



Town of Barnstable

Town Council

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Councillors:

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Vice President

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James M. Tinsley, Jr.
Harold E. Tobey

Administrator:
Donald M. Grissom

Administrative
Assistant:
Barbara A. Ford

TOWN COUNCIL MEETING AGENDA May 15, 2008 7:00 PM

- 1. ROLL CALL**
- 2. PLEDGE OF ALLEGIANCE**
- 3. MOMENT OF SILENCE**
- Barnstable Historical Commission – Recognition of contributors**
- 4. PUBLIC COMMENT (May be limited to 2 minutes)**
- 5. COUNCIL RESPONSE TO PUBLIC COMMENT**
- 6. ACT ON MINUTES**
- 7. COMMUNICATIONS FROM ELECTED OFFICIALS, BOARDS, COMMISSIONS, STAFF, CORRESPONDENCE, ANNOUNCEMENTS AND COMMITTEE REPORTS**
- 8. ORDERS OF THE DAY**
 - A. OLD BUSINESS**
 - B. NEW BUSINESS**
- 9. TOWN MANAGER COMMUNICATIONS**
- 10. ADJOURNMENT**

NEXT MEETING: June 5th

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Minutes – May 1, 2008

Please Note: It is possible that if it so votes, the Council may go into executive session and the Council may also act on items in an order other than they appear on this agenda.

A. OLD BUSINESS (Public Hearing) (Roll-call)

BARNSTABLE TOWN COUNCIL

ITEM# 2008-105

INTRO: 03/20/08, 04/17/08, 05/01/08, 05/15/08

2008-105 APPROPRIATION & TRANSFER ORDER TO FUND THE CAPITAL IMPROVEMENT PLAN TO DEMOLISH PORTABLE CLASSROOMS

ORDERED, that the sum of **\$60,000** be appropriated for the purpose of demolishing three portable classroom buildings at the Hyannis East Elementary School as outlined in the FY 2009 - FY 2013 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, that **\$60,000** be transferred from available funds within the Town's Capital Trust Fund, and that the Town Manager is authorized to contract for and expend the appropriation made available for these purposes, and be authorized to accept any grants or gifts in relation thereto.

SPONSOR: Town Manager John C. Klimm

DATE

ACTION TAKEN

_____	_____
_____	_____

- ___ 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# 2008-108

INTRO: 03/20/08, 04/17/08, 05/01/08, 05/15/08

2008-108 APPROPRIATION & LOAN ORDER TO FUND THE CAPITAL IMPROVEMENT PLAN FOR FACILITIES IMPROVEMENTS

ORDERED, that the sum of **\$402,500** be appropriated for the purpose of funding the following improvements to municipal facilities as outlined in the FY 2009 - FY 2013 Capital Improvement Plan as recommended by the Town Manager:

(1) Police Facility design, permitting, removal, remediation and replacement of three underground fuel tanks and associated fueling system.

(2) Highway Division Complex various improvements to buildings including new roofs for the trailers used for the division’s administration, repairs to the locker-room and break-room, upgrade of the emergency generator for the trailers, new gutters on several buildings, new HVAC for the Fleet Maintenance building.

(3) Town Hall egress code upgrades, fire protection improvements, plumbing upgrades and improvements to the HVAC system and other improvements as may be required.

And that to meet this appropriation, the Town Treasurer, with the approval of the Town Manager, is authorized to borrow **\$402,500**, and that the Town Manager is authorized to contract for and expend the appropriation made available for these purposes and be authorized to accept any grants or gifts in relation thereto.

SPONSOR: Town Manager John C. Klimm

DATE	ACTION TAKEN
_____	_____
_____	_____

- ___ 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# 2008-109

INTRO: 03/20/08, 04/17/08, 05/01/08, 05/15/08

2008-109 APPROPRIATION & LOAN ORDER TO FUND THE CAPITAL IMPROVEMENT PLAN FOR ALUM TREATMENT IN MYSTIC LAKE, MARSTONS MILLS

ORDERED, that the sum of **\$275,000** be appropriated for the purpose of funding alum treatment to confine sediment nutrients in Mystic Lake, Marstons Mills, as outlined in the FY 2009 -FY 2013 Capital Improvement Plan as recommended by the Town Manager; and that to meet this appropriation, the Town Treasurer, with the approval of the Town Manager, is authorized to borrow **\$275,000**, and that the Town Manager is authorized to contract for and expend the appropriation made available for these purposes and be authorized to accept any grants or gifts in relation thereto.

SPONSOR: Town Manager John C. Klimm

DATE	ACTION TAKEN
_____	_____
_____	_____

- ___ 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# 2008-110

INTRO: 03/20/08, 04/17/08, 05/01/08, 05/15/08

2008-110 APPROPRIATION & LOAN ORDER TO FUND THE CAPITAL IMPROVEMENT PLAN FOR BARNSTABLE SCHOOLS FACILITIES IMPROVEMENTS

ORDERED, that the sum of **\$1,000,000** be appropriated for the purpose of funding the following improvements to Barnstable School facilities as outlined in the FY 2009 - FY 2013 Capital Improvement Plan as recommended by the Town Manager:

- (1) School Safety Improvements including the installation of cameras/monitors at eleven schools, replacement lockers in the High School Athletic Department and rear driveway safety gates at Hyannis East Elementary School.
- (2) Boiler Replacement at Hyannis East Elementary School and conversion of the Barnstable West Barnstable Elementary School boiler to gas.
- (3) School Facilities Repairs at various schools - tuck pointing and chimney repairs, roof and flashing repairs, interior and exterior painting, electrical upgrades, replacement of HVAC mechanical equipment, and replacement of sound and lighting controls at Knight Auditorium.
- (4) Parking Lot Reconstruction at Centerville Elementary School

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

SPONSOR: Town Manager John C. Klimm

DATE	ACTION TAKEN
_____	_____
_____	_____

- ___ 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# 2008-031
INTRO: 05/01/08, 05/15/08

2008-131 CP FUND APPROPRIATION FOR COMMUNITY HOUSING IMPROVEMENTS

ORDERED: That, pursuant to the provisions of G.L. c. 44B, the sum of Two Hundred Fifty Thousand and No/100 (\$250,000) Dollars be appropriated and transferred from Community Preservation Housing funds in the Community Preservation Fund on June 21, 2007 under item 2007-162; and that the Town of Barnstable, Growth Management Department is authorized to contract for and expend the amount of \$250,000 with the prior approval of the Town Manager; for the development of 148 apartments, of which 40 units will be affordable rentals and the remaining 108 will be market rate in five (5) buildings located at 770 Independence Drive, Hyannis, MA, Map 332, Parcel 010-001

SPONSOR: Town Manager upon recommendation of the Community Preservation Committee

DATE	ACTION TAKEN
_____	_____
_____	_____

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

BARNSTABLE TOWN COUNCIL

COMMUNITY PRESERVATION FUND APPROPRIATION FOR COMMUNITY HOUSING – VILLAGE GREEN AT INDEPENDENCE PARK

ITEM# 2008-131
INTRO: 05/01/08, 05/15/08

SUMMARY

TO: Town Council
FROM: Community Preservation Committee
DATE: April 25, 2008
SUBJECT: Community Preservation Fund Appropriation: Village Green Apartments

BACKGROUND: The Community Preservation Committee (CPC) met on February 26, 2008 and has recommended that the town support the funding request of \$250,000.00, made by the JDJ Housing Development, LLC (JDJH) for three years of ground rent for a permitted 40B affordable housing development, also known as Village Green Apartments. This development is proposed on town owned land located at 770 Independence Drive, Hyannis, MA, Map 332, Parcel 010-001. The total funds requested for this project is \$250,000.00; and shall be appropriated and transferred from the Community Preservation Funds.

RATIONALE: Funding for this project is shared among the following:

\$15,000,000.00 provided through a Citizen's Bank loan
\$3,000,000.00 in equity provided by Keller Company and Diversified Funding
\$250,000.00 *requested from CPA funds for three (3) years of ground rent*

The project goal is to help support the creation of 148 units, 40 units will be affordable community housing committed to low and moderate-income households.

This project directly contributes to and supports the town's 10% goal of affordable housing. CPA funds are applicable in bridging the gap between the cost of development and debt, as well as leveraging CPA funds with other public or private funds.

Keller Company as well as the town will monitor all phases of construction and financing. Diversified Funding as leasing agent and property manager will be required to execute a monitoring agreement acceptable to the Town, at its own expense, which would verify that eligible tenants are renting the units at affordable rents. It is required that the developer provide documentation during each phase of this project to the town

Funding will be disbursed in phases, following receipt of project status reports from the developer and inspections of each phase performed by town staff. This development will incorporate a deed restriction to the Town of Barnstable for these units.

STAFF ASSISTANCE: Theresa Santos, Administrative Assistant, CPC

SPONSOR: Community Preservation Committee

A. OLD BUSINESS (Public Hearing) (Roll-call)

BARNSTABLE TOWN COUNCIL

ITEM# 2008-132
INTRO: 05/01/08, 05/15/08

2008-132 APPROPRIATION - POLICE DEPARTMENT BUDGET

ORDERED: That the sum of \$11,858,771 be raised and appropriated for the purpose of funding the Town's FY 2009 Police Department budget as presented to the Town Council by the Town Manager.

SPONSOR: Town Manager John C. Klimm

DATE	ACTION TAKEN
_____	_____
_____	_____

- ___ 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# 2008-133
INTRO: 05/01/08, 05/15/08

**2008-133 APPROPRIATION - BARNSTABLE MUNICIPAL AIRPORT
ENTERPRISE FUND BUDGET**

ORDERED: That the sum of \$6,782,584 be appropriated for the purpose of funding the Town's FY 2009 Airport Enterprise Fund budget, and to meet such appropriation that \$6,782,584 be raised from current year revenues by the airport as presented to the Town Council by the Town Manager.

SPONSOR: Town Manager John C. Klimm

DATE	ACTION TAKEN
_____	_____
_____	_____

- ___ 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# 2008-134
INTRO: 05/01/08, 05/15/08

2008-134 APPROPRIATION - EDUCATION BUDGET

ORDERED: That the following sums be raised and appropriated for the purpose of funding the Town's FY 2009 Education budget as presented to the Town Council by the Town Manager:

\$60,843,000 for the purpose of funding the Local School System;

\$2,788,499 for the purpose of funding the Regional School District Assessment;

\$1,728,117 for the purpose of funding the Sturgis Commonwealth Charter School and School Choice Assessments

SPONSOR: Town Manager John C. Klimm

DATE	ACTION TAKEN
_____	_____
_____	_____

- ___ 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# 2008-135
INTRO: 05/01/08, 05/15/08**

**2008-135 APPROPRIATION - DEPARTMENT OF PUBLIC WORKS GENERAL
FUND BUDGET**

ORDERED: That the sum of \$7,852,912 be raised and appropriated for the purpose of funding the Town's FY 2009 Department of Public Works General Fund budget as presented to the Town Council by the Town Manager.

SPONSOR: Town Manager John C. Klimm

DATE	ACTION TAKEN
_____	_____
_____	_____

- ___ 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# 2008-136
INTRO: 05/01/08, 05/15/08**

**2008-136 APPROPRIATION – DEPT OF PUBLIC WORKS SOLID WASTE
ENTERPRISE FUND BUDGET**

ORDERED: That the sum of \$2,591,820 be appropriated for the purpose of funding the Town's FY 2009 Department of Public Works Solid Waste Enterprise Fund budget as presented to the Town Council by the Town Manager, and to meet such appropriation that \$2,120,000 be raised from current year revenues by the solid waste facility and that \$471,820 be transferred from the solid waste savings account.

SPONSOR: Town Manager John C. Klimm

DATE	ACTION TAKEN
_____	_____
_____	_____

- ___ 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# 2008-137
INTRO: 05/01/08, 05/15/08**

2008-137 APPROPRIATION – DEPT OF PUBLIC WORKS WATER POLLUTION CONTROL ENTERPRISE FUND BUDGET

ORDERED: That the sum of \$4,740,030 be appropriated for the purpose of funding the Town's FY 2009 Department of Public Works Water Pollution Control Enterprise Fund budget as presented to the Town Council by the Town Manager, and to meet such appropriation that \$4,314,000 be raised from current year revenues by the water pollution control facility and that \$426,030 be transferred from the water pollution control savings account.

SPONSOR: Town Manager John C. Klimm

DATE	ACTION TAKEN
_____	_____
_____	_____

- ___ 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# 2008-138
INTRO: 05/01/08, 05/15/08

**2008-138 APPROPRIATION - DEPT OF PUBLIC WORKS WATER SUPPLY
ENTERPRISE FUND BUDGET**

ORDERED: That the sum of \$2,711,014 be appropriated for the purpose of funding the Town's FY 2009 Department of Public Works Water Supply Enterprise Fund budget as presented to the Town Council by the Town Manager, and to meet such appropriation that \$2,711,014 be raised from current year revenues by the water supply operations.

SPONSOR: Town Manager John C. Klimm

DATE	ACTION TAKEN
_____	_____
_____	_____

- ___ 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# 2008-139
INTRO: 05/01/08, 05/15/08

2008-139 APPROPRIATION – REGULATORY SERVICES BUDGET

ORDERED: That the sum of \$2,362,631 be raised and appropriated for the purpose of funding the Town's FY 2009 Regulatory Services Budget as presented to the Town Council by the Town Manager.

SPONSOR: Town Manager John C. Klimm

DATE	ACTION TAKEN
_____	_____
_____	_____

- _____ 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# 2008-140
INTRO: 05/01/08, 05/15/08

**2008-140 APPROPRIATION - COMMUNITY SERVICES DEPARTMENT
GENERAL FUND BUDGET**

ORDERED: That the sum of \$2,790,476 be raised and appropriated for the purpose of funding the Town's FY 2009 Community Services Department Budget as presented to the Town Council by the Town Manager.

SPONSOR: Town Manager John C. Klimm

DATE	ACTION TAKEN
_____	_____
_____	_____

- ___ 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# 2008-141
INTRO: 05/01/08, 05/15/08

2008-141 APPROPRIATION COMMUNITY SERVICES GOLF COURSE
ENTERPRISE FUND BUDGET

ORDERED: That the sum of \$3,616,942 be appropriated for the purpose of funding the Town's FY 2009 Golf Course Enterprise Fund budget; and to meet such appropriation that \$3,616,942 be raised from current year revenues by the golf course facilities.

SPONSOR: Town Manager John C. Klimm

DATE	ACTION TAKEN
_____	_____
_____	_____

- ___ 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# 2008-142
INTRO: 05/01/08, 05/15/08

**2008-142 APPROPRIATION COMMUNITY SERVICES DEPARTMENT MARINA
ENTERPRISE FUND BUDGET**

ORDERED: That the sum of \$643,791 be appropriated for the purpose of funding the Town's FY 2009 Marina Enterprise Fund budget; and to meet such appropriation that \$643,791 be raised from current year revenues by the marina facilities.

ORDERED:

SPONSOR: Town Manager John C. Klimm

DATE	ACTION TAKEN
_____	_____
_____	_____

- ___ 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# 2008-143
INTRO: 05/01/08, 05/15/08**

**2008-143 APPROPRIATION - COMMUNITY SERVICES DEPARTMENT SANDY
NECK PARK ENTERPRISE FUND BUDGET**

ORDERED: That the sum of \$514,169 be appropriated for the purpose of funding the Town's FY 2009 Sandy Neck Park Enterprise Fund budget; and to meet such appropriation that \$514,169 be raised from current year revenues by the Sandy Neck Park operations.

SPONSOR: Town Manager John C. Klimm

DATE	ACTION TAKEN
_____	_____
_____	_____

- ___ 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# 2008-144
INTRO: 05/01/08, 05/15/08

**2008-144 APPROPRIATION - GROWTH MANAGEMENT DEPARTMENT
GENERAL FUND BUDGET**

ORDERED: That the sum of \$1,029,313 be raised and appropriated for the purpose of funding the Town's FY 2009 Growth Management Department Budget as presented to the Town Council by the Town Manager.

SPONSOR: Town Manager John C. Klimm

DATE	ACTION TAKEN
_____	_____
_____	_____

- ___ 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# 2008-145
INTRO: 05/01/08, 05/15/08

2008-145 APPROPRIATION – TOWN COUNCIL DEPARTMENT BUDGET

ORDERED: That the sum of \$317,983 be raised and appropriated for the purpose of funding the Town's FY 2009 Town Council budget as presented to the Town Council by the Town Manager.

SPONSOR: Town Manager John C. Klimm

DATE	ACTION TAKEN
_____	_____
_____	_____

- _____ 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# 2008-146
INTRO: 05/01/08, 05/15/08

2008-146 APPROPRIATION – TOWN MANAGER DEPARTMENT BUDGET

ORDERED: That the sum of \$607,012 be raised and appropriated for the purpose of funding the Town's FY 2009 Town Manager budget as presented to the Town Council by the Town Manager.

SPONSOR: Town Manager John C. Klimm

DATE	ACTION TAKEN
_____	_____
_____	_____

- ___ 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# 2008-147
INTRO: 05/01/08, 05/15/08

2008-147 APPROPRIATION – ADMINISTRATIVE SERVICES DEPARTMENT BUDGET

ORDERED: That the sum of \$5,371,527 be raised and appropriated for the purpose of funding the Town's FY 2009 Administrative Services Department budget as presented to the Town Council by the Town Manager.

SPONSOR: Town Manager John C. Klimm

DATE	ACTION TAKEN
_____	_____
_____	_____

- ___ 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# 2008-148
INTRO: 05/01/08, 05/15/08**

2008-148 APPROPRIATION – OTHER REQUIREMENTS BUDGET

ORDERED:

1) That the sum of \$24,168,220 and appropriated for funding the Town's FY 2009 Other Requirements Budget as presented to the Town Council by the Town Manager;

2) And that the following sums be transferred from the Town's Enterprise Accounts for the purpose of funding Administrative Costs within the General Fund:

Water Pollution: \$515,586; Solid Waste: \$322,846; Water: \$113,325; Airport: \$506,909; Golf Course: \$200,000; Marinas: \$43,220; Sandy Neck: \$48,744

3) And further, that the sum of \$381,500 be transferred and appropriated from the Pension Reserve Account for the purpose of funding the Town's annual pension appropriation obligation under the provisions of Chapter 32, Section 22D;

4) And further, that the sum of \$102,375 be transferred from the Embarkation Fee Special Revenue Account to the Capital Trust Fund for the payment of debt service on the Pleasant St. dock replacement;

5) And further, that the sums of \$32,000 be transferred from the Bismore Park Account; \$35,000 be transferred from the Wetlands Protection Account; \$45,535 be transferred from the Adult Social Day Revolving Account; \$45,000 be transferred from the Embarkation Fee Special Revenue Account; \$176,000 be transferred from the Mooring Fee Special Revenue Account, and \$6,083,429 be transferred from the General Fund Savings Account all for the purpose of funding the Town's FY 2009 general fund budget as presented to the Town Council by the Town Manager.

SPONSOR: Town Manager John C. Klimm

DATE	ACTION TAKEN
_____	_____
_____	_____

- ___ 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# 2008-149
INTRO: 05/01/08, 05/15/08

2008-149 REVOLVING FUNDS AUTHORIZATION

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 2009:

Fund	Revenue Source	Dept Officer Auth. To Expend Funds	Use of Fund	Total Expenditure Limit FY 2009
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	\$150,000
Recreation Program Fund	Program registration fees	Recreation Director	Salaries, benefits, expenses, contract services to operate program	\$450,000
Shellfish Propagation Fund	Fees from permits	Natural Resources Director	Salaries, benefits, expenses, contract services, shellfish equipment to operate	\$100,000
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	\$165,000
Geographic Information Systems Fund	Fees for GIS maps & reports	Information Systems Director	Salaries, benefits, expenses, contract services to operate program	\$20,000
			Total	\$1,070,000

SPONSOR: Town Manager John C. Klimm

DATE **ACTION TAKEN**

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

A. OLD BUSINESS (Second reading-may be acted upon)

BARNSTABLE TOWN COUNCIL

**ITEM# 2008-151
INTRO: 05/01/08, 05/15/08**

2008-151 APPOINTMENTS TO A BOARD/COMMITTEE/COMMISSION

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

PUBLIC WORKS COMMISSION

Albert B. Baker, 30 Wakeby Road, Marstons Mills, as a member to a term expiring 06/30/2010

SHELLFISH ADVISORY COMMITTEE

David Pratt, 148 Starlight Drive, Marstons Mills, as member to a term expiring 06/30/2009

WATER POLLUTION CONTROL BOARD

Albert B. Baker, 30 Wakeby Road, Marstons Mills, as a member to a term expiring 06/30/2011

ZONING BOARD OF APPEALS

Nikolas J. Atsalis, 290 Elliot Road, Centerville, as an associate member to a term expiring 06/30/2009

SPONSOR: Appointments Committee

DATE	ACTION TAKEN
_____	_____
_____	_____

- ___ Read item
- ___ Council discussion
- ___ Move/vote

B. NEW BUSINESS (May be acted upon)

BARNSTABLE TOWN COUNCIL

**ITEM# 2008-153
INTRO: 05/15/08**

**2008-153 ACCEPTANCE OF A GIFT FROM THE LYNDON PAUL LORUSSO
FOUNDATION FOR THE CONSTRUCTION OF A WATER STORAGE FACILITY**

RESOLVED: That the Town Council does hereby accept a gift in the amount of \$500,000 from the Lyndon Paul Lorusso Foundation for the construction of a water storage facility and that the Town Manager is authorized to enter into contracts and to expend the gift for the purposes specified.

SPONSOR: Town Manager John C. Klimm

DATE	ACTION TAKEN
_____	_____
_____	_____

- ___ Read item
- ___ Rationale
- ___ Council discussion
- ___ Move/vote

BARNSTABLE TOWN COUNCIL

ACCEPTANCE OF A GIFT FROM THE LYNDON PAUL LORUSSO FOUNDATION

**ITEM# 2008-153
INTRO: 05/15/08**

SUMMARY

TO: Town Council
FROM: John C. Klimm, Town Manager
DATE: April 28, 2008
SUBJECT: Gift from the Lyndon Paul Lorusso Foundation - Construct a Water Storage Facility

RATIONALE: Upon taking ownership of the public water supply that services Hyannis, the Town of Barnstable retained Weston & Sampson Engineering consultants to prepare a water system master plan. The plan was completed in 2007. One of the recommendations of the study is to construct a new water storage tank within the Hyannis water system. The estimated cost of a new 1.25 MG water storage tank is \$3.0M. We are currently in the preliminary screening process to locate a site for a storage tank.

RECOMMENDATION: The Town Manager recommends acceptance of this gift.

B. NEW BUSINESS (May be acted upon)

BARNSTABLE TOWN COUNCIL

**ITEM# 2008-154
INTRO: 05/15/08**

2008-154 ACCEPTANCE OF FY08 GRANT FROM THE MASSACHUSETTS CULTURAL COUNCIL'S JOHN AND ABIGAIL ADAMS ARTS PROGRAM GRANT

RESOLVED: That the Town Council does hereby accept the grant award in the amount of \$40,000 from the Massachusetts Cultural Council's John and Abigail Adams Arts Program Grant.

SPONSOR: Town Manager John C. Klimm

DATE	ACTION TAKEN
_____	_____
_____	_____

- ___ Read item
- ___ Rationale
- ___ Council discussion
- ___ Move/vote

BARNSTABLE TOWN COUNCIL

ACCEPTANCE OF FY08 JOHN & ABIGAIL ADAMS ARTS PROGRAM GRANT FROM THE MASSACHUSETTS CULTURAL COUNCIL

**ITEM# 2008-154
INTRO: 05/15/08**

SUMMARY

TO: Town Council
FROM: Town Manager John C. Klimm
THROUGH: Patty Daley
DATE: April 30, 2008
SUBJECT: Acceptance of \$40,000 Grant from the Massachusetts Cultural Council.

BACKGROUND: The Growth Management Department applied for and has been awarded the John & Abigail Adams grant from the Massachusetts Cultural Council in the amount of \$40,000. The grant will supplement the department's effort to foster the creative economy as a centerpiece of the revitalization of downtown Hyannis through the Harbor Your Arts Program. This grant will allow the department to support the visual and performing arts components of the Program and to support the creation of the downtown Hyannis Artists Cooperative.

ANALYSIS: Acceptance of this grant will contribute to our economic development and downtown revitalization efforts through promoting arts and culture.

FISCAL IMPACT: This grant will supplement funds allocated to the Harbor Your Arts (HyA) program. The collaboration between the following partners allowed us to meet the match requirements: The Arts Foundation of Cape Cod, the Hyannis Area Business Improvement District, the Hyannis Area Chamber of Commerce, and the Cape Cod Art Association.

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

STAFF ASSISTANCE: Beth Dillen

B. NEW BUSINESS (May be acted upon)

BARNSTABLE TOWN COUNCIL

**ITEM# 2008-155
INTRO: 05/15/08**

**2008-155 ACCEPTANCE OF A GRANT AWARD FROM THE CAPE COD
CHAMBER OF COMMERCE IN THE AMOUNT OF \$2,000**

RESOLVED: That the Town Council hereby accepts the grant award in the amount of \$2,000 from the Cape Cod Chamber of Commerce for the marketing and promotion of Harbor your Arts.

SPONSOR: Town Manager John C. Klimm

DATE	ACTION TAKEN
_____	_____
_____	_____

- Read item
- Rationale
- Council discussion
- Move/vote

BARNSTABLE TOWN COUNCIL

**ACCEPTANCE OF A GRANT AWARD FROM THE CAPE COD CHAMBER OF
COMMERCE FOR THE HARBOR YOUR ARTS (HyA) PROGRAM**

**ITEM# 2008-155
INTRO: 05/15/08**

SUMMARY

TO: Town Council
FROM: Town Manager John C. Klimm
THROUGH: Patty Daley
DATE: April 30, 2008
SUBJECT: Acceptance of grant in the amount of \$2,000 from the Cape Cod Chamber of Commerce for marketing and promotion of the Harbor your Arts Program.

BACKGROUND: The Growth Management Department applied for and has been awarded a grant from the Cape Cod Chamber of Commerce in the amount of \$2,000. The funds will be used to increase awareness of the Harbor your Arts Programs, particularly through increased signage, print ads and brochures.

ANALYSIS: Acceptance of this grant will allow for increased marketing and promotion of the Town's Harbor your Arts Programs.

FISCAL IMPACT: This grant will supplement additional grant funds allocated to the Harbor Your Arts (HyA) Program.

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

STAFF ASSISTANCE: Beth Dillen

B. NEW BUSINESS (Refer to Public Hearing - June 5, 2008)

BARNSTABLE TOWN COUNCIL

**ITEM# 2008-156
INTRO: 05/15/08**

2008-156 APPROPRIATION OF \$50,000 FOR THE REVISED COST ESTIMATES FOR DESIGN, PERMITTING AND A FEASIBILITY STUDY FOR THE PROPOSED SANDY NECK BATHHOUSE, COSTAL INTERPRETIVE CENTER AND PARKING LOT IMPROVEMENTS

ORDERED: That the sum of \$50,000 be appropriated for the purpose of funding additional design and permitting for the proposed Sandy Neck bathhouse, Coastal Interpretive Center, and parking lot improvements; and to meet the appropriation that \$50,000 be transferred from the Sandy Neck Enterprise Account Surplus funds.

SPONSOR: Town Manager John C. Klimm

DATE	ACTION TAKEN
_____	_____
_____	_____

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

BARNSTABLE TOWN COUNCIL

APPROPRIATION FOR THE REVISED DESIGN & PERMITTING COST ESTIMATES FOR THE SANDY NECK BATHHOUSE & PARKING LOT

ITEM# 2008-156
INTRO: 05/15/08

SUMMARY

TO: Town Council
FROM: Town Manager John C. Klimm
DATE: May 1, 2008
SUBJECT: Appropriation of \$50,000 for the revised cost estimates

BACKGROUND: In 2006, the Town Council appropriated \$100,000 to complete design and permitting for a new Sandy Neck bathhouse and parking lot. In addition, the funds were to be used for a financial feasibility study for a Coastal Interpretive Center. The conceptual designs and the feasibility study have been completed. However, due to the sensitivity of the area and its multiple environmental designations, the permitting process has been difficult. More funding is needed to pay for the additional consulting services needed in order to accommodate the permitting agency's many requests for changes in plans and additional studies.

ANALYSIS: The revised cost estimates for design, permitting and a feasibility study for the proposed Sandy Neck bathhouse, Coastal Interpretive Center and parking lot improvements is \$150,000. Construction costs will be analyzed once a final design is permitted by the multiple regulatory agencies involved.

FISCAL IMPACT: If the requested funds are not transferred, this project will not be viable and the monies invested to date will be wasted. Further, the existing bathhouse is in disrepair and will need upgrading in order to provide the current level of service to our residents and guests. Without a new bathhouse and parking lot improvements, Sandy Neck Enterprise Account revenue be negatively affected. Funding for this request will be provided from the Sandy Neck enterprise fund surplus, which has a current balance of \$119,000.

TOWN MANAGER RECOMMENDATION: The Town Manager recommends the approval of the transfer of these funds.

STAFF ASSISTANCE: John Juros, Director of Public Works Project Manager and Nina Coleman, Sandy Neck Park Manager

B. NEW BUSINESS (First reading)

BARNSTABLE TOWN COUNCIL

**ITEM# 2008-157
INTRO: 05/15/08**

2008-157 APPOINTMENTS TO A BOARD/COMMITTEE/COMMISSION

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

DISABILITY COMMISSION

Coreen S. Brinckerhoff, 82 Castlewood Circle, Hyannis, as a member to a term expiring 06/30/2011

ZONING BOARD OF APPEALS

Laura F. Shufelt, 1696 Osterville-W. Barnstable Rd, W. Barnstable, as a member to a term expiring 06/30/2010

SPONSOR: Appointments Committee

DATE	ACTION TAKEN
_____	_____
_____	_____

- Read item
- Council discussion
- Move/vote