



Town Council Meeting
February 25, 2016



25, **A** quorum being duly present, Council President Jessica Rapp Grasseti called the February 2016, 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 Grasseti 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: Frederick Chirigotis (7:05 PM), James Crocker, Jr., William Crocker, Jr., Jennifer Cullum, Sara Cushing, Debra Dagwan, John Flores, Jessica Rapp Grasseti, Paul Hebert, John Norman, Eric Steinhilber, James Tinsley, Jr., Philip Wallace.

The Pledge of Allegiance was led by President Rapp Grasseti, followed by a moment of silence for the family of Herb Skane, who was a proud Korean War veteran and member of the Osterville United Methodist Church.

PUBLIC COMMENT:

Alan Goddard mentioned the upcoming Hyannis Fire District Election Meeting Day on Saturday, April 9th from 10:00am – 2:00 PM. He discussed the new proposed fire station and urged residents to stop by the current Hyannis Fire Station for a tour.

John Jope, Vice President, Council on Aging, discussed the board membership and felt the alternate person should be kept on file.

Patrick Page spoke about his issues regarding containments on the road near his well. He mentioned upcoming tests on his soil and added he would bring the results back to Council. (Exhibit A)

COUNCIL RESPONSE TO PUBLIC COMMENT:

Councilor Dagwan mentioned after deliberation she was now supporting the Hyannis Fire Station renovations.

TOWN MANAGER COMMUNICATIONS:

Mark Ells, Assistant Town Manager was in attendance on behalf of Tom Lynch

Mark Milne discussed the bond sale for the \$16.6 million dollar bonds to finance Fiscal Year 2016 Capitol Improvement Program which received AAA Bond Rating; affirmed AAA Ratings on all General Obligation Bonds and assigned a SP1Plus Rating for Bond Anticipation Note which was utilized to fund the Carbon Filtration Plant improvements for Hyannis Water System, which was floated until matter is resolved with the County.

Five Police Sergeants

Fiscal Year Fee Hearings

Sandy Neck Beach Park

Route 6 Exit Signs Proposed Changes

Community College Water Pollution Control

Councilor questions and comments:

Letter expressing concern with renaming the exit signs should be sent from President Rapp Grasseti.

ACT ON MINUTES: Upon a motion duly made and seconded it was voted to approve the minutes of the February 11, 2016 meeting as amended.

VOTE: PASSES 11 YES 2 ABSTAIN (Cushing and Norman)

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

- **The Barnstable Youth Commission Annual Report presented by Brendan Clark, Chairman, Youth Commission.**

Brendan Clarke, Chairman of the Youth Commission, Caleb Sonnabend and Alianna De Barrows, Youth Committee Members, gave an overview of the PowerPoint presentation. They discussed the past year's successful events, new funding and future programs. (Exhibit B)

2016-074 AMENDING THE ADMINISTRATIVE CODE, CHAPTER 241, ARTICLE III, MULTIPLE MEMBER APPOINTIVE ORGANIZATIONS: CHAPTER 241-9 COUNCIL ON AGING. INTRO: 02/11/16, 02/25/16.

Lynne Poyant, Community Services Director, gave the rationale. She spoke about updating the by-laws by reducing the membership to nine members and keeping an alternate members and two associate members.

Upon a motion duly made and seconded it was

ORDERED: That the General Ordinances of the Code of the Town of Barnstable, Chapter 241-9A, Council on Aging, Term of Office, be amended by striking out the number thirteen (13) in the first sentence therein and by substituting in its place the number nine (9).

So that §241-9A as amended shall read as follows:

241-9 Council on Aging

Term of office: There shall be a Council on Aging consisting of three member classifications: nine (9) regular members, one (1) alternate member, and two (2) associate members. The alternate member may serve on committees and will have voting rights at meetings if there is an absence of a regular member. Associate members may serve on committees, but have no voting privileges if a regular member is absent.

VOTE: PASSES UNANIMOUS

2016-075 APPROPRIATION AND TRANSFER ORDER IN THE AMOUNT OF \$85,000.00 FROM THE COMMUNITY PRESERVATION FUND FOR HISTORIC PRESEVATION AND RESTORATION OF THE OLDE COLONIAL COURTHOUSE, ROUTE 6A (MAIN STREET) AND RENDEZVOUS LANE, BARNSTABLE. INTRO: 02/11/16, 02/25/16

Conflict of Interest Disclosures were given to the Town Clerk from President Jessica Rapp Grassetti, Councilor John Flores, and Councilor James Crocker.

Lindsey Council gave the rationale. He mentioned his support regarding utilizing funds to restore the Olde Colonial Courthouse.

Open Public Hearing

Joe Berlandi, Tails of Cape Cod, President urged Council to accept this item as the historic courthouse needed the funding for the preservation and restoration of the building.

Close Public Hearing

Councilor questions and comments:

What commitment financially has Tails of Cape Cod given to the Olde Courthouse? [Revenue is based on dues – we cannot spend money we do not have but members donate their time] What other funding is available to Tails of Cape Cod? [Matching grant from Mass Cultural Council dependent on acquiring grant from Town] Preservation and restoration of the building will be in four phases over the next five years. Three letters of support were in Council's Packet. (Exhibit C)

Upon a motion duly made and seconded it was

ORDERED: That pursuant to the provisions of the Community Preservation Act, G.L. c 44B, the sum of Eighty-Five Thousand and NO/100 (\$85,000.00) Dollars be appropriated for the preservation and restoration of the Olde Colonial Courthouse, located at 3046 Main Street (Route 6A) and Rendezvous Lane, Barnstable; and that to fund this appropriation, the amount of \$11,267 be transferred from the amount set aside for historic preservation in the Community Preservation Fund and the sum of \$73,733 be transferred from the undesignated funds in the Community Preservation Fund. Preservation and rehabilitation methods include roof, gutters, siding, foundation, electrical system, porch and chimney repairs and removal; to be secured by an historic preservation restriction; that the Town Manager is authorized to expend the amounts appropriated for the stated purposes contingent on the awarding of a Massachusetts Cultural Council grant in the matching amount of \$85,000.00 representing the other 50% of a project total of \$170,000.00; and that the Town Manager is authorized to obtain, execute and record a historic preservation restriction on behalf of the town.

VOTE: PASSES 10 YES 3 NO (Chirigotis, Norman and Steinhilber)

2016-076 APPROPRIATION AND TRANSFER ORDER IN THE AMOUNT OF \$15,000 FROM THE BISMORE PARK SPECIAL REVENUE FUND FOR MAINTENANCE REPAIRS TO THE SHANTY BOARDWALK AT BISMORE PARK. INTRO: 02/11/16, 02/25/16

Jo Anne Buntich Miller gave the rationale.

Open Public Hearing seeing no one close Public Hearing.

Councilor questions and comments:

What are the materials used in the construction? [Composite material for decking and cedar and pine boards for the shanties] Is there a maintenance plan? [Five year plan with funding from capital assests]

Upon a motion duly made and seconded it was

ORDERED: That the sum of \$15,000 be appropriated for the purpose of funding maintenance repairs and related costs for Bismore Park; and to meet this appropriation, that \$15,000 be transferred from the Bismore Park Special Revenue Fund.

VOTE: PASSES 13 YES

2016-077 AMEND THE GENERAL CODE OF THE TOWN OF BARNSTABLE CHAPTER 1-7 SETTING THE SCHEDULE OF CONSUMER AFFAIRS FEE SCHEDULE CHANGES TO BE IN EFFECT IN THE TOWN OF BARNSTABLE. INTRO: 02/25/16

Upon a motion duly made and seconded it was moved to a Public Hearing on April 7, 2016.

VOTE: PASSES UNANIMOUS

2016-078 ACCEPTANCE OF A GRANT IN THE AMOUNT OF \$24,850.00 FROM THE STANTON FOUNDATION FOR DESIGN AND PERMITTING FOR A NEW DOG PARK LOCATED AT HATHAWAY'S POND HYANNIS INTRO: 02/25/16

Dan Santos, Public Works Director gave the rationale.

Upon a motion duly made and seconded it was

ORDERED, that the Town Council hereby accepts a grant award in the amount of \$24,850.00 from the Stanton Foundation for the design and permitting of a new dog park at Hathaway's Pond and that the Town Manager is authorized to expend the grant monies for the purpose specified therein.

VOTE: PASSES UNANIMOUS

2016-079 APPROVING THE APPOINTMENT OF THE TOWN COUNCIL ADMINISTRATIVE ASSISTANT, KELLY CRAHAN. INTRO: 02/25/16

Cindy Lovell, Administrator for the Town Council gave the rationale. She explained the position was 16 hours with no benefits and there were 55 applicants. She introduced Kelly Crahan as the new part-time Administrative Assistant for the Town Council.

Upon a motion duly made and seconded it was

RESOLVED: Approving the appointment of the Administrative Assistant for the Town Council, Kelly Crahan, in accordance with the Town's compensation plan for a Grade 8, Step 1.

VOTE: PASSES UNANIMOUS

2016-080 AUTHORIZATION OF A TAX FINANCING AGREEMENT FOR THE PROPERTY LOCATED AT 867 IYANNOUGH ROAD, HYANNIS, MAP 294, PARCEL 017. INTRO: 02/25/2016

Jo Anne Buntich Miller, Growth Management Director, gave the rationale.

Councilor James Crocker recused himself from this agenda item and left the dais at approximately 8:30 PM.

Councilor questions and comments:

How many jobs will be created? [24 permanent full-time jobs] (Exhibit E) Property is a ground lease until 2084 [the new owners own the improvements not the land] The Tax Increment Financing Agreement between the Town of Barnstable and K Hyannis Hospitality (applicant) must also be approved by the Massachusetts Economic Assistance Coordinating Council. Their meeting is March 11, 2016. [If Town does not agree before the March 11, 2016 deadline and property has 80% completion then the tax incentive will fail.] Why is the Town Council just now hearing about this agreement? [The Property was first discussed in August 2013 internally/administratively now with increased open meeting laws the committee needed to discuss the agreement at a public meeting.]

Upon a motion duly made and seconded the agenda item was continued to a Second Reading on March 24, 2016.

VOTE: PASSES 9 YES 3 NO (Dagwan, Wallace and Steinhilber) 1 ABSTAIN (Crocker (J))

Councilor James Crocker returned to the dais at approximately 9:23 PM

RESOLVED: That the Town Council hereby approves for the property within the Barnstable County Economic Target Area (ETA) located at 867 Iyannough Road, Hyannis, Map 294, Parcel 017, the Tax Increment Financing Agreement (the "TIF Agreement") between the Town of Barnstable and K Hyannis Hospitality, LLC (Applicant) substantially in the form as presented to the Town Council and the Tax Increment Financing Plan pursuant to GL c. 40, §59. And further, the Town Council authorizes the Town Manager to submit the TIF Agreement and Tax Increment Financing Plan pursuant to GL c. 40, §59 to the Massachusetts Economic Assistance Coordinating Council (EACC) as described in the TIF Agreement and to take such other actions as may be necessary to obtain approval the TIF Agreement and he Tax Increment Financing Plan and to implement the TIF Agreement.

ADJOURNMENT:

Upon a motion duly made and seconded it was
VOTED to adjourn:

Adjourned at 9:25 PM

Respectfully submitted,

Janet E. Murphy
Assistant Town Clerk – Town of Barnstable

NEXT REGULAR MEETING: March 24, 2016

EXHIBITS:

- A. Patrick Paige Photos
- B. Youth Commission PowerPoint Presentation
- C. Three Letters of Support for the Community Preservation Committee's Request
- D. Pictures of Boardwalk Improvements
- E. Workforce Analysis for Tax Increment Financing Agreement