

Town Council Meeting
October 20, 2016



A quorum being duly present, Council President Jessica Rapp Grassetti called the October 20, 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., William Crocker, Jr., Jennifer Cullum, Sara Cushing, Debra Dagwan, Jessica Rapp Grassetti, Paul Hebert, John Norman, Eric Steinhilber, James Tinsley, Jr., Philip Wallace. **ABSENT:** John Flores.

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

PUBLIC COMMENT:

Kevin Turner spoke about the November 8th, 2016 ballot question #2. He commented on the issue of the money leaving the public school system.

Michael Moynihan discussed water quality and the removal of nitrogen from the bays and ocean. He also spoke about drinking water. He suggested Council listen to the upcoming presentation and hoped they would spend the money to keep the water quality great.

Close Public Comment

COUNCIL RESPONSE TO PUBLIC COMMENT:

Eric Steinhilber explained he was voting yes on ballot question #2 stating we have a choice and the charter schools help raise the other school curriculum's.

Debra Dagwan said she was voting no on ballot question #2. She felt variety is great but money spent on charter schools might not be spent on public schools. She noted there was school choice in the public school system and Barnstable schools had 12 different languages spoken in the school. She hoped the Barnstable school system would not be disadvantaged by possible lack of funding.

Paul Hebert felt ballot question #2 was a difficult decision to make but would vote no for the sake of the Barnstable school system.

Fred Chirigotis was not a proponent of ballot question #2. He felt the destabilization was already unfair by the division of funding. He added the problem is mandates without funding.

Sara Cushing said she was voting no on ballot question #2 because when children leave the school system the funding follows them and it creates more financial burden on the school system.

John Norman said he was voting yes on ballot question #2. He supported school system choice but felt if the school was not educating the child then the funding should go with the child.

TOWN MANAGER COMMUNICATIONS:

Mark Ells, Town Manager gave a summary of his items (Exhibit A):

Homeless Meeting with Lieutenant Governor Karyn Polito

Shooting range

Relocation of Hyannis water system wells

Representative Keating

Cape Light Compact

Health insurance plans

Debra Blanchett gave an overview of the possible healthcare plans for Town employees. She discussed the HMO plan, PPO plan and HSA plan. She added there was a two percent cost sharing saving with bargaining. She noted the HSA plan would be owned by the employee. (Exhibit B)

ACT ON MINUTES: Upon a motion duly made and seconded it was voted to approve the minutes of the October 6, 2016 meeting.

VOTE: PASSES UNANIMOUS

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

Debra Dagwan mentioned the Hyannis Open Street Day – October 23 from noon to 4:00 p.m. from Ocean Street to Sea Street.

Paul Hebert spoke about the Cape and Island Conference in November which would have a discussion on the Open Meeting Law.

Jessica Rapp Grassetti discussed the early voting on Saturday, October 29, 2016 at the Barnstable Police Station from 8:00 a. m. to 2:00 p.m.

Presentation by Sia Karplus of Science Wares on the benefits of an Aquaculture program

Lindsey Counsell introduced Sia Karplus. Sia Karplus gave an overview of her PowerPoint Presentation. She discussed oysters and quahogs and their benefit to removing the nitrogen and reducing the algae in water. She highlighted her work

in the Town of Falmouth. She noted the oyster and quahog planting was not the only option for clean the water but was a critical component of the solution. She added the oyster and quahog planting would also an economic boost to the area.

Councilor questions and comments:

Are the oyster planting single or do they self-propagate (no single) If the nitrogen is reduced do you then reduce the oysters (no always grow oysters as part of an overall comprehensive plan) Need to find the money and staff to grow and maintain the oyster plantings possibly through the sewer account fund. Please include Stewart Creek as well in this conversation for clean water. Plan is a good one should have started earlier. Great food source and employment opportunities.

2016-154	AMEND ZONING ORDINANCE, ARTICLE V ACCESSORY USES § 240-43 BY ADDING SECTION 243-43.1 AND AMEND SECTION 240-46 SECTION B. (12) INTRO: 05/05/16, 07/21/16, 09/15/16, 10/20/16
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Councilor Will Crocker asked for a continuation of this agenda item to November 17, 2016.

Upon a motion duly made and seconded it was

ORDERED: Section 1 of the Order. That the Zoning Ordinance, Article V Accessory Uses be amended by adding new section 240-43.1 to Section 240-43 as follows:

240-43.1 Commercial Vehicles Accessory to Principal Residential Use

The continued and regular parking of one (1) commercial vehicle owned or operated by a resident of the premises is permitted by right in all zoning districts.

- A. Only one (1) commercial vehicle is allowed per lot.
- B. All such commercial vehicles shall be parked in a driveway or an enclosed structure. In no case shall such vehicles be parked on the street.
- C. For the purposes of this section, permitted Commercial Vehicles shall not include tractor trailers, or construction vehicles including but not limited to backhoes, bulldozers and dump trucks.
- D. Overnight storage of multi-passenger commercial vehicles is prohibited.
- E. Vehicles temporarily on the premises due to permitted building or site work that is continuing in good faith are allowed.
- F. Nothing in this section shall be construed as authorization for the conducting of a business on the premises

Section 2 of the Order. That the Zoning Ordinance, Article V Accessory Uses 240-46, Section B. (12) Home Occupation be amended a follows:

Add new sentence at the end of the section as follows: "In no case shall there be more than one commercial vehicle per lot."

So that the amended Section 240-46, section B. (12) reads:

B. (12) There are no commercial vehicles related to the customary home occupation, other than one van or one truck not to exceed one-ton capacity, and one trailer not to exceed 20 feet in length and not to exceed four tires, parked on the same lot containing the customary home occupation. In no case, shall there be more than one commercial vehicle per lot.

VOTE: CONTINUED TO NOVEMBER 17, 016 TOWN COUNCIL MEETING -PASSES UNANIMOUS

2017-023 APPROPRIATION ORDER IN THE AMOUNT OF \$16,810.00 COMMUNITY PRESERVATION FUNDS FOR HISTORIC PRESERVATION AND RESTORATION OF THE DOTTRIDGE HOMESTEAD PRESERVATION PROJECT (PHASE II), MAP 034 PARCEL 051, HISTORICAL SOCIETY OF SANTUIT & COTUIT, 1148 MAIN STREET, COTUIT, MA. INTRO: 09/29/16, 10/06/16, 10/20/16

President Jessica Rapp Grasseti recused herself from this agenda item.

Lindsey Counsel gave the rationale. Beth Johnson Vice-President of the historical society of Santuit and Cotuit, discussed Phase I's donations, funding and Annual Appeal. Open Public Hearing and seeing no one close Public Hearing.

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 Sixteen thousand Eight hundred and Ten dollars (**\$16,810.00**) Dollars be appropriated and transferred from the amount set aside for historic preservation in the Community Preservation Fund to be expended for a portion of the preservation and restoration of the Dottridge Homestead, Map 034 Parcel 051, 1148 Main Street, Cotuit, including replacement of cedar shingles and corner boards on all sides of the house, a new bulkhead door, a new back door entry, restoration of the keeping room fireplace, window re-glazing and repair and a custom fence reproduction; and that the Town Manager is authorized to expend the amounts appropriated for the stated purposes contingent on satisfactory proof of private contributions of an additional \$9,640.00 towards the total project cost of \$26,450.00 and to obtain, execute and record an historic preservation restriction on behalf of the Town.

VOTE: PASSES UNANIMOUS

2017-026 APPOINTMENTS TO A BOARD/COMMITTEE/COMMISSION. INTRO: 10/20/16

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: **Board of Governors of the Steamship Authority:** Robert R. Jones, as a representative member of Barnstable, to a term expiring 12/17.

Library Committee: Margaret Sutphin, 44 Fox Run, Centerville, as a member to a term expiring 6/30/17. **Planning Board:** Steven Costello, 255 Scudder Road, Osterville as a regular member to a term expiring 6/30/18.

VOTE: REFERED TO SECOND READING NOVEMBER 3, 2016 PASSES UNANIMOUS

2017-027 AUTHORIZATION OF SCHOOL TRANSPORTATION CONTRACT IN EXCESS OF THREE YEARS INTRO: 10/20/16
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Mark Well Deputy Finance Director gave the rationale. He discussed the contract options and terms.

Upon a motion duly made and seconded it was

RESOLVED: That the Town Council authorizes the School Committee to solicit and award a contract for regular and extracurricular school transportation for a term of up to ten years beginning July 1, 2017.

VOTE: PASSES UNANIMOUS

Upon a motion duly made and seconded it was VOTED to go into Executive Session under Executive Session Massachusetts General Law. c. 30A §21(a) (1) to review the Open Meeting Law Complaint filed by Gary Lopez on October 3, 2016 and not to reconvene in Open Session.

VOTE: ROLL CALL - PASSES 12 YES (9:10 P.M.)

ADJOURNMENT:

Upon a motion duly made and seconded it was

VOTED to adjourn:

Adjourned at 9:10 p.m.

Respectfully submitted,

Janet E. Murphy
Assistant Town Clerk

NEXT REGULAR MEETING: November 3, 2016

EXHIBITS:

- A Town Manager Update
- B Draft Shellfish Planning
- C Cape Cod Municipal Health Group