



Town Council Meeting
June 16, 2016



A quorum being duly present, Council President Jessica Rapp Grassetti called the June 16, 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 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: Frederick Chirigotis, James Crocker, Jr. (7:51 P.M.), William Crocker, Jr., Jennifer Cullum, Debra Dagwan, John Flores, Jessica Rapp Grassetti, Paul Hebert, John Norman, Eric Steinhilber, James Tinsley, Jr., Philip Wallace. **Absent:** Sara Cushing.

The Pledge of Allegiance was led by President Rapp Grassetti, followed by a moment of silence for the victims, families, friends, and first responders of the City of Orlando, Florida.

PUBLIC COMMENT:

Chris Kehoe, Chair of the Greater Hyannis Chamber of Commerce, spoke about the upcoming 22nd Annual Father's Day Car Show on Sunday, June 19th, 2016. He said they were expecting as many as 80,000 spectators with close to 400 cars. He thanked personnel, town departments and various companies who had helped with the preparation and clean up for the car show. He added that Main Street would be shut down from 8:30 am to 2:30 pm for the event.

Close public comment

COUNCIL RESPONSE TO PUBLIC COMMENT: None

TOWN MANAGER COMMUNICATIONS:

- Bond Refinancing
- Hyannis Water System
 - Dan Santos, Director of Public Works, discussed the PFOS/PFOA contamination of the Mary Dunn well. He mentioned by July 4th the carbon filtration system for the Mary Dunn well affected would be working. He added the Town was receiving water from the Town of Yarmouth and was providing bottled water to those residents who wanted it.

Councilor questions and comments:

Is the toxic contaminates leaking from one site or different sites? [the source of the contaminates is the County's Fire Training Academy]

- Calendar Year 2016 Action Plan (Exhibit A)
- Tom Lynch Proclamation – Council thanked Tom Lynch for all his years of service to the Town.

ACT ON MINUTES: Upon a motion duly made and seconded it was voted to approve the minutes of the June 2, 2016 meeting.

VOTE: PASSES UNANIMOUS

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

Noticed a pamphlet concerning development on Sea Street and Pleasant Street - Please preserve the Sea Street and Pleasant Street neighborhood. Applicants who are interested in serving on the Board of Health please apply engineering and septic systems backgrounds a plus. Upcoming Hyannis Events: June 29th Walk on Wednesday – meet at JFK Museum at 6:30 PM; July 4th Parade people can rides bicycles in the parade; July 19th Puppet show at the Library; July 20th Kalmus Beach walk and picnic.

- **Martin J. Flynn Scholarship Awards**

The following students received \$400 dollar scholarships from the Martin J. Flynn Scholarship: Miranda Belanger – Merrimack College; Mia Crawley –Salem State University; Alicia Creswell – University of Mass Amherst; Alexander Damiecki – Babson College; Georgina Duffy-Hetzel – Fitchburg State University; Kristie Eddy – Emmanuel College; Sean Ford – Curry College; Ian Steenstra – Rensselaer Polytechnic Institute; Alexa Wilson – Southern Connecticut State University; Andrew Wiseman – Wentworth Institute of technology.

<p>2016-054 AMENDING THE CODE PART I GENERAL ORDINANCES, CHAPTER 240 ZONING OF THE TOWN OF BARNSTABLE TO INCLUDE A HYANNIS PARKING OVERLAY DISTRICT INTRO: 12/03/15, 03/24/16, 05/05/16, 06/16/16</p>
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This item was withdrawn with the understanding future changes will be made to this agenda item.

Upon a motion that was duly made and seconded agenda item 2016 – 054 was withdrawn
VOTE: PASSES UNANIMOUS

<p>2016-122 APPROPRIATION ORDER IN THE AMOUNT \$63,119,885 FOR THE PURPOSE OF FUNDING THE TOWN'S FY 2017 BARNSTABLE PUBLIC SCHOOLS BUDGET INTRO: 05/19/16, 06/02/16, 06/16/16</p>
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William Butler, Interim Superintendent of Schools, introduced Gareth Markwell, Assistant Finance Director who gave the rationale utilizing a PowerPoint Presentation. He discussed class size, enrichment opportunities, student demographics, enrollment, operating budget, budget expenditures, major changes, future ideas, accomplishments and accountability designations. [Exhibit B]

Open public hearing seeing no one closed public hearing.

Councilor James Crocker arrived approximately at 7:51 P.M.

Councilor questions and comments

Where is the funding coming from regarding a one time expenditures of \$20,000 [money is from District Savings Account] How many of the children passed the offered 24 Advanced Placement classes [100 percent of students taking the exams] How many and which languages are being taught at Barnstable High School [five languages French, Spanish, Latin, Greek and Mandarin]

Upon a motion duly made and seconded it was

ORDERED: That the sum **\$63,119,885** be appropriated for the purpose of funding the Town's FY 2017 Barnstable Public Schools budget, and that to meet this appropriation that **\$63,119,885** be raised from current year revenues as presented to the Town Council by the Town Manager.

VOTE: PASSES 12 YES

2016-131 APPROPRIATION ORDER IN THE AMOUNT \$9,127,160 FOR THE PURPOSE OF FUNDING THE TOWN'S FISCAL YEAR 2017 DEPARTMENT OF PUBLIC WORKS GENERAL FUND BUDGET INTRO 05/19/2016, 06/02/2016 and 06/19/2016

Dan Santos, Director of Public Works gave the rationale. He mentioned budget highlights and accomplishments.

Open public hearing seeing no one close public hearing

Councilor questions and comments

There seems to be a significant cost increase in fees. The Town should look at Pay as you go ideas. Is the GPS systems installed in the trucks? [yes installed for snow and ice information] Private haulers have changed their pricing. We need to look at acquiring a new weigh scale

Upon a motion duly made and seconded it was

ORDERED: That the sum of **\$9,127,160** be appropriated for the purpose of funding the Town's Fiscal Year 2017 Department of Public Works General Fund budget, and to meet such appropriation, that **\$9,056,590** be raised from current year revenue, **\$45,570** be transferred from the Embarkation Fee Special Revenue Fund and **\$25,000** be transferred from the Bismore Park Special Revenue Fund, as presented to the Town Council by the Town Manager.

VOTE: PASSES 12 YES

2016-132 APPROPRIATION ORDER IN THE AMOUNT \$3,403,815 FOR THE PURPOSE OF FUNDING THE TOWN'S FISCAL YEAR 2017 DEPARTMENT OF PUBLIC WORKS SOLID WASTE ENTERPRISE FUND BUDGET INTRO: 05/19/16, 06/02/16, 06/16/16

Dan Santos, Director of Public Works gave the rationale.

Open public hearing seeing no one close public hearing

Upon a motion duly made and seconded it was

ORDERED: That the sum of **\$3,403,815** be appropriated for the purpose of funding the Town's Fiscal Year 2017 Department of Public Works Solid Waste Enterprise Fund budget, and to meet such appropriation that **\$3,077,007** be raised from current year

revenues by the solid waste facility, and that **\$326,808** be transferred from the Solid Waste Enterprise Fund reserves, as presented to the Town Council by the Town Manager.

VOTE: PASSES 12 YES

2016-133 APPROPRIATION ORDER IN THE AMOUNT \$4,692,412 FOR THE PURPOSE OF FUNDING THE TOWN'S FISCAL YEAR 2017 DEPARTMENT OF PUBLIC WORKS WATER POLLUTION CONTROL ENTERPRISE FUND BUDGET INTRO: 05/19/16, 06/02/16, 06/16/16

Open public hearing seeing no one close public hearing

Upon a motion duly made and seconded it was

ORDERED: That the sum of **\$4,692,412** to be appropriated for the purpose of funding the Town's Fiscal Year 2017 Department of Public Works Water Pollution Control Enterprise Fund budget, and to meet such appropriation that **\$4,692,412** be raised from current year revenues by the Water Pollution Control Facility, as presented to the Town Council by the Town Manager.

VOTE: PASSES 12 YES

2016-134 APPROPRIATION ORDER IN THE AMOUNT \$5,270,312 FOR THE PURPOSE OF FUNDING THE TOWN'S FISCAL YEAR 2017 DEPARTMENT OF PUBLIC WORKS WATER SUPPLY ENTERPRISE FUND BUDGET INTRO: 05/19/16, 06/02/16, 06/16/16

Open public hearing seeing no one close public hearing

Upon a motion duly made and seconded it was

ORDERED: That the sum of **\$5,270,312** be appropriated for the purpose of funding the Town's Fiscal Year 2017 Department of Public Works Water Supply Enterprise Fund budget, and to meet such appropriation that **\$5,270,312** be raised from current year revenues by the Water Supply Enterprise Fund operations, as presented to the Town Council by the Town Manager.

VOTE: PASSES 12 YES

2016-139 APPROPRIATION ORDER IN THE AMOUNT \$9,172,108 FOR THE PURPOSE OF FUNDING THE TOWN'S FISCAL YEAR 2017 GENERAL FUND DEBT SERVICE BUDGET INTRO: 05/19/16, 06/02/16, 06/16/16

Mark Milne, Director of Finance gave the rationale.

Open to public hearing seeing no one close public hearing

Upon a motion duly made and seconded it was

ORDERED: That the sum of **\$9,172,108** be appropriated for the purpose of funding the Town's Fiscal Year 2017 General Fund Debt Service budget, and to meet such appropriation, that **\$9,059,925** be raised from current year revenue, and that **\$59,283** be transferred from the Embarkation Fee Special Revenue Fund, and that **\$52,900** be transferred from the Bismore Park Special Revenue Fund, as presented to the Town Council by the Town Manager.

VOTE: PASSES 12 YES

2016-140 APPROPRIATION ORDER IN THE AMOUNT \$1,900,990 FOR THE PURPOSE OF FUNDING THE TOWN'S FISCAL YEAR 2017 LIBRARY AND TOURISM GRANT BUDGETS INTRO: 05/19/16, 06/02/16, 06/16/16

Mark Milne, Director of Finance gave the rationale.
Open to public hearing

Gloria Rudman, Chair of the Library Committee, discussed the seven libraries their utilization by the large senior population, students and residents. The programs offered varied from special programs for students, to the availability of computers for residents, archival documents, as well lecture series.

Chris Kehoe, Chair of the Greater Hyannis Chamber of Commerce, spoke in support of the agenda item. He mentioned this funding allows for promotion and marketing of the seven libraries as well as other events like the Annual Father's Day Car Show.

Close public hearing

Councilor questions and comments

The seven libraries system is doing a great job and Council is proud of all its accomplishments.

Upon a motion duly made and seconded it was

ORDERED: That the sum of **\$1,900,990** be raised and appropriated for the purpose of funding the Town's Fiscal Year 2017 Library and Tourism Grant budgets as presented to the Town Council by the Town Manager

VOTE: PASSES 11 YES 1 ABSTAIN (Crocker W)

2016-141 APPROPRIATION ORDER IN THE AMOUNT \$9,070,842 FOR THE PURPOSE OF FUNDING THE TOWN'S FISCAL YEAR 2017 INSURANCE, ASSESSMENTS, TRANSFERS AND OTHER FIXED COSTS BUDGETS INTRO: 05/19/16, 06/02/16, 06/16/16

Open to public hearing seeing no one close public hearing

Councilor questions and comments

Who wrote the insurance policies? [Dowling and O'Neil Insurance Agency]

Upon a motion duly made and seconded it was

ORDERED: That the sum of **\$9,070,842** be raised and appropriated for the purpose of funding the Town's Fiscal Year 2017 Insurance, Assessments, Transfers and Other Fixed Costs budgets as presented to the Town Council by the Town Manager, and that the following sums be transferred from the Town's Enterprise Funds for the purpose of reimbursing administrative, employee benefit and insurance costs budgeted within the General Fund:

Water Pollution Control	\$444,872
Solid Waste	\$303,625
Water Supply	\$124,632

Airport	\$817,344
Golf Course	\$250,000
Marinas	\$61,044
Sandy Neck	\$86,520

And further, that the sum of **\$1,500,000** be transferred from the General Fund reserves all for the purpose of funding the Town's Fiscal Year 2017 General Fund budget as presented to the Town Council by the Town Manager.

VOTE: PASSES 12 YES

2016-142 PURSUANT TO THE PROVISIONS OF M. G. L. C. 44B § 6, FOR THE FISCAL YEAR ENDING JUNE 30, 2017, THE FOLLOWING SUMS OF THE ANNUAL REVENUES OF THE COMMUNITY PRESERVATION FUND BE SET ASIDE FOR FURTHER APPROPRIATION AND EXPENDITURE FOR THE FOLLOWING PURPOSES INTRO: 05/19/16, 06/02/16, 06/16/16

Mark Milne, Director of Finance, gave the rationale
Open public hearing seeing no one close public hearing

Councilor questions and comments

What comprises the administrative expenses of \$150,000? [a part-time person, appraisals and other professional services as well as office supplies]

Upon a motion duly made and seconded it was

ORDERED: That, pursuant to the provisions of G. L. c. 44B § 6, for the Fiscal Year ending June 30, 2017, the following sums of the annual revenues of the Community Preservation Fund be set aside for further appropriation and expenditure for the following purposes: **\$393,660** for open space and recreation; **\$393,660** for historic resources; **\$393,660** for community housing; **\$418,896** for a budget reserve, and that the sum of **\$150,000** be appropriated from the annual revenues of the Community Preservation Fund for the administrative expenses the Community Preservation Committee, to be expended under the direction of the Town Manager, or the Community Preservation Committee with the prior approval of the Town Manager.

VOTE: PASSES 12 YES

2016-143 APPROPRIATION ORDER IN THE AMOUNT OF \$2,285,118 FOR THE PURPOSE OF PAYING THE FISCAL YEAR 2017 COMMUNITY PRESERVATION FUND DEBT SERVICE REQUIREMENTS INTRO: 05/19/16, 06/02/16, 06/16/16

Mark Milne, Director of Finance, gave the rationale.
Open public hearing seeing no one close public hearing

Upon a motion duly made and seconded it was

ORDERED: That the Town Council hereby appropriate **\$2,285,118** for the purpose of paying the Fiscal Year 2017 Community Preservation Fund debt service requirements, and to meet such appropriation, that **\$2,186,724** be provided from current year revenues of the Community Preservation Fund and that **\$98,394** be provided from the reserve for the historic preservation program within the Community Preservation Fund.

VOTE: PASSES 12 YES

2016-144 AUTHORIZING EXPENDITURE OF COMCAST LICENSING FEES FOR THE FUNDING OF THE PUBLIC, EDUCATIONAL AND GOVERNMENT (PEG) ACCESS CHANNELS INTRO: 05/19/16, 06/02/16, 06/16/16

Mark Milne, Director of Finance, gave the rationale.
Open public hearing seeing no one close public hearing

Upon a motion duly made and seconded it was

RESOLVED: That the Town Council hereby authorizes the Town Manager to expend funds for the Fiscal Year 2017 operation of Public, Educational and Government access channels from licensing fees provided in the cable licensing agreement with Comcast, as signed by the Town Manager on June 8, 2008.

VOTE: PASSES 12 YES

2016-145 REVOLVING FUNDS AUTHORIZATION ORDER INTRO: 05/19/16, 06/02/16, 06/16/16

Mark Milne, Director of Finance, gave the rationale. He noted this agenda item was an authorization of resolve fund paid for by fees.
Open public hearing seeing no one close public hearing

Upon a motion duly made and seconded it was

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 2017:

Fund	Revenue Source	Dept. Officer Authorized To Expend Funds	Use of Fund	Total Expenditure Limit FY 2017
Classroom Education Fund	Program registration fees	Senior Services Director	Salaries, benefits, expenses, contract services to operate program	\$65,000
Recreation Program Fund	Program registration fees	Leisure Services Director	Salaries, benefits, expenses, contract services to operate program	\$500,000
Shellfish Propagation Fund	Fees from permits	Natural Resources Director	Salaries, benefits, expenses, contract services, shellfish equipment to operate program	\$200,000
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 of Regulatory Services	Salaries, benefits, expenses, contract services to operate program	\$350,000
Geographic Information Technology Fund	Fees for GIS maps & reports	Information Technology Director	Salaries, benefits, expenses, contract services to operate program	\$10,000
Arts and Culture Program Fund	Shanty revenue, gifts & contributions for arts culture	Growth Management Director	Expenses related to arts and culture program	\$50,000
			Total	\$1,325,000

VOTE: PASSES 12 YES

2016-164 ACCEPTANCE OF A GIFT OF \$3,750 TO THE BARNSTABLE RECREATION DIVISION FROM STURGIS CHARTER PUBLIC SCHOOL FOR FENCING ALONG THE PLAYER BENCHES AT LOPES FIELD INTRO: 06/16/16

Lynne Poyant, Director of Community Services, gave the rationale.
 Open public hearing seeing no one close public hearing

Upon a motion duly made and seconded it was
RESOLVED: That the Town of Barnstable hereby accepts a gift of **\$3,750** from Sturgis Charter Public School for fencing along the player benches at Lopes Field.
VOTE: PASSES 12 YES

Reorder the agenda items to take agenda item 2016-166 after 2016-164. Agenda item 2016 – 165 will be taken after the Executive Session regarding strategy sessions under M.G.L. c. 30a.

2016-166 AMENDING THE CODE PART I GENERAL ORDINANCES, CHAPTER 240 ZONING OF THE TOWN OF BARNSTABLE TO INCLUDE A HYANNIS PARKING OVERLAY DISTRICT INTRO: 06/16/16

Upon a motion duly made and seconded it was
ORDERED: That Code of the Town of Barnstable, Part I General Ordinances, Chapter 240 Zoning be amended as follows:

SECTION 1

By amending Section 240-6 the Zoning Map, to create a new overlay zoning district known as “Hyannis Parking Overlay District” which includes the area shown on the reference map entitled “Hyannis Parking Overlay District”, dated November 30, 2015, prepared by the Town of Barnstable GIS Department.

SECTION 2

By amending Section 240-5, Establishment of Districts, by adding under the heading “Overlay Districts” the term “Hyannis Parking Overlay District”

SECTION 3

Re-numerate sections as follows:

240-24.1.10 to 240-24.1.11
240-24.1.11 to 240-24.1.12
240-24.1.12 to 240-24.1.13

SECTION 4

These amendments are adopted pursuant to and in furtherance of the provisions of Chapter 240, Article II of the Zoning Ordinance, Section 240-24.10, Hyannis Parking Overlay District

240-24.1.10 Hyannis Parking Overlay District (HPOD)

240-24.1.10 Purposes and Intent.

- A. This section allows as of right permitting for land located south of Main Street in Hyannis which land has some legal pre-existing nonconforming status or was licensed as of May 1, 2014 as an open air parking lot involving the temporary storage of vehicles. The scope of such uses would otherwise have to be clarified through a quasi-judicial or regulatory process. The purpose of this section is to:
- (1) Clarify this land use and create as of right permitting for land now used as open air parking lots and located south of Main Street in Hyannis;
 - (2) Protect the safety of the users of the lot and the general public through site development standards providing constant access for emergency responders;
 - (3) Ensure safe access to structures for emergency responders;
 - (4) Protect adjacent property from nuisance which may result from the operation of cars and parking off streets;
 - (5) Enhance and protect the visual quality of the Hyannis harbor area;
 - (6) Reduce congestion on lot access streets which also serve residential areas;
and
 - (7) Contribute to traffic safety by ensuring orderly access to and egress from such lots.

240-24.1.10.2 Relationship to underlying districts and regulations.

- A. The Hyannis Parking Overlay District (HPOD) shall overlay all underlying districts so that any parcel of land lying in the HPOD shall also lie in the zoning district or districts in which it is otherwise classified by this chapter.

B. All regulations of the underlying zoning district(s) shall apply within the HPOD to the extent that they are not inconsistent with the specific provisions of this section 240-24.10. To the extent the provisions of this section 240-24.10 are in conflict with or are inconsistent with other provisions of this chapter, the provisions of this section 240-24.10 shall govern and prevail even if such other provisions are more restrictive than those set forth in this section 240-24.10.

240-24.1.10.3 Definitions

Aisle - An aisle is that portion of the Commercial Surface Parking Lot circulation area providing safe and constant access for emergency responders and access to parking spaces for lot patrons. Aisle area is calculated exclusive of any other area on the lot such as driveway, parking stalls, and attendant areas.

Commercial Surface Parking Lot - The commercial parking of vehicles where parking is a principal use on the property. Commercial surface parking lots shall not include structures, fully or partially enclosed, that accommodate vehicle parking spaces. Non-commercial trucks, vans and other vehicles not exceeding 7.5 feet may use a Commercial Surface Parking Lot.

Emergency Access Aisles and Fire Lanes – Aisles, unobstructed at all times, for the safe and immediate access of emergency response vehicles. At no time shall any portion of a designated Emergency Access Aisle be used for parking or storing vehicles for any length of time no matter how short.

Kiosk – A structure, which may be temporary or seasonal, located on the Commercial Surface Parking Lot from which parking transactions are conducted.

Parking Attendant – An employee of the Commercial Surface Parking Lot available to customers to park and retrieve vehicles within the licensed lot.

Remote Parking Sites – Sites accommodating excess parking for HPOD parking lots that are located in another area of Hyannis where such parking use is allowed. Such remote parking lots shall be permitted and licensed only in connection with the HPOD parking lot.

Second Principal Use – A second principal use, lawfully permitted and established at the time of the adoption of this ordinance, may share a parcel with a Commercial Surface Parking Lot.

Stacked Parking: Parking of vehicles in a line or stack that may be up to three vehicles deep at a Commercial Surface Parking Lot. The lot operator shall have an attendant present to move vehicles out of the stack at all times that the lot is open for vehicle pick-up by vehicle owners.

240-24.1.10.4 Permitted Uses

- A. Principle Uses.
Commercial Surface Parking Lot

240-24.1.10.5 Site Development Standards

(A) Access Management

- (1) Entrance and exit driveways shall be a minimum of fourteen (14) feet wide for one-way use only and a minimum of twenty (20) feet wide for two-way use and shall be delineated.
- (2) Driveways shall be located so as to minimize conflict with traffic on public streets and where good visibility and sight distances are available to observe approaching pedestrian and vehicular traffic.

(B) Parking Spaces

(1) Computation

- (a) Within the property boundaries the number of parking spaces is limited only by the required dimensions for parking spaces, aisles, emergency access aisles, and fire lanes.
- (b) Where another principal use, lawfully permitted and established at the time of the adoption of this ordinance, is located on the same parcel as the Commercial Surface Parking Lot the number of parking spaces required to support that use shall be deducted from the number of spaces for the Commercial Surface Parking Lot use; provided that the number of Commercial Surface Parking spaces shall not exceed the number determined as of the effective date of this ordinance, even if any other principal use is subsequently discontinued.
- (c) Where another principal use not located on the same parcel as the Commercial Surface Parking Lot uses some of the Lot's spaces as shared parking for the off lot use, those spaces shall be deducted from the zoning and licensing number of spaces for the Commercial Surface Parking Lot; provided that the number of Commercial Surface Parking spaces shall not exceed the number determined as of the effective date of this ordinance, even if any shared parking use is subsequently discontinued.
- (d) Up to 10% of parking spaces may be designed for and allocated to compact spaces.
- (e) Parking facilities shall provide specially designated parking spaces according to 521 CMR the Architectural Access Board.

(2) Dimensions

- (a) Non-compact spaces 9' X 18'
- (b) Compact spaces 6' x 14'

(3) Demarcation

- (a) The lot owner shall submit to the Building Commissioner a plan of the Commercial Surface Parking lot drawn and stamped by a Registered Professional Land Surveyor, known as the "record parking plan." Any changes to the lot boundaries or internal configuration shall require that a new record parking plan be prepared and filed in the same manner. All property lines and Emergency Access Aisles and Fire Lanes shall be marked as shown on the record parking plan. In addition to showing the number of spaces that can be accommodated according to the dimensions herein, such plan shall depict demarcations for emergency access aisles through a method permanently affixed to the ground and approved by the Building Commissioner and Fire Safety Official.
- (b) Wheel stops and/or striping shall be installed and maintained to mark each permitted parking space. Stacked parking spaces shall be marked using ground mounted delineators or other demarcation.

- (c) Property boundaries for properties abutting other separately owned properties shall be marked with fencing or other means as may be approved by the Building Commissioner.

B. Stacked Parking

- (1) Stacked parking in compliance with Section 240-24.10.4 B. may be permitted subject to the approval of the Building Commissioner and the Fire Safety Official.
- (2) Lots using stacked parking configurations shall have a full-time attendant supervising the lot and to enable owner access to vehicles at all times.

C. Aisle Width

- (1) Unless otherwise provided for in this section, parking lots shall be designed so that each motor vehicle is able to proceed to and from the parking space provided without requiring the moving of any other motor vehicle.
- (2) All angle parking shall have one way circulation with an aisle width of at least 14 feet.
- (3) Fire lanes and emergency access aisles shall be provided as required by the Building Commissioner and the Fire Safety Official.

D. Lot Circulation

- (1) Dead end aisles including but not limited to emergency access aisles, and fire lanes are prohibited.

E. Landscaping and Fencing

- (1) Parking lots shall install perimeter landscaping area along street frontages.
- (2) Fencing other than split rail fencing is prohibited.

- F. Lighting** - Lighting shall not cause glare for motorists, pedestrians or neighboring premises. Full cut-off light fixtures shall be used in which no more than 2.5% of the total output is emitted at 90° from the vertical pole or building wall on which it is mounted.

- G. Signage** – Signage provisions rely on the requirements of the underlying zoning district or on rights that may be vested in the property as determined by the Building Commissioner.

H. Accessory Structures

- (1) Parking Lot Kiosk - A kiosk for parking lot attendants and/or business needs may be allowed. Kiosks are typically located at the main entrance(s) to or exit(s) from the lot. Each kiosk shall not exceed 150 SF in gross floor area and shall be located so as not to interfere with fire lanes, emergency access aisles, or site circulation. Kiosks shall include temporary sanitary facilities for employees. In no case shall the temporary sanitary facility be visible from any public way. Such structures shall be subject to applicable code or other permitting requirements and shall not host other principal or accessory uses such as retail without the required approvals.
- (2) Trash receptacles – all lots shall provide accommodations for client and employee trash. Trash receptacles and/or dumpsters shall be located near

each Parking Lot Kiosk as may be required by the Building Commissioner and the Fire Safety Official. In no case shall the receptacles be visible from any public way.

Section 5

Amend Section 240-51 Location of Parking Spaces by deleting the words ,”except that in the MA-1 Business District, parking spaces may be located on another lot within 500 feet of the use, provided that no parking lot shall be created by the demolition of buildings within the MA-2 Business District, OR Office Residential District, or buildings with frontage on Main Street in the MA-1 Business District” from existing Section 240-51:

By re-numerating Section 240-51 to Section 240-51 A, and

By adding new Section 240-51 B. as follows:

Section 240-51 Location of Parking Spaces

- A. All off-street parking spaces required by this article shall be located on the same lot as the use for which such spaces are required, except that in nonresidential districts, parking spaces may be located on another lot within 300 feet of, and in the same zoning district as, the use for which such spaces are required.
- B. Parking facilities, including those governed by Sections 240-24.1.11 (as re-numerated herein). Site Development Standards Subsection A.(4) [4] [d] and Section 240-24.1.10 Hyannis Parking Overlay District may operate parking lots in other locations and propose shuttle service to transport patrons from these remote lots to their desired destination. Such proposals shall be subject to Site Plan Review.

Section 6

Amend Section 240-128 Definitions by adding the following definition:

Shuttle Service – Use of a multi-passenger vehicle to shuttle parking lot patrons between remote parking lots, parking facilities, and transportation terminals.

VOTE: refer to Joint Public Hearing with Planning Board on 07/21/2016 - unanimous

<p>2016-167 APPROPRIATION ORDER IN THE AMOUNT OF \$6,425.00 COMMUNITY PRESERVATION FUNDS FOR SOUTH CONGREGATIONAL CHURCH, CENTERVILLE HISTORICAL BURYING GROUND, 565 MAIN STREET, CENTERVILLE, MA PRESERVATION, RESTORATION AND CONSERVATION INTRO: 06-16-16</p>

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 Six Thousand Four Hundred Twenty-Five and NO/100 (**\$6,425.00**) Dollars be appropriated and transferred from the amount set aside in the Community Preservation Fund, for a grant to South Congregational Church for the professional preservation, restoration and conservation of 33 of 140 church burying ground headstones most in need; and that the Town Manager is authorized to contract for and expend the appropriation made available and execute and record documents on behalf of the Town for this purpose, subject to the oversight by the Community Preservation Committee.

VOTE: refer to Public Hearing on 07/21/2016 – unanimous

2016-168 APPROPRIATION ORDER \$125,000 COMMUNITY PRESERVATION FUNDS FOR PROPOSED BARNSTABLE LITTLE LEAGUE BASEBALL FIELD FENWAY CAPE COD, 165 BEARSE'S WAY, HYANNIS INTRO: 06/16/16

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 One Hundred Twenty-Five Thousand and NO/100 (**\$125,000.00**) Dollars be appropriated and transferred from the amount set aside in the Community Preservation Fund for a grant to Barnstable Little League to help support the construction of a new regulation Little League field for their 6-8 year old instructional Farm League children located at the Lyndon Paul Lorusso Baseball Complex on Bearse's Way, Hyannis (**Fencing needs to be open (chain link, etc.)**); and that the Town Manager is authorized to contract for and expend the appropriation made available and execute and record documents on behalf of the Town for this purpose, subject to the oversight by the Community Preservation Committee.

VOTE: refer to Public Hearing on 07/21/2016 – unanimous

2016-169 APPROPRIATION ORDER IN THE AMOUNT OF \$200,000.00 COMMUNITY PRESERVATION FUNDS FOR HABITAT FOR HUMANITY OF CAPE COD AFFORDABLE HOUSING, 536 RIVER ROAD, MARSTONS MILLS, MA INTRO: 06/16/16

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 Two Hundred Thousand and NO/100 (**\$200,000.00**) Dollars be appropriated and transferred from the amount set aside for community resources in the Community Preservation Fund, for a grant to Habitat for Humanity, Inc. for the acquisition, creation and support of up to four single-family, 3 bedroom homes in a proposed new Habitat neighborhood of affordable homes on a 5.9 acre locus at 536 River Road, Marstons Mills, MA; and that the Town Manager is authorized to contract for and expend the appropriation made available and execute and record documents on behalf of the Town for this purpose to be secured by grant agreements, regulatory agreements, deed riders, title insurance policies, notes and mortgages, subject to the oversight of the Community Preservation Committee.

VOTE: refer to Public Hearing on 07/21/2016 – unanimous

2016-170 APPROPRIATION ORDER IN THE AMOUNT OF \$68,035.00 COMMUNITY PRESERVATION FUNDS FOR COTUIT LIBRARY ASSOCIATION (GATEWAY II ACCESSIBILITY PROJECT) , 871 MAIN STREET, COTUIT, MA INTRO: 06/16/16

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 Sixty Eight Thousand Thirty-Five and NO/100 (**\$68,035.00**) Dollars be appropriated and transferred from the amount set aside in the Community Preservation Fund representing a portion of the total cost of **\$215,147.00**, for a grant to the Cotuit Library Association for the restoration of a chimney; installation of an American Disability Act (ADA) complaint Garaventa Genesis Vertical Lift; ADA complaint access, and ADA complaint restrooms.; and that the Town Manager is authorized to contract for and expend the appropriation made available and execute and record documents on behalf of the

Town for this purpose, subject to the oversight by the Community Preservation Committee
VOTE: refer to Public Hearing on 07/21/2016 – unanimous

2016-171 APPROPRIATION ORDER IN THE AMOUNT OF \$137,528 COMMUNITY PRESERVATION FUNDS FOR TOWN-WIDE COMPREHENSIVE RECREATION FIELDS EVALUATION INTRO: 06/16/16

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 One Hundred Thirty-Seven Thousand Five Hundred Twenty-Eight and NO/100 (**\$137,528.00**) Dollars be appropriated and transferred from the amount set aside in the Community Preservation Fund for open space for the acquisition, creation, rehabilitation and restoration of land for active recreational use; and that the Town Manager is authorized to contract for and expend the amount appropriated under the direction of the Department of Public Works for a Twenty (20) year strategic plan to determine the needs for outdoor active recreation, the types of outdoor facilities suitable to meet the needs, the relationship of current outdoor facilities to the projected needs, and the types of any future land acquisitions desirable to meet the projected needs, subject to oversight by the Community Preservation Committee.

VOTE: refer to Public Hearing on 07/21/2016 – unanimous

Upon a motion duly made and seconded it was VOTED to go into Executive Session under M.G.L. c. 30A, § 21 (2) to conduct a strategy session in preparation for negotiations with Mark Ells (non-union personnel) and/or to conduct contract negotiations with Mark Ells (non-union personnel) and return to open session to ratify agenda item 2016-165.

VOTE: ROLL CALL - PASSES 12 YES (9:46 P.M.)

2016-165 APPROVAL OF A CONTRACT FOR MARK S. ELLS AS THE BARNSTABLE TOWN MANAGER, AND ITS EXECUTION INTRO: 06/16/16

Upon a motion duly made and seconded it was

RESOLVED: That the Town Council approves a contract for Mark S. Ells to serve as Town Manager and authorizes the Council President to sign on behalf of the Council and the Town of Barnstable.

VOTE: ROLL CALL- PASSES 12 YES

Upon a motion duly made and seconded it was VOTED to go into Executive Session under M.G.L. c. 30A, § 21 (2) to discuss strategy with respect to potential litigation against Barnstable County involving contamination to Hyannis wells from the Barnstable County Fire Training Academy, and not to reconvene in open session following the conclusion of the Executive Sessions.

VOTE: ROLL CALL - PASSES 12 YES (9:52 P.M.)

Upon a motion duly made and seconded it was

ADJOURNMENT:

Upon a motion duly made and seconded it was

VOTED to adjourn:

Adjourned at 9:52 PM

Respectfully submitted,

Janet E. Murphy
Assistant Town Clerk/Town of Barnstable

NEXT REGULAR MEETING: July 21, 2016

EXHIBITS:

- A. Calendar Year 2016 Action Plan
- B. Fiscal Year 2017 Operating Budget