



**TOWN COUNCIL MEETING**  
**May 15, 2008**



**A** quorum being duly present, Council President Janet Joakim called the regular meeting of the Barnstable Town Council to order at 7:00 pm, on May 15, 2008, at the Barnstable Town Hall, 367 Main Street, Hyannis, MA

**PRESENT:** Janice Barton, Ann Canedy, Frederick Chirigotis, Henry Farnham, Janet Joakim, J. Gregory Milne (7:20 p.m.), James Munafo, Jr., Thomas Rugo, James M. Tinsley, Jr. and Harold Tobey **ABSENT:** Richard Barry, James Crocker, Jr., Leah Curtis

The Pledge of Allegiance was led by President Joakim, followed by a Moment of Silence. President Joakim asked that we remember this day as the Peace Officer Memorial Day and asked that we remember Michael Aselton, a Barnstable Police Officer, who lost his life in the line of duty.

**Barnstable Historical Commission – Recognition of contributors**

Councilor Munafo, liaison to the Barnstable Historical Commission, introduced Nancy Shoemaker, Marilyn Fifield and George Jessop who were present to give out the Distinguished Service Awards for historic preservation.

Ms. Shoemaker noted that May is National Historic Preservation month.

Gabriel Black and Dr. Eben Johnson were given awards for having “High Peak Rock”, a part of the original footline between Sandwich and Yarmouth, noted on the National Historic Register. They researched the footline and found that the rock is one of the remaining markers of that footline. Gay Black thanked the Commission for the honor as well as Jackie Etsten, the Town Council, the Town Clerk, Eben Johnson, and her husband, who had encouraged her. Eben said he reiterated what Gay said.

The next two awards were given to Holly Hobart and Dr. James Gould who were acknowledged for their work on doing inventory of historic structures. They are an example of dedicated non-paid workers. Dr. Gould said he also did Osterville dwellings along with Marstons Mills and Cotuit and thanked his teacher Pat Anderson. Holly said thank you. She now has a better appreciation and respect for the employees of the Town of Barnstable; and appreciates the historical cultural heritage of this town.

Nancy welcomed all to the commission meetings.

**PUBLIC COMMENT**

Mary Clements said the May 6<sup>th</sup> meeting of the voters was a victorious time. She hoped the charter commission would support a similar article that would allow this type of action. She thanked the President and the council for the meeting.

Ralph Cahoon, a Barnstable police officer, thanked President Joakim for acknowledging Peace Officer Memorial Day, which was established by President John F. Kennedy. On this day he recalled: Michael K. Aselton, Brad Erickson, and Bryant Aselton, who all died in the call of duty. Since the first awards, 18,000 officers have been killed in the line of duty – the 10 year average is 167 deaths per year.

## **COUNCIL RESPONSE TO PUBLIC COMMENT**

Councilor Canedy congratulated those who were recognized by the Historic Commission. She encouraged the audience to smile and say thank you to the officers and Police Chief who were present.

## **ACT ON MINUTES**

Upon motion duly made and seconded, it was voted to approve the minutes of May 1, with the following corrections: page 2 – Councilor Canedy asked that “is looking” be changed to “asked for an explanation of the commission’s position regarding assisting the town...”

**VOTE: 10 YES AS AMENDED**

## **COMMUNICATIONS FROM ELECTED OFFICIALS, BOARDS, COMMISSIONS, STAFF, CORRESPONDENCE, ANNOUNCEMENTS AND COMMITTEE REPORTS**

- President Joakim recognized the CFAC Committee. Present were: John Curtis, Chairman, Bill Brower and Laura Cronin. Brower read the committee’s report (a copy of which is attached hereto and marked Exhibit “A”). He reported that CFAC’s own analysis produced no significant points of contention with the budget as proposed. They had two areas that they believe may have greater future impact and those items dealt with the schools.
- Councilor Tobey thanked the council and the community for being there for him and his family during the passing of his daughter. He also noted the successful opening of the new museum at the former Zion Church on North St. It is a community museum and wants to be accepted as that. President Joakim acknowledged the museum as well. It is a gem.
- Councilor Munafo said Holiday Lane is being worked on and we did check with DPW and we do not know anything about this work – we will continue to investigate it.

- Councilor Canedy noted that Saturday at Millway Beach there will be a search and rescue demonstration, followed by a tour of the Coast Guard museum. She asked for Mark Ells to update everyone on the harbor. Ells said the emergency work had been done on the bulkhead. They are waiting for the inspection, and more answers will be forthcoming. We will advise as it continues. Canedy asked about barrier placement – Ells said the barriers had to move a little north – we have to wait for the inspection. Safety is number one.
- Councilor Barton asked if anyone wants to volunteer for a board, etc. to contact the council office. We have about 40 committees that have various individuals who are coming and going.
- Councilor Munafo regretted not being at the meeting of the voters.

**ORDERS OF THE DAY:**

**President Joakim explained the orders of the evening.**

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| <p><b>2008-105 APPROPRIATION &amp; TRANSFER ORDER TO FUND THE CAPITAL IMPROVEMENT PLAN TO DEMOLISH PORTABLE CLASSROOMS</b></p> |
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Supt. Patricia Grenier noted that this is a capital improvement project. These classrooms are no longer utilized and are not safe.

Upon motion duly made and seconded, it was voted to go in to a public hearing for the purpose of discussing the above named item.

**VOTE:** Majority in favor

No comments

Upon motion duly made and seconded it was voted to go out of the public hearing.

**VOTE:** Majority in favor

- ✓ Councilor Canedy asked if there is adequate space for the children. Supt. Grenier said we have been moving them out of the portable classrooms whenever we can. We have traveling teachers, like for art, which is better than using the portables. Canedy asked if there is a plan and order to replace all the portables. Grenier said in 2004 and 2005 there was a facilities study. The answer could be yes. There is a school advisory council and together we are looking at the reports and will make a recommendation to the town. The answer is yes and no at the same time.
- ✓ Councilor Barton addressed the report.

- ✓ Councilor Rugo asked about the enrichments and if there was a cut. Grenier said in the obligations for teachers during art, etc. we did a tightening of time. Glen Anderson, Assistant Supt. said that we are more efficient; and students are not losing time; everyone is getting 45 minutes. Rugo noted that art is now done in a regular classroom.

Town Manager Klimm recognized Asst. Supt. Glen Anderson, who will be retiring soon, as well as Joseph Slominski , who will be departing as well. Klimm said you made Barnstable a better place.

Upon motion duly made and seconded, it was

**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.

**VOTE: Roll Call – 10 yes**

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| <b>2008-110 APPROPRIATION &amp; LOAN ORDER TO FUND THE CAPITAL IMPROVEMENT PLAN FOR BARNSTABLE SCHOOLS FACILITIES IMPROVEMENTS</b> |
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Joseph Slominski explained the types of security to be added; the boiler replacement in Hyannis East and converting the burner in BWB to gas; and the various other school facilities repairs. He said there will also be parking lot reconstruction at Centerville Elementary.

Upon motion duly made and seconded, it was voted to go in to a public hearing for the purpose of discussing the above named item.

**VOTE:** Majority in favor

No comment.

Upon motion duly made and seconded it was voted to go out of the public hearing.

**VOTE:** Majority in favor

- ✓ Councilor Canedy asked if there is a list of priorities. Slominski said yes, we have a list and will continue to pursue the projects.
- ✓ Councilor Barton asked if the facilities improvement plan is available on line or if it could be.
- ✓ School Committee Chair Cahoon said we will get it put up on the website. He said that one of the things that has happened with Joseph Slominski being in

charge of the buildings, is he has literally looked through all the buildings and noted the defects and needs. There has been a lot of research and analysis completed.

- ✓ Councilor Milne echoed Klimm's accolades to Anderson and Slominski. He wanted to know if there was any thought on having a collaboration with the new Recreation Center and Hyannis East to utilize maybe wind, etc. Slominski said when there are additions made to structures we do look to "green".
- ✓ Cahoon said this is a short term plan and we are maintaining the status quo.

Upon motion duly made and seconded, it was

**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.

**VOTE: ROLL CALL 10 yes**

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| <b>2008-108 APPROPRIATION &amp; LOAN ORDER TO FUND THE CAPITAL IMPROVEMENT PLAN FOR FACILITIES IMPROVEMENTS</b> |
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Mark Ells said this is a 3-part facilities request that includes: the police station, the highway complex and Town Hall.

Upon motion duly made and seconded, it was voted to go in to a public hearing for the purpose of discussing the above named item.

**VOTE:** Majority in favor

No comment.

Upon motion duly made and seconded it was voted to go out of the public hearing.

**VOTE:** Majority in favor

- ✓ Councilor Munafo asked Ells about the police facility and remediation. Ells said this deals with underground tanks. It was noted that they are going out for bond on this.

Upon motion duly made and seconded, it was

**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.

**VOTE: ROLL CALL – 10 YES**

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| <b>2008-109 APPROPRIATION &amp; LOAN ORDER TO FUND THE CAPITAL IMPROVEMENT PLAN FOR ALUM TREATMENT IN MYSTIC LAKE, MARSTONS MILLS</b> |
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Manager Klimm gave the rationale as attached. Tom Geiler from Regulatory Services and Robb Gatewood, Director of Conservation were present for questions.

Upon motion duly made and seconded, it was voted to go in to a public hearing for the purpose of discussing the above named item.

**VOTE:** Majority in favor

- Emory Anderson from Marstons Mills thanked the council for the support and bringing this item forward.

- Carolyn Garbutt said Mystic Lake was clear from the 1960's through the 1980's. Then in the early 1990's, black curls and soap suds appeared in some areas. She said we used to think asbestos was ok; but it isn't. She is concerned over the use of aluminum and asks that the council consider other alternatives. She noted that there have been studies that show a connection between aluminum and Altsheimers.
- Carl Thut, a PHD chemist, noted that there is misinformation on the web about the health effects of aluminum. There was a study done 2 decades ago regarding Altsheimers; subsequent studies have shown that it is an effect and not a cause. Exposure to aluminum does not increase the chances for altsheimers. Even the original study has been withdrawn. Alum is an aluminum compound – the bottom of the lake has more aluminum than any other metal. The best artesian well has aluminum in it – you can't escape it. It is safe.
- Al Baker reminded the council of Hamblins Pond and Long Pond. He said there should be reports available so that we can understand what happens with the different things that go on in the ponds.
- Holly Hobart said this is the product of 5 years of work and preparation. There is a mountain of information on this. The cost of not remediating this would be a loss.

Upon motion duly made and seconded it was voted to go out of the public hearing:

**VOTE:** Majority in favor

- ✓ Councilor Barton asked about a report on the ponds and noted that we will have a meeting on the 3<sup>rd</sup> of June at 6:30 p.m. This is part of an overall comprehensive plan for the ponds, and monies will be appropriated for this each year.
- ✓ Robb Gatewood said the aluminum salts fall like a snowfall and it binds the nutrients in the sediment. Mystic Lake has the same problem as Hamblins Pond. Without this there will be a large summer bloom. Hamblins Pond was fixed.
- ✓ Councilor Munafo asked about the sediment nutrients and what were the sources. Gatewood said that the heavy load of phosphorus has arrived over the last 50 years – septic systems, road runoff, water foul, cranberry bog operation lead to it. Every year more nutrients come in, but much less than what is there. Munafo asked about visible soapsuds and where they came from. Gatewood feels it is wave action breaking down various nutrients and not soap suds.
- ✓ Councilor Milne noted phosphorus will be banned from laundry detergents. He read part of a paper from 2007, where it states that aluminum is associated with altsheimers patients. He feels it is a public health possibility.

Councilor Milne made a motion, which was seconded, to postpone this item until we can bring in an official from COMM to report on the water well; and bring in the director from Mass Gen. Hospital, who was named in the article. He wants both sources of information.

- ✓ Councilor Barton asked about high and continuous exposure to aluminum. Gatewood said elements hold aluminum. We can't avoid it. There is no uptake mechanism by aluminum. Gatewood said it is used to treat public water supplies (it is in deodorants, etc.). Gatewood noted that the nutrient activation is a physical process that sinks to the bottom and is more important to the project. There is a biological need to treat that. We will treat the deep water sections.

Upon motion duly made and seconded it was voted to move the question.

**VOTE: Majority in favor**

**VOTE: On motion to postpone – 4 Yes, 6 No – Failed..**

- ✓ Councilor Canedy said she had read the article and it referred to high exposure and concentration; and this is not high, it is a small area. Gatewood said this article does not talk about alum. There is no relationship between this article and the project. Canedy asked if there are alternatives. Gatewood said our experts narrowed it down to two – alum is the treatment mode of choice, or aeration. Gatewood said aeration is not cost effective at Mystic. It would be expensive to run the tubing on a pond this large.
- ✓ Tom Geiler, Director of Regulatory Services, said that this has not been brought to you on a whim. A lot of research has been done by local, state and county officials. This has a great chance of success, with little chance of failure.
- ✓ Councilor Farnham stated that the members of the Indian Ponds Association have done a lot of work and care about the area – and this is a safe way to handle it. Farnham asked if the staff is comfortable with this way to go. Geiler said this has been discussed for over 2 years; and there are those who will have concerns.
- ✓ Councilor Tinsley noted that aluminum is used in the treatment of water plants. He will support this,

Upon motion duly made and seconded, it was

**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.



**VOTE: ROLL CALL - 9 yes 1 no (Milne)**

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| <b>2008-131 CP FUND APPROPRIATION FOR COMMUNITY HOUSING IMPROVEMENTS</b> |
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Lindsay Counsell read the rationale as presented. He said as we move through this project that the CPA is in place to support affordable housing as well as other areas. Support of this is part of the requirement of the CPA. He said the main money has gone to historic preservation.

Attorney Peter Freeman represented the applicant. We need affordable rental housing – this meets and addresses it. He asked for support. It is ready to go and has been approved by the zoning board. There is a need for this money. It will do good for the town.

Upon motion duly made and seconded, it was voted to go in to a public hearing for the purpose of discussing the above named item.

**VOTE:** Majority in favor

- Bud Bergstrom spoke in opposition. This never involved the public, and he was told it was a done deal. It contradicts smart growth neighborhoods and it is opposed by the community. The grant is a bailout for the developer. There will be 5, three-story buildings. It may not be viable – it doesn't preserve the essential character and the other requirements of the CPC.
- Richard Largay was opposed to this as well. This has been through zoning by a 40-B procedure and by-passes a lot of the planning regulations. The CPC said it is not our role. Largay said this development is not a benefit to the town and is oversized and does not have the safety items needed. Please look at this.
- Robert Berry asked for this to not be approved. This utilizes a strong misuse of the industrial park, and noted that walking along an unlighted road at night is a danger to children. The project is inconsistent with the CPC. He highlighted many other reasons for this not to be approved. He feels the project is risky. Refer it back to the CPC.
- Sarah Whitcomb asked the council not to rubber stamp this. Three of the CPC's members voted against this or had concerns – but voted because of the affordable housing component; and that was all they could consider. Talk to the members before you make a decision.
- David B. Cole, trustee of the Cobb Trust said that Enoch died in 1876 and left the land in trust for the benefit of the public schools. This land has not benefited the town in any way. Now you have an opportunity to give your blessing to a project that meets the needs of affordable housing in Barnstable in one fell swoop. He

wondered what would Mr. Cobb's thoughts be on this. It would produce over \$1M in ground rent that would benefit the students. Your \$250,000 would be used for the affordable housing – you have an opportunity to meet the affordable housing need. The town gets the housing. One of the groups that would benefit would be school teachers. Is there anything wrong with a project that helps people?

- Kate Benson did attend several of the meetings on this. She also called other towns about CPC funds. None have even considered such a development. They have helped people with down payments and subsidies with rent. There are other ways that the monies can be appropriated.
- Peter Freeman noted that this project was vetted with the Zoning Board of Appeals and with town staff; many changes were made from suggestions. We need rental housing.
- Lindsay Counsell said all the meetings were advertised and posted as required with the Town Clerk's office.

Upon motion duly made and seconded it was voted to go out of the public hearing.

**VOTE:** Majority in favor

- ✓ Councilor Farnham asked what is the deed restriction. Counsell said we are buying down the affordable rents from 80% to 70%. We think it is a good deal.
- ✓ Councilor Farnham said the YMCA will have a new complex; and stated there were issues on that development. He noted that Mr. Keller, the developer, does good quality work. There will be more than \$89,000 in income to the Cobb Trust. We are in a real estate recession. He is not enamored with the project.
- ✓ Councilor Canedy gave a variety of reasons as to why she did not support this project.. It will negatively impact the water district and the fire district and will be an expense to the district, as well as the schools; it constitutes a bail out for the developer and is a misuse of taxpayer funded CPA. Money; it sets a bad precedence; the allocation request was materially changed from the CPC application in description of use and in identity of applicant; the citizens of the district in which this will be situated have never been included in the process. Further, the school children will be negatively impacted in that the value to the Cobb Trust is 100K a year, but the cost in additional school children will be 600K a year. She concluded by saying that not all affordable housing projects are good affordable housing projects.

Upon motion duly made and seconded it was moved to remand this item back to the CPC for reconsideration.

**VOTE: 3 Yes 7 No - Failed**

- ✓ Councilor Milne hoped there is empathy for Councilor Canedy. On balance we will come out in a deficit. He feels the money could be doled out to individuals who may be losing their homes. He would oppose this.
- ✓ Councilor Barton said we have empathy with both sides.

Upon motion duly made and seconded it was voted to postpone.

- ✓ Councilor Munafo asked to have it go to the second meeting in June. Councilor Rugo asked if this is rejected will the developer go forward. Attorney Freeman said that they may get \$1M from the state, and that the \$250K requested would be helpful to show Town support, but that they will go forward with or without the additional CPC funds.
- ✓ Joseph Keller said that he is developing the Greenery now; and noted that we have had some bad market sales. There is this feeling that I am going to fall down. But he noted that he has done \$5M worth of developing. This is not going to be a disaster; it will get built. Rentals are up because people can't afford to buy housing. We need market and affordable rental housing. The market rate is about \$1250 a month. All utilities will be included except electricity. We have elevators

**VOTE: To postpone to second meeting in June. 9 Yes 1 No**

A recess was called from 9:45 p.m. to 9:53 p.m.

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| <b>2008-151 APPOINTMENTS TO A BOARD/COMMITTEE/COMMISSION</b> |
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Councilor Farnham asked that the name of Nikolas J. Atsalis be eliminated from the nomination for the Zoning Board of Appeals. He also said that in 2008-157 he wanted the name of Laura Shufelt removed. He asked to postpone the votes on these items to the next meeting and wants a list of vacancies on the Zoning Board of Appeals. He also wants a list of the candidates.

Councilor Barton said that she gave the status of the zoning board three times. The appointments committee is condemned whether we do or don't. We are working hard and organizing 40 committees.

Farnham said we want to know whether the appointments are regular or alternate positions. Munafo is in favor of the amendment.

Upon motion duly made and seconded it was:

**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

**VOTE: Unanimous in favor**

**Upon motion duly made and seconded it was voted to postpone action on this appointment.**

**ZONING BOARD OF APPEALS -**

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

**VOTE: 6 Yes, 4 No - Postponed**

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

Manager Klimm gave a brief overview.

Upon motion duly made and seconded it was:

**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.

**VOTE: Unanimous in favor**

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

Manager Klimm gave a brief overview.

Councilor Munafa asked who wrote the grant. Beth Dillon from Growth Management wrote the grant.

Upon motion duly made and seconded it was:

**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.

**VOTE: Unanimous in favor**

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

Town Manager Klimm gave a brief overview.

Upon motion duly made and seconded, it was:

**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.

**VOTE: Unanimous in favor**

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

Upon motion duly made and seconded, it was voted to refer this item to a public hearing on June 5, 2008.

**VOTE: Unanimous in favor**

**2008-157 APPOINTMENTS TO A BOARD/COMMITTEE/COMMISSION**

Upon motion duly made and seconded it was voted to refer this item to a second reading.

**VOTE: Majority in Favor**

- ✓ Councilor Munafo asked about the ZBA appointment and if it was a full member (yes). He asked that the name of John T. Norman be placed into nomination for this position.
- ✓ Councilor Barton said she wished the councilors would give the appointments committee the opportunity to do their job.
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**SCHOOL WORKSHOP**

Supt. Patricia Grenier reviewed the core values that include that all children have the right to every opportunity to achieve full potential. She reviewed district goals. She said kids are first and money is second. Grenier had dinner with seniors from each of the villages, so she got a perspective from each. All of the students are going to college from Harvard to Fisher. The valedictorian remarked that there is everything that anyone could ever want in a school right here. Grenier gave the history of the budget

throughout the year. She is presenting a budget with a 3.8% increase and they are reducing over 31 positions.

Enrollment continues to decline. Our grants support about 75 positions. We did put a reserve amount into the budget because we do plan tightly and there is unpredictability in a budget.

School Chair Ralph Cahoon said we want level service in 2010. We feel that we have a budget in place that we can carry through for the next two years. We maintained \$1M in the reserve account.

- ✓ Councilor Munafo asked about the reserve account. Grenier showed a slide on what has been used for schools over the years. We had to use over \$3M to fund the school budget.
- ✓ Councilor Milne asked about the comfort level – is this going to be a sustainable fact. Grenier said we have a concern – 30 positions is a lot to lose and is analogous to the frog in the frying pan – you turn it up a degree or two at a time and the frog does not know he is dying. We are not unlike all other schools. It is a concern. It is about kids and the kids will get a good education.
- ✓ Finance Director Mark Milne said we are after structural balance in the budget – we can mitigate the cuts. To go more than 30 positions would be disastrous. We need to put in a structural balance. The \$1M balance in the savings will grow. Investments have gone down.
- ✓ Councilor Rugo said it saddens him to lose the positions. He feels the 60/40 split may not be correct. There is a problem here. We are losing more teachers than we should. When is the negotiation for the salaries (every 3 years). He noted the raises on the school side went way up which was different from the town side. This needs to be remedied. Contract negotiations will start next fall.
- ✓ Councilor Tinsley asked how many were from retirement or relocations of the 31 positions being reduced. Grenier answered that six will be retirements that will not be filled. She gave the explanation of the moving of the nurses so that all schools would have at least one nurse available.
- ✓ Councilor Munafo thanked Supt. Grenier for her willingness to work within guidelines.

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| <b>2008-134    APPROPRIATION - EDUCATION BUDGET</b> |
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Upon motion duly made and seconded, it was voted to go in to a public hearing for the purpose of discussing the above named item.

**VOTE:** Majority in favor

No comments.

Upon motion duly made and seconded it was voted to go out of the public hearing at:

**VOTE:** Majority in favor

Upon motion duly made and seconded, it was

**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

**VOTE: ROLL CALL - 10 yes**

**School Committee Chair Cahoon thanked all involved in the process.**

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| <b>2008-132    APPROPRIATION - POLICE DEPARTMENT BUDGET</b> |
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Manager Klimm summarized the budget and changes

Upon motion duly made and seconded, it was voted to go in to a public hearing for the purpose of discussing the above named item.

**VOTE:** Majority in favor

No comment.

Upon motion duly made and seconded it was voted to go out of the public hearing:

**VOTE: Majority in favor**

Upon motion duly made and seconded, it was

**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.

**VOTE: ROLL CALL - 10 yes**

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| <b>2008-133    APPROPRIATION - BARNSTABLE MUNICIPAL AIRPORT<br/>ENTERPRISE FUND BUDGET</b> |
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Manager Klimm identified the budget changes

Upon motion duly made and seconded, it was voted to go in to a public hearing for the purpose of discussing the above named item.

**VOTE:** Majority in favor

No comment.

Upon motion duly made and seconded it was voted to go out of the public hearing.

**VOTE:** Majority in favor

- ✓ Councilor Munafo asked if there are any new sources of revenues coming forth. Airport Director Quincy Doc Mosby said there are no new sources. Councilor Milne noted the large number of cars that park at the old Chilis and the TJ Maxx plaza. People are crossing the street at a dangerous place. Mosby said some other actions need to happen and hopefully within about 2 weeks we hope to have it resolved.
- ✓ Councilor Tinsley said that has been a problem since day one – it is not a recent problem. Until the property changes it will be a problem.
- ✓ Councilor Munafo asked if the airport gets additional revenues if more cars park in their lot. The airport gets revenue from the company that runs the parking lot; it is based on a formula and it does affect us.

Upon motion duly made and seconded, it was

**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.

**VOTE: ROLL CALL – 10 yes**

### **Growth Management Budget Presentation:**

Town Manager Klimm gave the overview, and noted that this department has just about the same staffing that we had back in 2002.

Patty Daley, Director of Growth Management, gave the mission and showed the organizational chart within a Powerpoint presentation. She noted that 3 positions are funded by grants. She also identified the various aspects of the department such as comprehensive planning; community development; economic development, traffic and parking, property management, and regulatory review. They won a Smart Growth Award. They have been awarded over \$10M in grants. She highlighted some the FY2009 goals.

- ✓ Councilor Farnham asked if the LCP will be coming to the council in June? Yes.



- ✓ Councilor Munafo asked where the support for the boards comes from. Daley said it is mostly regulatory but some comes out of comprehensive.

Upon motion duly made and seconded it was voted to extend the time of the meeting until 11:10 p.m.

**VOTE: 8 yes 1 no 1 abstain.**

### **Town Council Budget Presentation.**

Town Manager Klimm gave a brief overview and noted that there are no staffing changes within the budget.

### **Town Manager Budget Presentation**

The Manager noted that the only increases are to cover contractual personnel increases.

### **Administrative Services Budget Presentation**

Manager Klimm noted that this department came in at 1.8% less than 2008. He described the personnel reductions as well as other deletions and additions.

**Upon a motion duly made and seconded it was unanimously voted to continue each of the following items to May 22, 2008, where the council will only vote on these budget items..**

**VOTE: Unanimous**

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| <b>2008-135 APPROPRIATION - DEPARTMENT OF PUBLIC WORKS GENERAL FUND BUDGET</b> |
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| <b>2008-136 APPROPRIATION – DEPT OF PUBLIC WORKS SOLID WASTE ENTERPRISE FUND BUDGET</b> |
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| <b>2008-137 APPROPRIATION – DEPT OF PUBLIC WORKS WATER POLUTION CONTROL ENTERPRISE FUND BUDGET</b> |
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| <b>2008-138 APPROPRIATION - DEPT OF PUBLIC WORKS WATER SUPPLY ENTERPRISE FUND BUDGET</b> |
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| <b>2008-139 APPROPRIATION – REGULATORY SERVICES BUDGET</b> |
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| <b>2008-140 APPROPRIATION - COMMUNITY SERVICES DEPARTMENT GENERAL FUND BUDGET</b> |
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**2008-141 APPROPRIATION COMMUNITY SERVICES GOLF COURSE  
ENTERPRISE FUND BUDGET**

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

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

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

**2008-145 APPROPRIATION – TOWN COUNCIL DEPARTMENT BUDGET**

**2008-146 APPROPRIATION – TOWN MANAGER DEPARTMENT BUDGET**

**2008-147 APPROPRIATION – ADMINISTRATIVE SERVICES DEPARTMENT  
BUDGET**

**2008-148 APPROPRIATION – OTHER REQUIREMENTS BUDGET**

**2008-149 REVOLVING FUNDS AUTHORIZATION**

**Council President Joakim suggested to councilors, if they have any budget questions to please contact the department heads this week before the budget votes on the 22<sup>nd</sup>.**

## **ADJOURNMENT**

Upon motion duly made and seconded, it was voted:  
**TO ADJOURN.**

**ADJOURNED. At 11:10 p.m.**

Respectfully submitted:

Linda E. Hutchenrider, MMC/CMMC  
Town Clerk/Town of Barnstable