



Town Council Meeting November 6, 2014



A quorum being duly present, Council President Jessica Rapp Grassetti called the November 6, 2014, Town Council meeting to order at 7:00 p.m. in the Hearing Room of Town Hall, 367 Main St., Hyannis, MA.

An announcement was made by President Rapp Grassetti regarding the meeting being televised live and questioning if anyone was actively taping the session to please make their presence known. This session is recorded and broadcast on Channel 18.

PRESENT: Ann Canedy, James Crocker, Jr., William Crocker, Jr., Jennifer Cullum, Sara Cushing, Debra Dagwan Jessica Rapp Grassetti, Paul Hebert, John Norman, Eric Steinhilber, James Tinsley, Jr., Philip Wallace. Absent: Frederick Chirigotis

The Pledge of Allegiance was led by President Rapp Grassetti, followed by a Moment of Silence.

PUBLIC COMMENT:

Heidi Nelson gave an overview of the "In From the Streets Fund." Nelson is looking for a letter of support from the Town Council to show to other towns what Barnstable donated.

Arlene Crosby spoke about the people that have been helped with the funds they have received from the Town of Barnstable for the "In From the Streets Fund."

Rob O'Leary spoke on behalf of the Bike Path extension as a critical piece that needs to happen. This is a great deal for the town and for the Cape.

Jackie Counsel spoke in favor of the Bike Path extension. It is a very big need, and a win/win situation.

Hilary Sandler spoke about the process to clean up the lead in the ground at the shooting range. Sandler asked the Council to consider the information in a report from the Interstate Technology and Regulatory Council which covers the remediation of soil at gun ranges (Exhibit A) Sandler suggested deeper sampling is needed.

Chris Joyce spoke to the fertilizer bill, biggest issue is the timing. Today's fertilizers are slow releasing, for the best results, can we push this to November 15th?

COUNCIL RESPONSE TO PUBLIC COMMENT:

Vice President Canedy asked to have a copy of the report presented by Hilary Sandler be given to DPW Director Dan Santos along with her comments in writing; and will be offering an amendment to the Fertilizer item.

Councilor Cullum – Duffy project of "In From the Streets" is very important for help in our own community and our people, looking for support from the Council.

Councilor Wallace regarding the lead deposits, he read from a report done in 2003. Concentration level

was very high; this area was cleaned up in 2009 by local constituents.

ACT ON MINUTES:

Upon a motion duly made and seconded it was voted to approve the draft minutes of the Town Council Strategic Planning session

VOTE: PASSES UNANIMOUS

Upon a motion duly made and seconded it was voted to approve the minutes of the October 16, 2014 meeting as written

VOTE: PASSES UNANIMOUS

COMMUNICATIONS – from elected officials, boards, committees, staff, commission reports, correspondence and announcements:

Councilors announced several meetings and events:

- Meetings with the School Committee regarding modular construction project and the Phase 2 and Phase 3
- Visit to the Duffy House
- Credit for Life Fair at Barnstable High School
- Recreation Commission meeting - boat building project – increasing fees
- Harbor Hawks update
- Roads Sub-Committee update
- Three Home Rule petitions have been signed by the Governor
- Working on a process to repair some private roads
- Update of work on the Barnstable Harbor Bulkhead
- Meetings with Osterville Association and Bay School Recreation Area
- Historical ways to water need to check deeds for ownership of rights of way
- Marstons Mills Village Association - the village concept
- Taste of the Mills fundraiser
- West Barnstable Civic Association fundraiser
- Congratulations to the winners and all candidates in the recent November State Election

ADOPTION OF TOWN COUNCIL STRATEGIC PLAN FY15:

A motion was made and duly seconded to adopt the Town Council's strategic plan of FY15 (Exhibit B)

VOTE: PASSES UNANIMOUS

DEPARTMENT OF PUBLIC WORKS CAPITAL PROJECT UPDATE, DANIEL SANTOS, P.E., DPW DIRECTOR:

Dan Santos, DPW Director gave a status update on the approved Capital Projects with a power point presentation. (Exhibit C)

VIEWPOINT - E PERMITTING

Introductions made by Town Manager, Thomas K Lynch. Assistant Town Manager, Mark Ells gave an overview of the E-permitting process. Ells is confident that this is the best functioning system for the Town of Barnstable.

**Item number 2015-043 taken out of order:

<p>2015-043 AUTHORIZATION FOR THE TOWN MANAGER TO ENTER INTO A FIVE CONTRACT WITH VIEWPOINT GOVERNMENT SOLUTIONS, INC. FOR THE PURPOSE OF ACQUIRING, IMPLEMENTING AND MAINTAINING E-PERMITTING SOFTWARE INTRO:11/06/14</p>

The rationale was given by Assistant Town Manager, Mark Ells. I.T Director, Dan Wood, Lawrie Peirson, and Carl Anderson from ViewPoint demonstrated the proposed system.

Councilor Discussion and Comment:

Can you start and save an application; [yes] if you trigger a variance for zoning how do departments communicate [work flow through the system] Is there a payment process [yes, through Paypal] Once an application is submitted does it provide a list of necessary documents [the system can have a check list] plans that are too big how do I submit that through the computer [the system starts the process; some larger documents may need to be hand carried to the Town.] What about security to protect the customer [checks and balances on a database] Is there something to prevent fraud [town responsibility] Performance bond, what protects the town if the company goes under [the IT department will have all the software] Is there a tutorial to put on the website [plans are in place to create a tutorial] does it interface with County organizations; if something has regional impact [no it does not at this time] Could you explain why a five year contract, what does the maintenance fee cover [standard length contract, the maintenance is the support of the system] once the resident has submitted an application and all the departments have signed off, do you print out your own building permit [can be emailed or printed out] how do you see the implementation [Director of Regulations, Richard Scali, responded the staff has been involved since the beginning of this process] any possibility that we could have Board of Health records involved in this [we will be working directly with View Point to get this information on line] Discuss the amount of money [implementation and the maintenance through the first year, maintenance each year]

Upon a motion duly made and seconded it was

RESOLVED: That the Town Council hereby authorizes the Town Manager to enter into a five year contract with ViewPoint Government Solutions Inc .for the purpose of acquiring, implementing and maintaining e permitting software

VOTE: PASSES 11 YES, 1 NO (NORMAN)

2015-030 APPROPRIATION ORDER OF \$211,544 FOR THE ACQUISITION AND IMPLEMENTATION OF E PERMITTING SOFTWARE INTRO: 10/16/14, 11/06/14

Open public hearing seeing no one close public hearing

Councilor Discussion and Comment:

Cloud based software, explain the 15 devices [the tablets for the inspectors in the field] Is there a communications plan to notify the public [yes, all the normal means of communication] On the purchase price are we getting only four months for the first year, what is the start date, when does the year start [the start date for support and maintenance begins once the town goes live] how interconnected would View Point be with our infrastructure; concerned about computer viruses [cloud based, just getting feeds from Assessors street listings; will not have a direct connection] would you be able to come to Association meetings to share this product information [yes, happy to do presentations] reoccurring permits, will I be able to keep my permit in the system [could renew a license without recreating] will upgrades be necessary on our existing systems [no, we can utilize our systems in place, this is web based minimal traffic] will there be customer assistance if the resident runs into an error [a number at the Town of Barnstable]

Upon a motion duly made and seconded it was

ORDERED: That the sum of \$211,544 be appropriated from available funds in the General Fund for the purpose of acquiring and implementing ePermitting software

VOTE: PASSES 11 YES, 1 NO (NORMAN)

PRESENTATION ON TAX CLASSIFICATION BY DIRECTOR OF FINANCE, MARK A. MILNE/ DIRECTOR OF ASSESSING JEFF RUDZIAK gave a review of the fiscal year 2015 property tax levy and tax levy shifting and the steps that are taken to come up with the actual tax levy.(Exhibit D)

COUNCILOR DISCUSSION AND COMMENT:

How do you manage the mixed use buildings where does it fall [part of the building that is residential can qualify for the residential exemption]

**2015-027 TOWN COUNCIL RULE CHANGE REGARDING: AGENDA ORDER OF BUSINESS
INTRO: 10/16/14, 11/06/14**

Rationale given by President Rapp Grassetti

Upon a motion duly made and seconded it was

RESOLVED That the Town Council Rules are hereby amended by striking out Rule 5E and inserting in place thereof the following:

RULE 5E ORDER OF BUSINESS

At every regular meeting of the Town Council, the order of business shall be as follows:

1. Roll Call
2. Pledge of Allegiance
3. Moment of Silence
4. Public Comment
5. Council Response to Public Comment
6. Town Manager Communications
7. Act on Minutes (including Executive Session)
8. Communications from Elected Officials, Boards and Commissions, Staff, Correspondence, Announcements and Committee Reports
9. Orders of the Day - A. Old Business B. New Business
10. Adjournment.

VOTE: PASSES UNANIMOUS

2015-031 APPROPRIATION ORDER OF \$25,000 FOR THE INITIAL ENVIRONMENTAL ASSESSMENT AT THE WEST BARNSTABLE SHOOTING RANGE INTRO: 10/16/14, 11/06/14

Rationale given by DPW Director, Dan Santos

Open public hearing seeing no one close public hearing

COUNCILOR DISCUSSION AND COMMENT:

On the initial environmental assessment, are we anticipating additional assessments [there could be additional assessment depending on what is found] additional assessment would cost additional money [yes] who will be conducting the assessment; how will the public be notified regarding interviews [right now utilizing the town employees that had oversight of the property] Were you aware of the storm drain placed at the shooting range [no, not aware of that, but I will be looking into that] Is the sampling of soil only going to be one inch below the surface of the range; will they go deeper if it is warranted; [yes the intention is to pursue it where it takes us] confident what needs to be done will be done; will the sampling go deeper if materials have been turned underneath the topsoil [yes] if we decide to close the range how much would that cost [contaminated sight if you abandon it you have to clean it] how much would it cost to manage it if the range stays open; what is the time frame; how quickly would it be completed [within 45 or 60 days] we need an alternative plan to close the shooting range;

Upon a motion duly made and seconded it was

ORDERED: That the sum of \$25,000 be appropriated from available funds in the General Fund for the purpose of conducting an initial environmental assessment at the shooting range in order to develop a plan for the long-range remediation and management of the property.

VOTE: PASSES 12 YES

2015-032 TO SEE IF THE TOWN COUNCIL WILL AMEND THE GENERAL ORDINANCES BY ADDING A NEW CHAPTER 78 ON FERTILIZER INTRO: 10/16/14, 11/06/14

Open to a public hearing seeing no one close public hearing
Phil Boudreau gave the rationale and suggested an amendment;

Councilor Discussion and Comment:

How is the Board of Health going to handle the enforcement; [this is meant to educate the public] what is the mechanism for education [through the County Extension and the Town should be actively involved] calculated the cost to the landscapers [certified is automatic if you have one of many certifications] were local retailers involved in the retailer requirements [simply separating the phosphates from the non-phosphorous materials and posting a sign that indicates phosphates are harmful to the environment] enforcement with the retailers [enforcement is up to the Town, educate the store owners] crucial that we pass this to protect our waters; fertilizers are a big problem and a detriment to our waterways; support the requirements for the retailers; not comfortable with an ordinance that we are not going to enforce; educate people through the retailer; [Dr Miller: the professional applicators can go beyond in their judgment, the cut off date specifically applies to the non certified applicator]

A motion was made to amend 78-5B (2) by striking out the phrase "October 1" and substituting in its place the phrase "November 15."

Councilor Discussion and Comment

Trying to picture an absolute situation where this gets enforced; we should be banning phosphorus in our town that will actually help our waterways; this all but eliminates phosphorus from the town.[following what the scientist are telling us to do] Do you have any breakdown of people who use landscapers rather than do it themselves? [needs to be managed and controlled; the practices we have used in the past worked instead of using chemicals] taking baby steps, doing something is better than doing nothing; lets get rid of the three hundred (\$300.00) dollar fine and change it to a fifty (\$50.00) dollar fine, we have some work to do on this; not a single water department has told us we need to do this; if we remove the section that indicates non certified applicators, trying the education piece; would this harm our ability to go forward with the DCPC [anybody can become a certified applicator with education] how much would it be for someone to become certified; if we take out that section regarding non certified applicators; do an education program first; would we be in compliance with the DCPC; [that would not be consistent with the Commission's DCPC]

Upon a motion duly made and seconded it was

ORDERED: That the General Ordinances of the Code of the Town of Barnstable shall be amended by adding the following new Chapter 78 which will serve as the Town's Implementing Regulations pursuant to the Fertilizer Management District of Critical Planning Concern designation, Barnstable County Ordinance 13-07

VOTE: REFER TO A PUBLIC HEARING ON 11/20/14

2015-035 APPROPRIATION ORDER OF \$90,000 FROM THE SANDY NECK ENTERPRISE ACCOUNT SURPLUS FOR THE SANDY NECK DUNE NOURISHMENT PROGRAM INTRO: 11/06/2014

Upon a motion duly made and seconded it was 11-20-14

ORDERED: That the sum of ninety thousand dollars and no/100 (\$90,000.00) be appropriated from the Sandy Neck Enterprise Account Surplus funds for the purpose of funding protective sand placement for additional dune nourishment in front of the Sandy Neck parking lot and septic system.

VOTE: REFER TO A PUBLIC HEARING ON 11/20/14

2015-036 APPOINTMENTS TO A BOARD/COMMITTEE/COMMISSION INTRO: 11/06/14

Upon a motion duly made and seconded it was

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

COMPREHENSIVE FINANCIAL ADVISORY BOARD

John Schoenherr, 59 Bay Lane, Centerville as a regular member to a term expiring 6/30/15

COUNCIL ON AGING

MaryAnn Collins, 123 Connemara Circle, Hyannis as an associate member to a term expiring 6/30/17

GOLF COMMITTEE

Brian J. Conway, 31 White Pine Lane, Centerville as a regular member to a term expiring 6/30/16

PUBLIC WORKS COMMISSION

Albert B. Baker, 30 Wakeby Road, Marstons Mills as an associate member to a term expiring 6/30/17

RECREATION COMMISSION

Michael Ewald, 95 Milne Road, Osterville as a regular member to a term expiring 6/30/15

WATER POLLUTION CONTROL

Ed Eichner, 141 Pine Tree Drive, Centerville, as a regular member to a term expiring 6/30/17

ZONING BOARD OF APPEALS

Matthew Levesque, 72 Wheeler Road, Marstons Mills, as an associate member to a term expiring 6/30/17

Robin Young, 142 Great Bay Road, Osterville as an associate member to a term expiring 6/30/15

VOTE: TO A SECOND READING ON NOVEMBER 20, 2014-UNANIMOUS

2015-037 LETTER OF SUPPORT FOR THE DUFFY HEALTH CENTER'S "IN FROM THE STREETS" PROGRAM INTRO: 11/06/2014

Rationale given by Councilor Cullum

Upon a motion duly made and seconded it was

RESOLVED, that the Town Council, pursuant to the policy adopted under Town Council Order 2015-024, hereby approves sending a letter of support for the Duffy Health Center's "In From the Streets" program, a collaborative program with the town of Barnstable which offers Barnstable's most vulnerable homeless residents, including veterans, elderly men and women and the mentally ill, a temporary, safe place to live.

VOTE: PASSES UNANIMOUS

2015-038 ALLOCATION OF TAX LEVY FY15 – TAX FACTOR INTRO: 11/06/14

Upon a motion duly made and seconded it was

RESOLVED, that the Town Council hereby votes to classify the Town of Barnstable under the Classification Act at a Factor of 1 (one) for the fiscal year 2015.

VOTE: REFERRED TO A PUBLIC MEETING ON 11/20/2014-UNANIMOUS

2015-039 ALLOCATION OF TAX LEVY FY15 – RESIDENTIAL EXEMPTION INTRO: 11/06/14

Upon a motion duly made and seconded it was

RESOLVED, that the Town Council hereby votes to adopt a Residential Exemption at the percentage of 20% for fiscal year 2015.

VOTE: REFERRED TO A PUBLIC MEETING ON 11/20/2014-UNANIMOUS

**2014-040 ALLOCATION OF TAX LEVY FY15 – SMALL COMMERCIAL EXEMPTION INTRO:
11/06/2014**

Upon a motion duly made and seconded it was

RESOLVED, that the Town Council hereby votes not to adopt a Small Commercial Exemption for fiscal year 2015.

VOTE: REFERRED TO A PUBLIC MEETING ON 11/20/2014-UNANIMOUS

**2015-041 ACCEPTANCE OF COMMUNITY PRESERVATION LAND AND EASEMENT
CONVEYANCES AND GRANT OF CONSERVATION RESTRICTIONS FOR CAPE COD RAIL TRAIL
EXTENSION RIGHT OF WAY FROM YARMOUTH TOWN LINE TO INDEPENDENCE DRIVE, HYANNIS
INTRO 11/06/2014**

Rationale given by Lindsey Counsel (Exhibit E)

A motion was made and seconded to go beyond 11 PM

VOTE: 11 YES, 1 NO (TINSLEY)

Upon a motion duly made and seconded it was

ORDERED: That the Town accepts the following:

SECTION 1: Conveyance from the Commonwealth of Massachusetts, acting through the Division of Fisheries and Wildlife within the Department of Fish and Game, of an exclusive and perpetual right and easement to construct and maintain a twelve (12) foot wide, hard-surfaced shared use public pedestrian and bicycle path with three (3) foot soft shoulders on either side, and a parking area for up to ten (10) automobiles, together with cuts and fills, (hereinafter "the path") from the Yarmouth Town Line to Independence Drive in Hyannis upon, along, across and over the area owned by the Commonwealth and known as Hyannis Ponds Wildlife Management Area; and further that the Town be authorized to assign its rights to the Commonwealth upon assumption by the Commonwealth of maintenance and operation of the path. The exact boundaries of the easement shall be determined by the Town acting through the Town Manager and the commonwealth after completion of a survey in accordance with registry of deeds recording standards.

SECTION 2: That the Town accept conveyance from the Barnstable Housing Authority in fee simple the land containing 1.5 acres, more or less, further described as Lot 1 on a plan entitled "PLAN OF LAND IN BARNSTABLE, MA PREPARED FOR: BARNSTABLE WATER COMPANY" A. M. Wilson Associates, Inc. Scale: 1" = 200' date 11-15-1990 Job No: 2.0487.4, Sheet 1 of 1," and recorded in the Barnstable County Registry of Deeds in Plan Book 477, Page 66, also shown as Parcel 009 on Town of Barnstable Assessors Map 332 having a street address of 844 Mary Dunn Road, Hyannis.

SECTION 3: That the Town accept in the alternative either the grant of a fee simple ownership interest or a conservation restriction interest from the Trustee of the Cobb Trust in a 9.86 acre, more or less, portion of the land owned by the Cobb Trust having a street address of 755 Independence Drive, Hyannis shown on Assessors Map 332 as Parcel 010002 after completion of a survey of the restricted portion in accordance with registry of deeds recording standards for and in consideration of the sum of \$321,000 appropriated on March 27, 2008 in agenda item number 2008-112 as mitigation and further consideration for the grant of the easement in section 1.

SECTION 4: That, as mitigation and further consideration for the grant of the easement in section 1, the Town grant or assign, as the case may be, conservation restrictions to the Commonwealth of Massachusetts, acting through the Division of Fisheries and Wildlife within the Department of Fish and Game, on the following parcels of land:

a. Lot 1 described on plan entitled "PLAN OF LAND IN BARNSTABLE, MA PREPARED FOR: BARNSTABLE WATER COMPANY" A. M. Wilson Associates, Inc. Scale: 1" = 200' date 11-15-1990 Job No: 2.0487.4, Sheet 1 of 1, and recorded in the Barnstable County Registry of Deeds in Plan Book 477, Page 66 and also shown as Parcel 009 on Town of Barnstable Assessors Map 332 and containing 1.5 acres, more or less, with a street address of 844 Mary Dunn Road, Hyannis;

b. A lot shown as Parcel 005 on Town of Barnstable Assessors Map 332 and containing 0.6 acres, more or less, shown on plan recorded in said registry of deeds in Plan Book 340, Page 26 having a street address of 864 Mary Dunn Road, Hyannis and formerly owned by the Cobb Trust, now owned by the Town by deed recorded in said registry in Book 26130 Page 73;

c. A lot shown as Parcel 036 on Town of Barnstable Assessors Map 348 and containing 1.2 acres, more or less, located on the south side of the Mid-Cape Highway with a street address of 0 Mid Cape Highway (Route 6) formerly owned by the Cobb Trust, now owned by the Town by deed recorded in said registry in Book 25130, Page 73, Parcel 2;

d. A parcel containing 133 acres more or less being the eastern portion of Lot 2 on Plan 34248A with Certificate of Title No. 60006 starting from land now or formerly of Michael Burke and Lillian M. Atwood and Nyes Lane a/k/a Hinckley's Lane shown on Assessors Map 177 as Parcel 1 having a street address of 0 Hinckley's Lane, West Barnstable, formerly owned by Trustees of Meetinghouse Investment Fund, now owned by the Town of Barnstable for conservation purposes under Certificate of Title No. 76207; and

e. Grant or assign a conservation restriction on the parcel of land further described in section 3.

SECTION 5: That the Town Manager is authorized to execute, deliver, receive and record any documents on behalf of the Town for the grant and acceptance, as the case may be, of any of the interests in land further described in sections 1 through 4(e), and further to enter into contracts, subject to appropriation to the extent required, for survey and other services in the preparation and recording of plans as required for the conveyance or acceptance of any interest authorized by this order: provided, however, that no instrument be accepted, delivered or recorded so as to transfer any interest until after execution and delivery of either (a) a memorandum of agreement by the Commonwealth of Massachusetts Department of Fisheries and Wildlife for no further land interest mitigation or (b) a memorandum or agreement or understanding as-to-form for Zone I protection for one or two potential future public drinking water supply wells located on land of the Hyannis Water Supply Division shown on Assessors Map 331 as Parcel 003X01 pursuant to section A.2 of the Department of Environmental Protection policy 94-03 which Zone I would extend in whole or in part onto the adjacent publicly owned land of the Commonwealth of Massachusetts Department of Fisheries and Wildlife Hyannis Ponds Wildlife Management Area shown on Assessors Map 347 as Parcel 2.

SECTION 6: That the Town Manager submit a petition to the General Court of the of the Commonwealth for a special act approving the grant of the easement in section 1 and the conservation restrictions on parcels of land described in section 4, as follows.

“AN ACT AUTHORIZING THE COMMONWEALTH TO GRANT AN EASEMENT TO THE TOWN OF BARNSTABLE AND THE TOWN OF BARNSTABLE TO GRANT OR ASSIGN SEVERAL CONSERVATION RESTRICTIONS TO THE COMMONWEALTH

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to authorize forthwith the granting of an easement essential for further developing and extending the Cape Cod Rail Trail shared use pedestrian and bicycle path from its present terminus in the Town of Dennis through the Town of Yarmouth and to Independence Drive in the Town of Barnstable, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same as follows:

SECTION 1: Notwithstanding chapter 30B of the General Laws and sections 32 to 38, inclusive, of chapter 7C of the General Laws or any other general or special law to the contrary, the Commonwealth of Massachusetts, acting through the Division of Fisheries and Wildlife within the Department of Fish and Game, may grant to the Town of Barnstable, and the Town of Barnstable may acquire from the Commonwealth, a permanent exclusive easement for the right to enter, use, improve, operate, maintain, manage and assign the easement area as a shared use pedestrian and bicycle path as the easement area is more particularly defined in section 2. The parcel of land upon which the easement is to be granted was acquired by the Commonwealth for the purposes of protection of endangered species and habitat, natural habitat protection, fish and wildlife conservation and associated public recreation. The exact boundaries of the easement shall be determined by the Town and Commonwealth after completion of a survey in accordance with registry of deeds recording standards.

SECTION 2: In consideration of and as a condition of the grant of the easement authorized in section 1, and to ensure a no net loss of lands protected for the purposes for which the commonwealth acquired the land upon which the easement is to be granted, the Town of Barnstable is authorized to grant or assign, as the case may be, and the commonwealth acting through the Division of Fisheries and Wildlife within the Department of Fish and Game is authorized to acquire, conservation restrictions on the following parcels of land further described as follows.

a. Lot 1 described on plan entitled “PLAN OF LAND IN BARNSTABLE, MA PREPARED FOR: BARNSTABLE WATER COMPANY” A. M. Wilson Associates, Inc. Scale: 1” = 200’ date 11-15-1990 Job No: 2.0487.4, Sheet 1 of 1, and recorded in the Barnstable County Registry of Deeds in Plan Book 477, Page 66 and also shown as Parcel 009 on Town of Barnstable Assessors Map 332 and containing 1.5 acres, more or less, with a street address of 844 Mary Dunn Road, Hyannis;

b. A lot shown as Parcel 005 on Town of Barnstable Assessors Map 332 and containing 0.6 acres, more or less, shown on plan recorded in said registry of deeds in Plan Book 340, Page 26 having a street address of 864 Mary Dunn Road, Hyannis formerly owned by the Cobb Trust, now owned by the Town by deed recorded in said registry in Book 26130 Page 73;

c. A lot shown as Parcel 036 on Town of Barnstable Assessors Map 348 and containing 1.2 acres, more or less, located on the south side of the Mid-Cape Highway with a street address of 0 Mid Cape Highway

(Route 6) formerly owned by the Cobb Trust, now owned by the Town by deed recorded in said registry in Book 25130, Page 73, Parcel 2;

d. A parcel containing 133 acres more or less being the eastern portion of Lot 2 on Plan 34248A with Certificate of Title No. 60006 starting from land now or formerly of Michael Burke and Lillian M. Atwood and Nyes Lane a/k/a Hinckley's Lane shown on Assessors Map 177 as Parcel 1 having a street address of 0 Hinckley's Lane, West Barnstable, formerly owned by Trustees of Meetinghouse Investment Fund, now owned by the Town of Barnstable for conservation purposes under Certificate of Title No. 76207; and further

e. Grant or assign a conservation restriction on a 9.86 acre, more or less, portion of the land owned by the Cobb Trust having a street address of 755 Independence Drive, Hyannis shown on Assessors Map 332 as Parcel 010002, after completion of a survey of the restricted portion in accordance with registry of deeds recording standards."

VOTE: PASSES UNANIMOUS

2015-042 APPROPRIATION AND LOAN ORDER OF \$200,000 FOR THE ACQUISITION OF GOLF COURSE MAINTENANCE EQUIPMENT INTRO: 11/06/2014

Upon a motion duly made and seconded it was

ORDERED: That the sum of \$200,000.00 be appropriated for the purpose of funding the acquisition of golf course maintenance equipment, and that to meet this appropriation, the Town Treasurer, with the approval of the Town Manager, is authorized to borrow \$200,000.00, 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: REFERRED TO A PUBLIC HEARING ON NOVEMBER 20, 2014-UNANIMOUS

TOWN MANAGER COMMUNICATIONS:

- ENF form is complete and in the Town Managers office
- Bridgewater State University - Cape Cod Campus
- Waiver for the Coastal
- Veterans Day Parade

ADJOURNMENT:

Upon a motion duly made and seconded it was

VOTED to adjourn:

Unanimous

Adjourned at 11:00 PM

Respectfully submitted,

Ann M. Quirk, CMC
Town Clerk – Town of Barnstable

NEXT REGULAR MEETING: November 20, 2014

EXHIBITS:

- A. Interstate Technology and Regulatory Council Report
- B. Town Council Strategic Plan FY 2015
- C. Barnstable Capital Projects Update – DPW
- D. FY 2015 Tax Bill Classification & Exemptions
- E. Cape Cod Rail Trail Extension