEN
_____	_____
_____	_____

- Read Item
- Rationale
- Council Discussion
- Move/Vote

B. NEW BUSINESS (Refer to Joint Hearing with Planning Board 07/21/16)

BARNSTABLE TOWN COUNCIL

ITEM# 2016-166

INTRO: 06/16/16

2016-166 AMENDING THE CODE PART I GENERAL ORDINANCES, CHAPTER 240 ZONING OF THE TOWN OF BARNSTABLE TO INCLUDE A HYANNIS PARKING OVERLAY DISTRICT

ORDERED: That Code of the Town of Barnstable, Part I General Ordinances, Chapter 240 Zoning be amended as follows:

SECTION 1

By amending Section 240-6 the Zoning Map, to create a new overlay zoning district known as “Hyannis Parking Overlay District” which includes the area shown on the reference map entitled “Hyannis Parking Overlay District”, dated November 30, 2015, prepared by the Town of Barnstable GIS Department.

SECTION 2

By amending Section 240-5, Establishment of Districts, by adding under the heading “Overlay Districts” the term “Hyannis Parking Overlay District”

SECTION 3

Re-numerate sections as follows:

240-24.1.10 to 240-24.1.11

240-24.1.11 to 240-24.1.12

240-24.1.12 to 240-24.1.13

SECTION 4

These amendments are adopted pursuant to and in furtherance of the provisions of Chapter 240, Article II of the Zoning Ordinance, Section 240-24.10, Hyannis Parking Overlay District

240-24.1.10 Hyannis Parking Overlay District (HPOD)

240-24.1.11 Purposes and Intent.

B. This section allows as of right permitting for land located south of Main Street in Hyannis which land has some legal pre-existing nonconforming status or was licensed as of May 1, 2014 as an open air parking lot involving the temporary storage of vehicles. The scope of such uses would otherwise have to be clarified through a quasi-judicial or regulatory process. The purpose of this section is to:

- (8) Clarify this land use and create as of right permitting for land now used as open air parking lots and located south of Main Street in Hyannis;

- (9) Protect the safety of the users of the lot and the general public through site development standards providing constant access for emergency responders;
- (10) Ensure safe access to structures for emergency responders;
- (11) Protect adjacent property from nuisance which may result from the operation of cars and parking off streets;
- (12) Enhance and protect the visual quality of the Hyannis harbor area;
- (13) Reduce congestion on lot access streets which also serve residential areas; and
- (14) Contribute to traffic safety by ensuring orderly access to and egress from such lots.

240-24.1.10.2 Relationship to underlying districts and regulations.

A. The Hyannis Parking Overlay District (HPOD) shall overlay all underlying districts so that any parcel of land lying in the HPOD shall also lie in the zoning district or districts in which it is otherwise classified by this chapter.

B. All regulations of the underlying zoning district(s) shall apply within the HPOD to the extent that they are not inconsistent with the specific provisions of this section 240-24.10. To the extent the provisions of this section 240-24.10 are in conflict with or are inconsistent with other provisions of this chapter, the provisions of this section 240-24.10 shall govern and prevail even if such other provisions are more restrictive than those set forth in this section 240-24.10.

240-24.1.10.3 Definitions

Aisle - An aisle is that portion of the Commercial Surface Parking Lot circulation area providing safe and constant access for emergency responders and access to parking spaces for lot patrons. Aisle area is calculated exclusive of any other area on the lot such as driveway, parking stalls, and attendant areas.

Commercial Surface Parking Lot - The commercial parking of vehicles where parking is a principal use on the property. Commercial surface parking lots shall not include structures, fully or partially enclosed, that accommodate vehicle parking spaces. Non-commercial trucks, vans and other vehicles not exceeding 7.5 feet may use a Commercial Surface Parking Lot.

Emergency Access Aisles and Fire Lanes – Aisles, unobstructed at all times, for the safe and immediate access of emergency response vehicles. At no time shall any portion of a designated Emergency Access Aisle be used for parking or storing vehicles for any length of time no matter how short.

Kiosk – A structure, which may be temporary or seasonal, located on the Commercial Surface Parking Lot from which parking transactions are conducted.

Parking Attendant – An employee of the Commercial Surface Parking Lot available to customers to park and retrieve vehicles within the licensed lot.

Remote Parking Sites – Sites accommodating excess parking for HPOD parking lots that are located in another area of Hyannis where such parking use is allowed. Such remote parking lots shall be permitted and licensed only in connection with the HPOD parking lot.

Second Principal Use – A second principal use, lawfully permitted and established at the time of the adoption of this ordinance, may share a parcel with a Commercial Surface Parking Lot.

Stacked Parking: Parking of vehicles in a line or stack that may be up to three vehicles deep at a Commercial Surface Parking Lot. The lot operator shall have an attendant present to move vehicles out of the stack at all times that the lot is open for vehicle pick-up by vehicle owners.

240-24.1.10.4 Permitted Uses

B. Principle Uses.

Commercial Surface Parking Lot

240-24.1.10.5 Site Development Standards

(C) Access Management

- (3) Entrance and exit driveways shall be a minimum of fourteen (14) feet wide for one-way use only and a minimum of twenty (20) feet wide for two-way use and shall be delineated.
- (4) Driveways shall be located so as to minimize conflict with traffic on public streets and where good visibility and sight distances are available to observe approaching pedestrian and vehicular traffic.

(D) Parking Spaces

(1) Computation

- (f) Within the property boundaries the number of parking spaces is limited only by the required dimensions for parking spaces, aisles, emergency access aisles, and fire lanes.
- (g) Where another principal use, lawfully permitted and established at the time of the adoption of this ordinance, is located on the same parcel as the Commercial Surface Parking Lot the number of parking spaces required to support that use shall be deducted from the number of spaces for the Commercial Surface Parking Lot use; provided that the number of Commercial Surface Parking spaces shall not exceed the number determined as of the effective date of this ordinance, even if any other principal use is subsequently discontinued.
- (h) Where another principal use not located on the same parcel as the Commercial Surface Parking Lot uses some of the Lot's spaces as shared parking for the off lot use, those spaces shall be deducted from the zoning and licensing number of spaces for the Commercial Surface Parking Lot; provided that the number of Commercial Surface Parking spaces shall not exceed the number determined as of the effective date of this ordinance, even if any shared parking use is subsequently discontinued.
- (i) Up to 10% of parking spaces may be designed for and allocated to compact spaces.
- (j) Parking facilities shall provide specially designated parking spaces according to 521 CMR the Architectural Access Board.

(2) Dimensions

- (c) Non-compact spaces 9' X 18'
- (d) Compact spaces 6' x 14'

(3) Demarcation

- (d) The lot owner shall submit to the Building Commissioner a plan of the Commercial Surface Parking lot drawn and stamped by a Registered Professional Land Surveyor, known as the "record parking plan." Any changes to the lot boundaries or internal configuration shall require that a new record parking plan be prepared and filed in the same manner. All property lines and Emergency Access Aisles and Fire Lanes shall be marked as shown on the record parking plan. In addition to showing the number of spaces that can be accommodated according to the dimensions herein, such plan shall depict demarcations for emergency access aisles through a method permanently affixed to the ground and approved by the Building Commissioner and Fire Safety Official.

- (e) Wheel stops and/or striping shall be installed and maintained to mark each permitted parking space. Stacked parking spaces shall be marked using ground mounted delineators or other demarcation.
- (f) Property boundaries for properties abutting other separately owned properties shall be marked with fencing or other means as may be approved by the Building Commissioner.

I. Stacked Parking

- (3) Stacked parking in compliance with Section 240-24.10.4 B. may be permitted subject to the approval of the Building Commissioner and the Fire Safety Official.
- (4) Lots using stacked parking configurations shall have a full-time attendant supervising the lot and to enable owner access to vehicles at all times.

J. Aisle Width

- (4) Unless otherwise provided for in this section, parking lots shall be designed so that each motor vehicle is able to proceed to and from the parking space provided without requiring the moving of any other motor vehicle.
- (5) All angle parking shall have one way circulation with an aisle width of at least 14 feet.
- (6) Fire lanes and emergency access aisles shall be provided as required by the Building Commissioner and the Fire Safety Official.

K. Lot Circulation

- (1) Dead end aisles including but not limited to emergency access aisles, and fire lanes are prohibited.

L. Landscaping and Fencing

- (3) Parking lots shall install perimeter landscaping area along street frontages.
- (4) Fencing other than split rail fencing is prohibited.

M. Lighting - Lighting shall not cause glare for motorists, pedestrians or neighboring premises. Full cut-off light fixtures shall be used in which no more than 2.5% of the total output is emitted at 90° from the vertical pole or building wall on which it is mounted.

N. Signage – Signage provisions rely on the requirements of the underlying zoning district or on rights that may be vested in the property as determined by the Building Commissioner.

O. Accessory Structures

- (3) Parking Lot Kiosk - A kiosk for parking lot attendants and/or business needs may be allowed. Kiosks are typically located at the main entrance(s) to or exit(s) from the lot. Each kiosk shall not exceed 150 SF in gross floor area and shall be located so as not to interfere with fire lanes, emergency access aisles, or site circulation. Kiosks shall include temporary sanitary facilities for employees. In no case shall the temporary sanitary facility be visible from any public way. Such structures shall be subject to applicable code or other permitting requirements and shall not host other principal or accessory uses such as retail without the required approvals.
- (4) Trash receptacles – all lots shall provide accommodations for client and employee trash. Trash receptacles and/or dumpsters shall be located near each Parking Lot Kiosk as may be required by the Building Commissioner and the Fire Safety Official. In no case shall the receptacles be visible from any public way.

Section 5

Amend Section 240-51 Location of Parking Spaces by deleting the words ,”*except that in the MA-1 Business District, parking spaces may be located on another lot within 500 feet of the use, provided that no parking lot shall be created by the demolition of buildings within the MA-2 Business District, OR Office Residential District, or buildings with frontage on Main Street in the MA-1 Business District*” from existing Section 240-51:

By re-numerating Section 240-51 to Section 240-51 A, and

By adding new Section 240-51 B. as follows:

Section 240-51 Location of Parking Spaces

- C. All off-street parking spaces required by this article shall be located on the same lot as the use for which such spaces are required, except that in nonresidential districts, parking spaces may be located on another lot within 300 feet of, and in the same zoning district as, the use for which such spaces are required.
- D. Parking facilities, including those governed by Sections 240-24.1.11 (as re-numerated herein). Site Development Standards Subsection A.(4) [4] [d] and Section 240-24.1.10 Hyannis Parking Overlay District may operate parking lots in other locations and propose shuttle service to transport patrons from these remote lots to their desired destination. Such proposals shall be subject to Site Plan Review.

Section 6

Amend Section 240-128 Definitions by adding the following definition:

Shuttle Service – Use of a multi-passenger vehicle to shuttle parking lot patrons between remote parking lots, parking facilities, and transportation terminals.

SPONSORS: Town Council Parking Committee

DATE

ACTION TAKEN

- _____ Read item
- _____ Motion to Open Public Hearing
- _____ Rationale
- _____ Public Hearing
- _____ Close Public Hearing
- _____ Council Discussion
- _____ Move/Vote

BARNSTABLE TOWN COUNCIL

ITEM# 2016-166
INTRO: 06/16/16

SUMMARY

TO: Town Council
FROM: Jo Anne Miller Buntich, Growth Management Director
DATE: June 16, 2016
SUBJECT: Hyannis Parking Overlay District (HPOD)

RATIONALE: This ordinance results from the work of the Town Council Parking Subcommittee which organized and met to learn about and address existing permitting issues surrounding “open air parking” land uses located near Hyannis Harbor.

This zoning ordinance, using the overlay zoning technique, allows Commercial Surface Parking Lots as a principal use only on lots shown on the Hyannis Parking Overlay District Map. This ordinance organizes the permitting process for these lots in better coordination with Licensing and more clearly adds this as a permitted use for these specific lots, details requirements to ensure safe access for fire and emergency vehicles, and sets out a process for customer vehicle retrieval.

After public hearings on the first version of this ordinance it was determined to incorporate concerns expressed during those hearings in a revised version of the ordinance. Those concerns were that parking structures could be permitted in advance of careful planning for these uses – that concern is addressed with a revision to the Definition of Commercial Surface Parking Lot. A second concern was that lots with shared parking arrangements for multiple principal uses could increase the number of Commercial Surface Parking Lot spaces – again in advance of careful planning - with the demolition of other principal uses on the Lot. This concern is addressed in the Site Development Standards Section, (B) Parking Spaces (1) Computation with revisions to Subsections b. and c.

These revisions ensure that the lots included in the HPOD will benefit from the clarity and straightforward permitting pathway defined in the ordinance amendment while keeping the uses stable until further changes are deemed warranted.

Sections 5 and 6 of this Order add a provision for shuttle service from any licensed principal parking lot and any licensed accessory parking lot remote from the principal parking lot.

FISCAL IMPACT:Neutral

STAFF ASSISTANCE: Ruth J. Weil, Town Attorney; Charles McLaughlin, Assistant Town Attorney
Richard Scali, Regulatory Services Director; Elizabeth Hartsgrove, Consumer
Affairs Supervisor; Tom Perry, Building Commissioner; Dean Melanson,
Hyannis Fire Department Deputy Chief

B. NEW BUSINESS (Refer to Public hearing 07/21/16)

BARNSTABLE TOWN COUNCIL

**ITEM # 2016-167
INTRO: 06-16-16**

2016-167 APPROPRIATION ORDER IN THE AMOUNT OF \$6,425.00 COMMUNITY PRESERVATION FUNDS FOR SOUTH CONGREGATIONAL CHURCH, CENTERVILLE HISTORICAL BURYING GROUND, 565 MAIN STREET, CENTERVILLE, MA PRESERVATION, RESTORATION AND CONSERVATION

ORDERED: That pursuant to the provisions of the Community Preservation Act, G.L. c.44B, the sum of Six Thousand Four Hundred Twenty-Five and NO/100 (**\$6,425.00**) Dollars be appropriated and transferred from the amount set aside in the Community Preservation Fund, for a grant to South Congregational Church for the professional preservation, restoration and conservation of 33 of 140 church burying ground headstones most in need; and that the Town Manager is authorized to contract for and expend the appropriation made available and execute and record documents on behalf of the Town for this purpose, subject to the oversight by the Community Preservation Committee.

SPONSOR: Thomas K. Lynch, Town Manager

DATE	ACTION TAKEN
_____	_____
_____	_____

- ___ Read item
- ___ Motion to Open Public Hearing
- ___ Rationale
- ___ Public Hearing
- ___ Close Public Hearing
- ___ Council Discussion
- ___ Move/Vote

BARNSTABLE TOWN COUNCIL

ITEM # 2016-167
INTRO: 06-16-16

SUMMARY

TO: Town Council
FROM: Thomas K. Lynch, Town Manager
THROUGH: Lindsey Counsell, Chair, Community Preservation Committee
DATE: June 16, 2016
SUBJECT: Appropriation Order in the amount of **\$6,425.00** Community Preservation Funds for South Congregational Church, Centerville Historical Burying Ground Preservation, Restoration and Conservation located at 565 Main Street, Centerville, MA

RATIONALE: The South Congregational Church is seeking approval from the Town Council through the Town Manager for CPA unreserved funds in the amount of **\$6,425** for the professional preservation, restoration and conservation of 33 of 140 church burying ground headstones most in need. This amount represents a portion of the funds for the entire project with **\$1,000** to be provided through contributions and in-kind labor of church members and Boy Scouts provided to clean the remaining 107 stones that do not require professional services. The burying ground is listed in the Mass Cultural Resource Information System and is identified on the map of Centerville Historic District Area 2010 Preservation Plan. The burying ground contains many prominent Cape Cod family names from years 1823 through 1977. Restoration of the burying ground preserves an essential part of the character of the town by conserving the legacy of past generations where current and future generations can view it.

VOLUNTEER STAFF ASSISTANCE: Lindsey Counsell, Chairman, Community Preservation Committee

B. NEW BUSINESS (Refer to Public hearing 07/21/16)

BARNSTABLE TOWN COUNCIL

**ITEM # 2016-168
INTRO: 06/16/16**

2016-168 APPROPRIATION ORDER \$125,000 COMMUNITY PRESERVATION FUNDS FOR PROPOSED BARNSTABLE LITTLE LEAGUE BASEBALL FIELD FENWAY CAPE COD, 165 BEARSE’S WAY, HYANNIS

ORDERED: That pursuant to the provisions of the Community Preservation Act, G.L. c.44B, the sum of One Hundred Twenty-Five Thousand and NO/100 (**\$125,000.00**) Dollars be appropriated and transferred from the amount set aside in the Community Preservation Fund for a grant to Barnstable Little League to help support the construction of a new regulation Little League field for their 6-8 year old instructional Farm League children located at the Lyndon Paul Lorusso Baseball Complex on Bearse’s Way, Hyannis (**Fencing needs to be open (chain link, etc.)**); and that the Town Manager is authorized to contract for and expend the appropriation made available and execute and record documents on behalf of the Town for this purpose, subject to the oversight by the Community Preservation Committee.

SPONSOR: Thomas K. Lynch, Town Manager

DATE	ACTION TAKEN
_____	_____
_____	_____

- _____ Read item
- _____ Motion to Open Public Hearing
- _____ Rationale
- _____ Public Hearing
- _____ Close Public Hearing
- _____ Council Discussion
- _____ Move/Vote

BARNSTABLE TOWN COUNCIL

ITEM # 2016-168

INTRO: 06/16/16

SUMMARY

TO: Town Council
FROM: Thomas K. Lynch, Town Manager
THROUGH: Lindsey Counsell, Chair, Community Preservation Committee
DATE: June 16, 2016
SUBJECT: Appropriation Order **\$125,000** Community Preservation Funds for proposed Barnstable Little League Baseball Field Fenway Cape Cod located at 165 Bears's Way, Hyannis, MA

RATIONALE: The Barnstable Little League is seeking approval from the Town Council for CPA funding in the amount of **\$125,000** to help support the construction of a new regulation Little League field for their 6-8 year old instructional Farm League children located at the Lyndon Paul Lorusso Baseball Complex on Bears's Way, Hyannis. The new field will provide some excitement in learning the game as a replica of Fenway Park. The project helps to centralize Little League games and necessary resources, and enhance the quality and capability of the Little League field area of the HYCC and surrounding location. The project has the support of the Recreation Committee and Barnstable School Committee. The total estimated cost of the project is **\$310,000** and additional funds will be provided through direct private funding, in-kind donations and ongoing fundraising. This new field together with the existing fields will provide a consolidated, safe environment for youth baseball in the Town of Barnstable.

VOLUNTEER STAFF ASSISTANCE: Lindsey Counsell, Chairman, Community Preservation Committee

B. NEW BUSINESS (Refer to Public hearing 07/21/16)

BARNSTABLE TOWN COUNCIL

**ITEM # 2016-169
INTRO: 06/16/16**

2016-169 APPROPRIATION ORDER IN THE AMOUNT OF \$200,000.00 COMMUNITY PRESERVATION FUNDS FOR HABITAT FOR HUMANITY OF CAPE COD AFFORDABLE HOUSING, 536 RIVER ROAD, MARSTONS MILLS, MA

ORDERED: That, pursuant to the provisions of the Community Preservation Act, G.L. c. 44B, the sum of Two Hundred Thousand and NO/100 (**\$200,000.00**) Dollars be appropriated and transferred from the amount set aside for community resources in the Community Preservation Fund, for a grant to Habitat for Humanity, Inc. for the acquisition, creation and support of up to four single-family, 3 bedroom homes in a proposed new Habitat neighborhood of affordable homes on a 5.9 acre locus at 536 River Road, Marstons Mills, MA; and that the Town Manager is authorized to contract for and expend the appropriation made available and execute and record documents on behalf of the Town for this purpose to be secured by grant agreements, regulatory agreements, deed riders, title insurance policies, notes and mortgages, subject to the oversight of the Community Preservation Committee.

SPONSOR: Thomas K. Lynch, Town Manager

DATE	ACTION TAKEN
_____	_____
_____	_____

- _____ Read item
- _____ Motion to Open Public Hearing
- _____ Rationale
- _____ Public Hearing
- _____ Close Public Hearing
- _____ Council Discussion
- _____ Move/Vote

BARNSTABLE TOWN COUNCIL

ITEM # 2016-169
INTRO: 06/16/16

SUMMARY

TO: Town Council
FROM: Thomas K. Lynch, Town Manager
THROUGH: Lindsey Counsell, Chair, Community Preservation Committee
DATE: June 16, 2016
SUBJECT: Appropriation Order in the amount of **\$200,000.00** Community Preservation Funds for Habitat for Humanity, INC. of Cape Cod Affordable Housing at 536 River Road, Marstons Mills, MA Map 061, Parcel 002

RATIONALE: Habitat for Humanity, INC. of Cape Cod is seeking approval from the Town Council through the Town Manager for CPA Community Housing funding in the amount of up to **\$200,000** representing **\$50,000** per unit to offset infrastructure and construction costs for four single-family 3-bedroom homes in a proposed new 5.9 acre Habitat neighborhood of affordable homes located at 536 River Road, Marstons Mills. The homes will be affordable in perpetuity and protected by a Department of Housing and Community Development Local Initiative Program Deed Rider and will count on Barnstable's DHCD Subsidized Housing Inventory. The homes will be affordable to very-low income households; households earning between 45% and 65% of Area Median Income. The home sale price will be approximately \$140,250 with a zero percent mortgage offered directly from Habitat resulting in a monthly payment including principal, interest, taxes and insurance of approximately \$700 per month. Permitting of these homes will be accomplished under MGL Chapter 40B which allows certain waivers to local bylaws for lot size. The project will not require any Board of Health waivers.

The total budget for the project is **\$1,479,470**; matching funds from other grants have been committed in the amount of **\$655,305**. Additionally, **\$624,165** is to be provided through private fundraising and developer equity. Selected purchaser-families partner with Habitat and devote 250 to 500 hours building their homes alongside community volunteers. Sweat equity and pre-purchase workshops have proven to be key elements in fostering successful homeownership. Barnstable residents are being priced out of the homeownership market. This project is meeting a housing need by creating additional homeownership opportunities for low and moderate income residents.

STAFF ASSISTANCE: Lindsey Counsell, Chairman, Community Preservation Committee

B. NEW BUSINESS (Refer to Public hearing 07/21/16)

BARNSTABLE TOWN COUNCIL

**ITEM # 2016-170
INTRO: 06/16/16**

2016-170 APPROPRIATION ORDER IN THE AMOUNT OF \$68,035.00 COMMUNITY PRESERVATION FUNDS FOR COTUIT LIBRARY ASSOCIATION (GATEWAY II ACCESSIBILITY PROJECT) , 871 MAIN STREET, COTUIT, MA

ORDERED: That pursuant to the provisions of the Community Preservation Act, G.L. c.44B, the sum of Sixty Eight Thousand Thirty-Five and NO/100 (**\$68,035.00**) Dollars be appropriated and transferred from the amount set aside in the Community Preservation Fund representing a portion of the total cost of **\$215,147.00**, for a grant to the Cotuit Library Association for the restoration of a chimney; installation of an American Disability Act (ADA) complaint Garaventa Genesis Vertical Lift; ADA complaint access, and ADA complaint restrooms.; and that the Town Manager is authorized to contract for and expend the appropriation made available and execute and record documents on behalf of the Town for this purpose, subject to the oversight by the Community Preservation Committee.

SPONSOR: Thomas K. Lynch, Town Manager

DATE	ACTION TAKEN
_____	_____
_____	_____

- ___ Read item
- ___ Motion to Open Public Hearing
- ___ Rationale
- ___ Public Hearing
- ___ Close Public Hearing
- ___ Council Discussion
- ___ Move/Vote

BARNSTABLE TOWN COUNCIL

ITEM # 2016-170
INTRO: 06/16/16

SUMMARY

TO: Town Council
FROM: Thomas K. Lynch, Town Manager
THROUGH: Lindsey Counsell, Chair, Community Preservation Committee
DATE: June 16, 2016
SUBJECT: Appropriation Order in the amount of **\$68,035.00** Community Preservation Funds for Cotuit Library Association Gateway II Accessibility Project located at 871 Main Street, Cotuit, MA

RATIONALE: Cotuit Library Association is seeking approval from the Town Council through the Town Manager for CPA unreserved funding in the amount of **\$68,035.00** representing a portion of the total cost of **\$215,147** for this phase, with **\$109,803** in matching funds having been raised or committed. The Cotuit Library is a non-profit organization that has sponsored 580 different programs last year with **44,000** people participating. Currently, Cotuit Library provides the only public restroom in Cotuit; however it is located on the upper level making access difficult for people with mobility issues. Also, the majority of the adult reading collection and program space is not located on the main floor of the library making these areas inaccessible to those in wheelchairs or with significant mobility impairment. The entry doorway is proposed to be made ADA compliant and the installation of a lift is proposed to allow access to all three levels of the library. The addition of an ADA compliant bathroom on the first floor along with upgrading the existing bathroom to ADA compliance on the upper level is proposed. To maintain the historic integrity of the library, one of the library chimneys requires repair. The original library building was built in 1830 as a schoolhouse and in 1894 it was acquired by the Cotuit Library Association for a permanent library. An addition to the front of the building was constructed in 1901 with subsequent additions in 1963 and 1977. The Cotuit Library is a contributing building to the National Historic Register's Cotuit Historic District. As a private, non-profit, the library provides services to the community that a municipal institution would, and has done so since 1894. The project has received the support of many individuals, associations and committees and would protect and preserve the library's significant resources by ensuring that the present structure can serve its community for the foreseeable future.

STAFF ASSISTANCE: Lindsey Counsell, Chairman, Community Preservation Committee

B. NEW BUSINESS (Refer to Public hearing 07/21/16)

BARNSTABLE TOWN COUNCIL

**ITEM # 2016-171
INTRO: 06/16/16**

2016-171 APPROPRIATION ORDER IN THE AMOUNT OF \$137,528 COMMUNITY PRESERVATION FUNDS FOR TOWN-WIDE COMPREHENSIVE RECREATION FIELDS EVALUATION

ORDERED: That pursuant to the provisions of the Community Preservation Act, G.L. c.44B, the sum of One Hundred Thirty-Seven Thousand Five Hundred Twenty-Eight and NO/100 (**\$137,528.00**) Dollars be appropriated and transferred from the amount set aside in the Community Preservation Fund for open space for the acquisition, creation, rehabilitation and restoration of land for active recreational use; and that the Town Manager is authorized to contract for and expend the amount appropriated under the direction of the Department of Public Works for a Twenty (20) year strategic plan to determine the needs for outdoor active recreation, the types of outdoor facilities suitable to meet the needs, the relationship of current outdoor facilities to the projected needs, and the types of any future land acquisitions desirable to meet the projected needs, subject to oversight by the Community Preservation Committee.

SPONSOR: Thomas K. Lynch, Town Manager

DATE	ACTION TAKEN
_____	_____
_____	_____

- ___ Read item
- ___ Motion to Open Public Hearing
- ___ Rationale
- ___ Public Hearing
- ___ Close Public Hearing
- ___ Council Discussion
- ___ Move/Vote

BARNSTABLE TOWN COUNCIL

ITEM # 2016-171
INTRO: 06/16/16

SUMMARY

TO: Town Council
FROM: Thomas K. Lynch, Town Manager
THROUGH: Dan Santos, Director, Department of Public Works
DATE: June 16, 2016
SUBJECT: Appropriation Order in the amount of **\$137,528** Community Preservation Funds for town-wide comprehensive recreation fields evaluation

RATIONALE: The Department of Public Works through the Town Manager is seeking approval from the Town Council for CPA funding in the amount of **\$137,528** to hire a consultant to perform a Town-wide comprehensive recreation field evaluation. The purpose of the evaluation is to determine the types, quantities, and ideal locations of athletic fields that will be needed in the Town of Barnstable. The information will then be compared to the inventory and condition of the existing fields and an assessment of available parcels for future acquisition, creation and preservation of land for recreational field development will be completed. That comparison will result in a 20-year Strategic Plan for Town Recreational Facilities that will include recommendations regarding required capital expenditures, and future field development.

STAFF ASSISTANCE: Dan Santos, Director, Department of Public Works