



TOWN OF BARNSTABLE
SANDY NECK BOARD
1189 Phinney's Lane
Centerville, MA 02632

Tel: 508-790-6272
Fax: 508-790-6275

Chairman:
Richards French

Vice Chairman:
William Carey

Board Members:
Barbara Bell
Lynn Heslinga
Nate King
George Muhlebach
Peter Sampou

Council Liaisons:
June Daley

Sandy Neck Board Meeting
November 19, 2012

A regularly scheduled meeting of the Sandy Neck Board was held on November 19, 2012 at the Selectmen's Conference Room, 367 Main Street, Hyannis, MA. The meeting was called to order at 7:30 pm by Chairman Rich French.

Roll Call:

- Board Members present: Lynn Heslinga, Nate King, Pete Sampou, Bill Carey and Rich French.
- Staff: Nina Coleman, Sandy Neck Park Manager; and Debbie Lavoie, Secretary Pro Tem.
- Council Liaison: June Daley.
- Public: Wendy Paquette, Diane Lomba, Don Fillman, Milton Berglund, Steve Heslinga, Scott Morris, Laura Reckford (Barnstable Enterprise) and Ed Maroney (Barnstable Patriot).

Act on Minutes:

- On a **motion** by Nate King and seconded by Pete Sampou, the Sandy Neck Board voted to approve the October minutes as printed.

Correspondence:

- Letter from Milton Berglund to be discussed later tonight - attached at end of these minutes.
- Letter from Don Fillman to be discussed later tonight - attached at end of these minutes.

New Business:

Financial Director Mark Milne addressed the Board.

He reviewed the Sandy Neck Enterprise Fund and distributed a set of financial reports which is attached at the end of these minutes. See Attachment A.

Highlights:

- Good year for revenue – in part because of limited closures and more beach activity.
- Positive revenue = good fiscal year.
- Completed payback for bathhouse plans – now paying back note for bathhouse building.
- Free cash means free from all encumbrances not free to use. This money is surplus and available for appropriations and for any unanticipated expenses. This is a strong surplus but is needed because of the potential volatility at the beach. There is no time when there is a negative cash flow in this budget.
- In answer to the question about setting aside free cash, Mr. Milne stated that enterprise accounts are allowed to accumulate resources for capital expansions or improvements. But it is better to pay for it over time (maybe with a bond) – why make the current users solely pay for future users.

New Business:

- ***Parking Plan proposal was discussed last month.***
- ***2013 User Fees was tabled.***

New Business cont'd.:

Sandy Neck Year End Report

Nina Coleman addressed the Board.

She reviewed the entire report which is attached at the end of these minutes. See Attachment B. The parking numbers were also reviewed and are attached at the end. See Attachment C.

Highlights:

- Report with be presented to ConComm in December.
- Piping Plovers = terrible year for productivity mostly because of June storm and high level of fox predation.
- There is a fisher (sometimes referred to as a fisher cat) on beach.
- Good year for Diamondback terrapins.
- Less terns survived - mostly lost from fox predation.
- Enforcement was up this year due to commitment to go after speeders and drinking. As a result there were more citations written, stickers were revoked and some people were no trespassed.
- No deer hunt this year (usually every other year). Currently pheasant season.
- Merchandise sales up again this year. Some shirts still left for purchase at gatehouse.
- Less escorts because most of the beach was open and because of the marsh trail repair allowing better use by cottage colony.
- ORV camping usage has increased.
- This year was an anomaly because all the other beaches were closed for most of the summer.

Staff Report:

Nina Coleman addressed the Board:

Gatehouse will close after Thanksgiving and hours by appointment only. Call Gatehouse and leave message.

This picture is a result of Hurricane Sandy. Water came up to bottom of dune but not over. Northeast storm the next week caused more damage – not heavy erosion at the dune – but did affect the elevation at the beach.



This is a 60 lb. Loggerhead Turtle that was rescued from the front beach. It was hit by a boat and lost it flipper. It was sent to the New England Aquarium for rehab. It is reportedly doing well

Also washed up on the beach and rescued during the storms were 8 Ridley Turtles and various seabirds (loons, razorbills, dovekeys, gannets).

Three more Ridley Turtles were rescued last week. They were cold stunned.

2013 meeting schedule

The following are the planned dates for the 2013 dates for the Sandy Neck Board:

January 14, 2013
February 11, 2013
March 11, 2013
April 08, 2013
May 13, 2013
June 10, 2013
July 08, 2013
August 12, 2013
September 09, 2013
October 21, 2013
November 18, 2013
December 09, 2013

Meetings start at 7:30 PM @ Town Hall, Selectman's Conference Room

Old Business:

- None

Public Comment:

- Milton. Berglund addressed the Board.
He believes there are too many ORV vehicles on Sandy Neck and that there should be a daily limit. He is a hiker and had a bad experience on a "high usage" day. He felt unwelcome trying to walk along the beach between the ORVs and the water. He also saw dogs running loose.

Board discussion:

- There is no daily limit on the beach.
- This year was an anomaly.
- He is talking about the busiest weekend of the year.
- Thank you for your comments regarding hikers – we try to balance the different users at the beach.
- Don Fillman addressed the Board.

He understands the need for the parking plan when there are bird closures but he would not like to see the parking plan if there are not closures. He wants to park whenever he wants.

Board discussion:

- There are locations on the beach where campers will not be allowed. There are areas that are inappropriate for ORVs. Safety must be the top priority.
- There has to be areas that are day trippers only with no overnight parking. Those areas have portable toilets.
- After the beach opens parallel parking is allowed.

Adjournment:

- There being no further business, the meeting adjourned at 8:48 pm.

Respectfully submitted,

Debbie Lavoie, Secretary Pro Tem

TOWN OF BARNSTABLE, MASSACHUSETTS
Balance Sheet - Sandy Neck Enterprise Fund
On June 30, 2012
(Unaudited)

ASSETS

| | |
|---|---------------------|
| Cash and investments | \$ 684,911 |
| Fixed assets, net of accumulated depreciation | 1,452,481 |
| Total Assets | <u>\$ 2,137,392</u> |

LIABILITIES AND FUND EQUITY

| | |
|--|---------------------|
| Liabilities: | |
| Accounts payable | \$ 6,231 |
| Accrued payroll and withholdings | 18,393 |
| Deferred revenue | 11,850 |
| Bonds payable | 1,215,000 |
| Total Liabilities | <u>1,251,474</u> |
| Fund Equity: | |
| Reserved for encumbrances | 828 |
| Reserved for continuing appropriations | 1,750 |
| Unreserved retained earnings | 883,340 |
| Total Fund Equity | <u>885,918</u> |
| Total Liabilities and Fund Equity | <u>\$ 2,137,392</u> |

11/19/2012

TOWN OF BARNSTABLE, MASSACHUSETTS
Statement of Revenues and Expenditures - Budgetary Basis
Sandy Neck Fund Operations
For the Year Ended June 30, 2012
Unaudited

| | <u>Budget</u> | <u>Actual</u> | Variance Favorable (Unfavorable) |
|------------------------------|-----------------|-------------------|--|
| Operating revenues: | | | |
| Charges for services | \$ 562,500 | \$ 765,264 | \$ 202,764 |
| Investment Income | 3,000 | 7,848 | 4,848 |
| Other | 60,500 | 66,212 | 5,712 |
| Total Revenues | <u>626,000</u> | <u>839,324</u> | <u>213,324</u> |
| Operating expenses: | | | |
| Personnel | 367,324 | 345,204 | 22,120 |
| Operating expenses | 95,250 | 92,955 | 2,295 |
| Capital outlay | 21,500 | 17,118 | 4,382 |
| Debt service: | | | |
| Principal | 55,000 | 65,000 | (10,000) |
| Interest | 51,200 | 46,709 | 4,491 |
| Total Expenses | <u>590,274</u> | <u>566,986</u> | <u>23,288</u> |
| Operating income (loss) | 35,726 | 272,338 | 236,612 |
| Operating transfers (net) | <u>(68,418)</u> | <u>(68,418)</u> | - |
| Net surplus generated (used) | <u>(32,692)</u> | <u>\$ 203,920</u> | <u>\$ 236,612</u> |

11/19/2012

TOWN OF BARNSTABLE, MASSACHUSETTS
Statement of Revenues, Expenses and Changes in Fund Equity
Sandy Neck Enterprise Fund
For the Fiscal Year Ended June 30, 2012
(Unaudited)

| | |
|--|-------------------|
| Revenues: | |
| Charges for services | \$ 765,264 |
| Investment income | 7,848 |
| Other Revenue | 66,212 |
| Total Revenues | <u>839,324</u> |
| Expenses: | |
| Personnel | 345,204 |
| Operating | 95,717 |
| Capital outlay | 79,425 |
| Debt interest | 46,709 |
| Total Expenses | <u>567,055</u> |
| Net revenue (expense) before transfers | 272,269 |
| Net transfers in (out) | <u>(68,418)</u> |
| Net change in fund equity | 203,851 |
| Fund Equity, July 1 | <u>682,067</u> |
| Fund Equity, June 30 | <u>\$ 885,918</u> |

11/19/2012

SANDY NECK ENTERPRISE FUND
Schedule of Long-Term Debt
On June 30, 2012

| <u>Issue Date</u> | <u>Maturity Date</u> | <u>Original Amount Issued</u> | <u>Description</u> | <u>June 30, 2011</u> | <u>Redeemed</u> | <u>June 30, 2012</u> |
|---|----------------------|-------------------------------|--------------------------------|----------------------|------------------|----------------------|
| 2/15/2007 | 2/15/2012 | 60,000 | Beach House & Parking Planning | \$ 10,000 | \$ 10,000 | \$ - |
| 2/15/2007 | 2/15/2012 | 40,000 | Beach House | \$ 5,000 | \$ 5,000 | \$ - |
| 6/15/2011 | 6/15/2026 | 81,000 | New Bath House II | \$ 81,000 | \$ 6,000 | \$ 75,000 |
| 6/15/2011 | 6/15/2031 | 217,509 | New Bath House III | \$ 217,509 | \$ 7,509 | \$ 210,000 |
| 6/15/2011 | 6/15/2031 | 966,491 | New Bath House I | \$ 966,491 | \$ 36,491 | \$ 930,000 |
| Total Sandy Neck Enterprise Fund | | | | \$ 1,280,000 | \$ 65,000 | \$ 1,215,000 |

| Purpose | FY 2013 | FY 2014 | FY 2015 | FY 2016 | FY 2017 | FY 2018 | FY 2019 | FY 2020 | FY 2021 | FY 2022 | FY 2023 | FY 2024 | FY 2025 | FY 2026 | FY 2027 | FY 2028 | FY 2029 | FY 2030 | FY 2031 | 6/30/12 Balance | |
|----------------------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|-----------------|------------------|
| PRINCIPAL | | | | | | | | | | | | | | | | | | | | | |
| Sandy Neck Beach House II | 5,000 | 5,000 | 5,000 | 5,000 | 5,000 | 5,000 | 5,000 | 5,000 | 5,000 | 5,000 | 5,000 | 5,000 | 5,000 | 10,000 | 10,000 | 60,000 | 60,000 | 65,000 | 80,000 | 85,000 | 75,000 |
| Sandy Neck Beach House I | 35,000 | 35,000 | 35,000 | 40,000 | 40,000 | 40,000 | 45,000 | 45,000 | 45,000 | 50,000 | 50,000 | 50,000 | 55,000 | 55,000 | 60,000 | 60,000 | 50,000 | 60,000 | 65,000 | 65,000 | 65,000 |
| Sandy Neck Beach House III | 10,000 | 10,000 | 10,000 | 10,000 | 10,000 | 10,000 | 10,000 | 10,000 | 10,000 | 10,000 | 10,000 | 10,000 | 10,000 | 10,000 | 30,000 | 35,000 | 35,000 | 15,000 | 15,000 | 15,000 | 15,000 |
| Total Principal | 50,000 | 50,000 | 50,000 | 55,000 | 55,000 | 55,000 | 60,000 | 60,000 | 60,000 | 65,000 | 65,000 | 65,000 | 70,000 | 70,000 | 70,000 | 75,000 | 75,000 | 80,000 | 80,000 | 80,000 | 1,215,000 |
| INTEREST | | | | | | | | | | | | | | | | | | | | | |
| Sandy Neck Beach House II | 2,619 | 2,469 | 2,369 | 2,219 | 2,069 | 1,919 | 1,719 | 1,519 | 1,319 | 1,119 | 919 | 719 | 550 | 375 | | | | | | | |
| Sandy Neck Beach House I | 34,206 | 33,156 | 32,456 | 31,406 | 30,206 | 29,006 | 27,406 | 25,606 | 23,806 | 22,006 | 20,006 | 18,006 | 16,319 | 14,394 | 12,331 | 10,081 | 7,681 | 5,281 | 2,681 | 2,681 | 21,900 |
| Sandy Neck Beach House III | 7,656 | 7,356 | 7,156 | 6,856 | 6,556 | 6,256 | 5,856 | 5,456 | 5,056 | 4,656 | 4,256 | 3,856 | 3,519 | 3,169 | 2,794 | 2,419 | 1,819 | 1,219 | 619 | 619 | 86,531 |
| Total Interest | 44,481 | 42,981 | 41,981 | 40,481 | 38,831 | 37,181 | 34,981 | 32,581 | 30,181 | 27,781 | 25,181 | 22,581 | 20,188 | 17,938 | 15,128 | 12,500 | 9,500 | 6,500 | 3,300 | 3,300 | 504,476 |
| Grand Total | 94,481 | 92,981 | 91,981 | 95,481 | 93,831 | 92,181 | 94,981 | 92,581 | 90,181 | 92,781 | 90,181 | 87,581 | 80,188 | 72,538 | 65,128 | 57,500 | 44,500 | 31,500 | 18,500 | 15,000 | 83,300 |

11/19/2012

Town of Barnstable, Massachusetts
Free Cash Calculation
Sandy Neck Enterprise Fund
On June 30, 2012

| | |
|--|-------------------|
| Cash balance at June 30, 2012 | \$ 684,910 |
| Accounts payable | (6,231) |
| Accrued payroll | (18,393) |
| Deferred revenue | (11,850) |
| Reserved for continuing appropriations | (1,750) |
| Reserved for encumbrances | (828) |
| Free Cash on June 30, 2012 | <u>\$ 645,858</u> |
| | |
| Unreserved, undesignated fund balance | \$ 883,339 |
| Fixed assets, net of depreciation | (1,452,481) |
| Bonds Payable | 1,215,000 |
| Surplus fund balance on June 30, 2012 | <u>\$ 645,858</u> |

Piping Plover

| | 2008 | 2009 | 2010 | 2011 | 2012 |
|---------------------------|-----------|-----------|-----------|-----------|----------|
| Total Pairs (Total Count) | 31 | 28 | 38 | 44 | 41 |
| Number of Eggs | 142 | 101 | 142 | 189 | 197 |
| Eggs Hatched | 60 | 66 | 93 | 80 | 14 |
| <i>Chicks Fledged</i> | <i>43</i> | <i>28</i> | <i>60</i> | <i>57</i> | <i>3</i> |

Plover Habitat Protection

Over six (6⁺) miles of symbolic fencing installed and 14 wire nest exclosures installed.

Diamondback Terrapin

| | 2008 | 2009 | 2010 | 2011 | 2012 |
|-------------------------|------|------|------|------|------|
| # of Nests Head Started | 2 | 7 | 6 | 6 | 5 |
| # of Nests Capped | 49 | 108 | 115 | 112 | 110 |

| | 2008 | 2009 | 2010 | 2011 | 2012 |
|----------------------------------|-----------|------------|------------|------------|------------|
| Number of Nests | 59 | 119 | 122 | 116 | 110 |
| Number of Nests Predated | 2 | 0 | 1 | 4 | 1 |
| <i>Potentially Hatched Nests</i> | <i>57</i> | <i>119</i> | <i>121</i> | <i>112</i> | <i>109</i> |

Terns:

| | 2009 | 2010 | 2011 | 2012 |
|-------------|------|------|------|------|
| Least Terns | 432 | 245 | 180 | 75 |
| Common Tern | 0 | 0 | 0 | 0 |

Wetland Restoration:

38 isolated freshwater wetlands treated
6.3 acres of saltmarsh treated

*Restoration refers to application of herbicides on *Phragmites australis* and mechanical removal of *Lythrum salicaria* and *Panicum spp.*

Enforcement:

| | 2009 | 2010 | 2011 | 2012 |
|-----------------------------|------|------|------|------|
| <i>Citations</i> | 75 | 47 | 29 | 118 |
| <i>Written Warning</i> | 3 | 9 | 2 | 21 |
| <i>Permits Revoked</i> | 4 | 8 | 11 | 17 |
| <i>"No Trespass" Issued</i> | 0 | 0 | 1 | 4 |

Hunting

Pheasant Hunt: 10/13-11/24 (estimated total of 250-275 pheasant stocked)

Revenue (fiscal year-Munis)

| | FY09 | FY10 | FY11 | FY12 |
|-------------------------|------------------|------------------|------------------|------------------|
| Dune Fees (ORV) | \$337,579 | \$386,512 | \$379,827 | \$549,593 |
| Beach Parking | \$87,790 | \$97,230 | \$109,590 | \$130,050 |
| Sandwich Revenue | \$37,691 | \$38,633 | \$39,599 | \$40,589 |
| Beach Concession | \$11,839 | \$8,238 | \$14,499 | \$13,711 |
| Cottage Lease Fees | \$43,050 | \$41,464 | \$35,343 | \$41,522 |
| Parking Stickers | \$27,445 | \$30,666 | \$31,146 | \$31,321 |
| Merchandise | \$16,248 | \$15,584 | \$16,783 | \$18,390 |
| Miscellaneous | \$1,178 | \$1,205 | \$1,832 | \$671 |
| Earnings on Investments | \$6,742 | \$2,421 | \$4,698 | \$7,848 |
| Sale of Bond | 0 | 0 | 0 | \$5,629 |
| Total Revenue | \$569,564 | \$622,155 | \$633,317 | \$839,324 |

Off Road Vehicle Permits (calendar year Jan.-Oct.)

| | 2008 | 2009 | 2010 | 2011 | 2012 |
|----------------------------|--------------|--------------|--------------|--------------|--------------|
| Barnstable Resident | 1,355 | 1,253 | 1,410 | 1,430 | 1,504 |
| Sandwich Resident | 744 | 678 | 774 | 826 | 926 |
| Non Resident | 923 | 919 | 1,073 | 1,160 | 1,273 |
| Property Owner | 123 | 127 | 124 | 122 | 142 |
| Total # ORV permits | 3,145 | 2,977 | 3,381 | 3,538 | 3,845 |

| | 2008 | 2009 | 2010 | 2011 | 2012 |
|---------------------------------|---------------|---------------|---------------|---------------|---------------|
| Number of Camping Nights | 6,144 | 6,683 | 7,023 | 7,373 | 7,911 |
| Number of Day Trips | 13,059 | 12,391 | 14,105 | 12,845 | 11,081 |
| Number of Trips to Cottages | 456 | 429 | 566 | 372 | 404 |
| Total # of Vehicle Trips | 19,659 | 19,503 | 21,694 | 20,590 | 19,396 |

Escorts

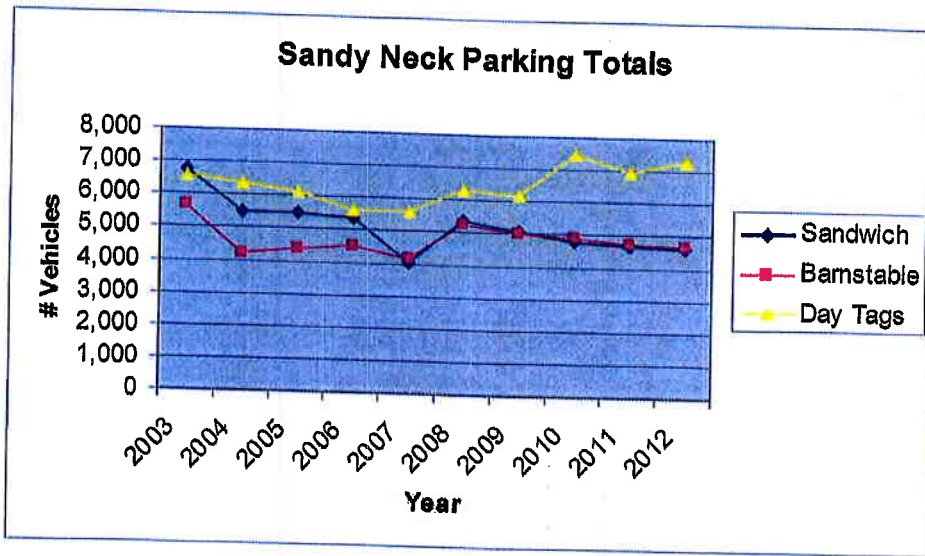
| | 2007 | 2008 | 2009 | 2010 | 2011 | 2012 |
|--------------|-------------|-------------|-------------|-------------|-------------|-------------|
| June | 65 | 15 | 17 | 15 | 23 | 0 |
| July | 83 | 48 | 80 | 26 | 41 | 14 |
| August | 55 | 52 | 17 | 27 | 18 | 24 |
| September | 26 | 5 | 0 | 1 | 0 | 0 |
| Total | 229 | 120 | 114 | 69 | 82 | 38 |

Number of vehicles using Sandy Neck parking during business hours.

| | 2004 | 2005 | 2006 | 2007 | 2008 | 2009 | 2010 | 2011 | 2012 |
|------------|-------|-------|-------|-------|-------|-------|-------|--------|--------|
| Sandwich | 5,463 | 5,488 | 5,353 | 4,009 | 5,384 | 5,068 | 4,788 | 4,669* | 4,638* |
| Barnstable | 4,195 | 4,390 | 4,487 | 4,143 | 5,244 | 5,011 | 4,897 | 4,754* | 4,673* |
| Day Tags | 6,391 | 6,126 | 5,621 | 5,613 | 6,307 | 6,182 | 7,460 | 6,947 | 7,305 |

* estimated in 2011 & 2012

Business hours = 8AM-3:30PM on Saturdays, Sundays and holidays only from Memorial Day until the third weekend in June and then everyday from the third weekend in June until Labor Day.



Correspondence
Berglund

Debbie:

Please Send Copy To Richard French, Chair of Sandy Neck Advisory Board, inclusions to the boards Minutes for Public Comment:

Good Day,

I would like to take this opportunity to address the board in the matter of the proposed Parking plan (restriction) of Sandy Neck Beach for 2013.

As a Sandy Neck permit holder since 1989, I am opposed to the proposal of extending the parking plan though the 2013 summer season, after the shorebirds have fledged. I spent weekends on Sandy Neck, after the parking plan was lifted in 2012, as I do not want to be told where and how to park while enjoying my experience and fishing on this beach. I observed no safety issues or concerns during this time, and feel the extending this parking restriction interferes with my enjoyment and access of Sandy Neck. I do not always park with a crowd, and park at different areas during my visits while enjoying my passion of surf fishing.

If the new parking plan worked for the Park during the shore bird nesting period, then fine, I am for keeping that in place, but only during that time. I would like to think my payments of my permit fees for two vehicles and occasional overnight fees for my chase allow for me to enjoy all the areas of Sandy Neck Beach, not just certain areas where under a season long parking plan I would be told where and how I can park on the Beach.

I hope the board looks into this proposed issue in length, and, if need be, be provided more feedback from the staff of what exactly was the problem on the beach after the parking plan was eased after the fledging of the shore birds.

I also have found that the area east of trail 6 that had been opened usually after Labor day for Orv fishing only, has not been allowed in the last two seasons, and I believe this was addressed in the issuance of the OOC some yrs back. This area is well established, is high, and Opening to ORV's for fishing should still be allowed.

As for raising Beach permit Fee's, If the board sees the need to raise beach permit fees, I would hope they step back and look at the user groups that utilize the services provided during the season, for the most part, SCV's do not need the use of the Sanitation devices, or Parking personnel, and the bath house as the ORV crowd does. But everyone does benefit from the air-up station and compressors that the park provides, and the cost of this should be borne by all groups. Overnight fees were raised on the SCV's the last yr. Daily fee's were done away with a period of time ago. I suggest that if the board sees the need to raise the fees, it be done across the board, and include raises in fees to all groups, Barnstable, Sandwich, and out of town stickers, and if need be, re institute the daily fee's for ORV's. I feel this would help in the overall income for this park and allow the staff the needs to keep operating this Beach and Park.

Thank you for allowing me to comment on these issues.

Don Fillman
8 Haystack lane
Sandwich MA. 02563

Correspondence
Fillman

21 Studley Road

September 6, 2012

Hyannis MA 02601

Sandy Neck Park Manager...Nina Coleman

Town of Barnstable...Marine & Environmental Affairs Department

1189 Phinney's Lane

Centerville, MA 02632

Dear Ms. Coleman:

After hiking on Sandy Neck on September 2, 2012, my wife and I resolved to write to you about the serious overcrowding of RVs along the Cape Cod Bay waterline. Our suggestion is to limit the number of vehicles allowed to enter the Sandy Neck reservation on any one day...first come/first serve basis, taking into account the number of vehicles already overnighting on the beach front. The congestion of RVs along the beach front has become seriously shocking to those who have been visiting Sandy Neck for many years...In our case since 1955.

The beach front looks tacky and degraded. The beach road is smoggy with gasoline fumes from the fairly constant flow of traffic. Bits of debris, mainly paper and plastics, are clearly visible. Dogs are supposed to be on a leash but this was not always the case. Several dogs with a leash on were allowed to run free, to our surprise. On Road 2 we observed one dog owner who walked his dog just over the hill but left the dog waste just lying in the sand on the road. He refused to pick up, or bury the waste claiming he "forgot" to bring a bag with him and would not use the cup in his hand for it.

This problem of over congestion has been growing for years but it has now reached the level where we seriously believe the Park Management has lost effective control over the area. Our understanding from a Park Ranger with whom we spoke is that once an RV owner has paid for the annual permit, there is no further restriction whatsoever on how many vehicles may enter the Beach front allowed for vehicles. This we submit is not good management of the local environment.

We do not suggest banning RVs...that would be wrong...but we do suggest establishing a daily usage limit. Please consider doing so.

Sincerely yours,

Milton Berglund

cc. Daniel J. Horn, Director