



Town Council Meeting
July 18, 2024



A quorum being duly present, President Felicia Penn called the July 18, 2024, Town Council meeting to order at 6:00 PM.

An announcement was made by President Penn 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 8 or Channel 1072.

PRESENT: Charles Bloom, Seth Burdick, Kristine Clark, John Crow, Matthew Levesque, Betty Ludtke, Paul Neary, Jeffrey Mendes, Felicia Penn, Paula Schnepf, Craig Tamash, Kristin Terkelsen **Absent:** Gordon Starr

Vice President Craig Tamash invited veteran Bob Kilmartin (Colonel retired) to the podium to lead the Pledge of Allegiance. President Penn asked for a Moment of Silence to remember Gloria Rudman, former Councilor and Selectmen Board member. She asked you to also remember those close to you.

PUBLIC COMMENT:

In-Person:

Patricia Conway felt there were many red flags with the wind project. She noted the electrical cables were located in the warmest waters and with the electrical cables the water temperature would only increase. She added this would accelerate climate change and questioned where the fish would go. She suggested Osterville should secede from the Town of Barnstable.

Chuck Tuttle spoke about the closing of the southside beaches on Nantucket due to the turbine blade incident. He wondered what would happen with the substations in our aqua fields should they have an incident. He urged the Town Council not to grant wind project access to Dowses Beach.

Joanne O'Connor felt the wind project was wrong for Barnstable. It is dangerous and it will affect our fish.

Maryanne Barbosa thanked Jeanie Morrison for coordinating the Juneteenth celebration. She felt an opportunity was missed during the event. She hoped the event would shed light on what people of color endure and help the community to be conscious of these inequalities.

Susanne Conley spoke about the Eastham meeting she attended. She mentioned she had received a letter from Michael Judge, from the Office of Energy & Environmental Affairs (EEA). She noted Michael Judge had no idea about the wattage of electricity in the wind project cables.

Larry Morin felt the executive sessions were secret and there was no transparency. He urged

the Council to stop the secrecy and abide by the Open Meeting Law. He questioned why the taxpayer is paying for Anderson & Kreiger.

Brian Covell spoke about the blade shattering in Nantucket Sound. He hoped the Council would keep in mind this incident when deciding on the wind projects.

Heather Swenson questioned what was happening to our Cape Cod. Centerville has become over industrialized.

Peter Hanson thanked everyone who is continuing to fight Avangrid. He explained he was shocked and disappointed at the Town Council for voting in favor of the wind project. He noted the drinking water supply and our wells needed to be protected.

Cliff Carroll felt Avangrid was lying about the meeting and location of the broken blade. The Open Meeting Law complaint, the electrical cables, the broken blade and the gallon of dielectric fluids issues were tearing the town and the council apart. We need to work together.

Marleece Lyon commented that the traffic was terrible. She felt the traffic problems could be solved with a bucket of paint. She acknowledged that there were bigger problems the Town was dealing with, which included the wind projects and housing. But she urged the Council not to forget about traffic.

Ken Barry attended the Eastham meeting as well. He spoke from the perspective of a fisherman, noting that with the wind project on the cape will destroy a food source industry.

Zoom:

Roberta Mauch said she had attended the Nantucket meeting. She urged the Council to stop the Lockness project, the Woods Hole experiment with dumping sodium hydroxide into our waters. She explained no one wanted the fiberglass in our waters. We should be focusing on bus service for our elderly population.

In-Person:

Cliff Carroll reiterated the need for well protection. He noted the need for mapping of the well fields and the need to show the devastation of leaked oil in those areas. He expressed his uneasiness of Avangrid and the Centerville – Osterville – Marstons Mills (COMM) Fire District having a contract.

Larry Morin spoke of his worry about the Board of Health leadership, as John Norman was stepping down as the chair and the Vice Chair not being ready to assume the complex position.

Close Public Comment

COUNCIL RESPONSE TO PUBLIC COMMENT:

(Ludtke) watched the Nantucket Town meeting. She noted she will not support hiring Anderson & Kreiger LLP and has voted no to two items the law firm brought to the Council to approve. (Schnepf) spoke about the dangers of Main Street Hyannis. She explained the opportunities that Andy Clyburn, Assistant Town Manager was undertaking to improve the safety on Main Street in Hyannis. (Crow) wanted the negotiations between COMM Fire District and Avangrid to be out in the open. Would like to see what the plan from Avangrid is if the fiberglass reaches our beaches. Would like an update on the Host Community Agreement (HCA) and how this will affect the Town. (Terkelsen) asked about what protections were in place. She felt we had a

chance to have our voices be heard. She hoped we could all come together and find the answers with a path forward. (Clark) Regarding the accidents on Main Street we should have an update to the Great Streets work and possibly a presentation at the August Town Council meeting.

- Presentation by Thomas B. Irwin, DO, SM, ChE, Paint Stewardship Program
Thomas B. Irwin gave an overview of the PowerPoint presentation regarding Paint Stewardship. He focused on the storage and recycling of old paint. He noted that 91 percent of all Massachusetts residents are dropping off their paints to recycle and added 81 municipalities supported the idea of Paint Stewardship.

TOWN MANAGER'S COMMUNICATIONS: (Pre-Recorded) (Exhibit A) The Town Manager's report has been pre-recorded and is available to the Town Council and the public. The report will be prepared in written form and posted on the Town Manager's website. The Assistant Town Manager and staff will be available to answer any questions regarding the report as presented. The Town Managers communication for the period of June 26, through July 16, 2024, included an update on:

1. Update on Operating Budget and Capital Improvement Plan for Fiscal Year 2025.
2. A Quick Response (QR) information link will be added to Covell's Beach signs.
3. Strawberry Hill Road Sewer Expansion Project 217 property owners were sent Notice of Sewer Hookup letters.
4. Celebrating Unity in our Community – Friday, August 2, 2024, from 4:00 pm – 7:00 pm.
5. July 11th, Town of Barnstable began staffing Hathaway's Pond and Sandy Neck.
6. Barnstable Adult Community Center secured the lease of a 6-passenger van through the generosity of Cape Cod regional Transit Authority.
7. MyBarnstable application (app) – encouraging residents and visitors to download the app.
8. Boston 25 team on the road visiting a different zip code in Massachusetts. Friday, July 19th, 2024, the Zip Trip will be visiting 02601 at Aselton Park.
9. James Kupfer, Interim Director of Planning and Development Department will provide update on the Housing Production Plan, Marstons Mills Former School Site Master Plan and the Local Comprehensive Plan.

Discussion:

(Ludtke) Are there trash cans at the beaches or is the idea of packing out what you bring in work the best. (Ells) It varies at the different locations. He invited residents to send their ideas about what is best for trash removal at beaches in the Town. He added we will look at everything and come to Council. (Penn) What about housing. (Kupfer) discussed the number of planning initiatives and noted the Local Comprehensive meetings have been ongoing.

ACT ON PUBLIC SESSION MINUTES:

Upon a motion duly made and seconded, it was voted to accept the minutes of June 27, 2024, as presented.

VOTE: PASSES 11 YES 1 ABSTAIN (MENDES)

ANNOUNCEMENT REGARDING EXECUTIVE SESSION MINUTES

Town Council President's announcement on the review and determinations on the following Executive Session minutes:

- April 4, 2024, litigation strategy regarding Park City Wind LLC's proposed offshore renewable wind project in the Town
- June 6, 2024, litigation strategy regarding Park City Wind LLC's proposed offshore renewable wind project in the Town
- June 13, 2024, litigation strategy regarding Park City Wind LLC's proposed offshore renewable wind project in the Town

President Penn read a prepared statement in accordance with Section 22(g) (1) of Chapter 30A of the General Laws, prior to tonight's Town Council meeting, I have reviewed 3 sets of Executive Sessions minutes with the Town Clerk and the Town Attorney, and based upon that review, I am making the following announcement: I approved the Executive Session minutes of April 4, 2024, June 6, 2024, and June 13, 2024, relating to litigation strategy regarding Park City Wind's proposed offshore renewable wind project in the Town, and have authorized the release of said minutes with the redaction of the portions of said minutes protected by attorney-client privilege and for which continued non-disclosure is warranted. The votes taken in the executive sessions of April 4, 2024, and June 13, 2024, will be released. No votes were taken during the executive session on June 6, 2024. (Nober) Rules relating to attorney-client privilege limit what Councilors can share about the substance of discussion they had with the Town's attorneys about Park City Wind in executive session. Councilors are getting numerous requests for information regarding those discussions. So, to try to address those requests I can share the following: The members of the Town Council were advised of the potentially binding nature and enforceability of the Host Community Agreement (HCA) as well as the relative risks, costs and likelihood of success associated with various courses of action including litigation and further negotiations. The members of the Town Council also evaluated available legal options for seeking project route changes, mitigation measures, environmental impact reductions and compensation. Each individual Councilor ultimately weighed the legal advice regarding potential impacts of the project, the proposed benefits of the HCA and side agreement and the potential risks and costs associated with repudiating the HCA, based on their consideration of those factors, each Councilor reached a decision and voted accordingly. The Town Councilor votes as stated by President Penn will be available after this meeting.

President Penn turned the meeting over to Vice-President Tamash who presided over the Town Council Meeting.

DELEGATION OF OPEN MEETING LAW COMPLAINT

Proposed Vote: To delegate to the Town Attorney responsibility for responding to the Open Meeting Law Complaint submitted to the Town Council President and Town Clerk on July 02, 2024

Voce-President Tamash proposed a motion that the Town Council delegates to the Town Attorney responsibility for a response to the Open Meeting Law Complaint submitted to the Town Council President and Town Clerk on July 2, 2024.

(Nober) discussed the complaint explaining a response was due in fourteen business days, unless you seek an extension from the Attorney General's office. The complaint alleged two things: the notices for the executive sessions were not sufficient with what the Open Meeting Law requires, and the votes taken in an executive session should not been taken in executive session under the Open Meeting Law. The issues raised here are legal issues, they are not factual about what happen but rather they are legal issues that are the subject of the complaint.

You have the option to delegate it to the Town Attorney and we will respond on behalf of the Town Council. (Crow) I have concerns about the process. There seems to be an urgency to vote on the spot and would have liked to have more time to review before making a decision (Nober) Reiterated the complaint was regarding the notices of the meetings and the votes taken at those meetings. If there are other issues about those meeting to be discussed, we can talk about it but that is not what the complaint is about.

(Crow) proposed an amendment to the motion to support the Legal Department to handle the response language but as a draft with council comments taken before sending out a final response.

(Nober) explained she would copy Council on her response and cautioned the Council to speak with her but not each other. (Schulte) recognized by President Penn explained the group suing the Town – Barnstable Speaks– was amendable to an extension date. (Nober) explained the extension date was unnecessary but the decision was ultimately up to Council. She added if the Council wanted to discuss their review of the response, it would be at the next meeting in August, and they would need to go into executive session. (Crow) said he was open to the advice from fellow council members. (Burdick) felt the motion should be rescinded, withdraw the motion and make a motion to instruct the Attorney to apply for an extension with the Attorney General. (Tamash) the Attorney General may or may not give us the extension and either way we have to have a prepared response.

(Crow) Withdrew the motion. (Ludtke) would like a full explanation of the response at the August Town Council meeting. (Nober) Sure. (Crow) I agree with Councilor Ludtke.

Upon a motion duly made and seconded it was to delegate a response to the Town Legal Department regarding the Open Meeting Law complaint. **VOTE: PASSES UNANIMOUS**

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

- Update on Comprehensive Wastewater Management Plan (CWMP) Financing; Mark A. Milne, Director of Financing

Mark Milne, Director of Finance gave an overview of his PowerPoint presentation. He discussed the \$275 million dollars in appropriations, the cash reserve funding, Massachusetts Clean Water Trust, and General Obligation Bond. He spoke about the Town's positive cash flow for the next five years and potential additional resources.

Discussion:

(Terkelsen) The project's financial close is when we will receive the 16 million dollars. What does that mean. (Milne) It is when Avangrid will get their financing for their project. There is no date specific. He estimated it could be fiscal year 26 or fiscal year 27. (Schnepp) great presentation and great news Do you have any sense there might be a debt exclusion need coming from any other area. (Milne) The school department has undertaken a study of their facilities and has identified upcoming needs which would cost \$200 million dollars. They may come forward with a large dollar request that may require a debt exclusion override, but they have not yet asked for one.

(Schnepp) Saturday, July 20th 10 am – 3 pm First Pond Appreciation Day at Hamblin Pond, Marstons Mills. (Penn) announced a Zoning Ad Hoc Committee member appointment of Seth Etienne. She mentioned she had spoken to Councilor Mendes, who is the Chair of the Appointments Committee, and he supported the appointment of Seth Etienne. She explained she did not want Seth Etienne to miss the first meeting of the committee. (Crow) July 20th is the 50th Anniversary of Osterville Village Day – I hope everyone will attend this great event. (Nober) clarified the appointments of the residents to the committees come from the Appointments Committee, then subject to vote by the Council. She noted the Town Council can suspend rules for items the Town Council votes on, but this appointment needs a recommendation at the Appointments Committee before coming to Council for their vote. (Terkelsen) felt we should follow the procedure we set in place for appointments and if Seth Etienne wants to be on the committee he will show up to the meeting to participate as a public member until such time as he is placed on the committee. (Nober) agreed with Councilor Terkelsen regarding the appointment's procedure.

Break for 10 minutes 8:21 PM – 8:34 PM

**2024-235 APPROPRIATION AND TRANSFER ORDER IN THE AMOUNT OF \$250,000
IN COMMUNITY PRESERVATION FUNDS FOR THE PURPOSE OF ACQUIRING A
CONSERVATION RESTRICTION ON A 5.84-ACRE OPEN SPACE PARCEL LOCATED AT
4609 FALMOUTH ROAD, COTUIT, AND SHOWN ON ASSESSORS MAP 024, PARCEL 042
INTRO: 06/27/2024, 07/18/2024**

Open the Public Hearing

Lindsey Counsell, Chair of the Community Preservation Committee mentioned this was the first time in a long time that an acquisition (of 4609 Falmouth Road) would be accompanied by a conservation restriction (CR). (Counsell) gave the rationale. (Nober) asked for a motion to amend the language of the vote and the CR to switch the primary grantee (Town of Barnstable) and the secondary grantee (The Cotuit Water District). She noted the Department of Environmental Protection's (DEP) policy is that when a conservation restriction is used for water supply land and there are joint holders of the CR, then the DEP wants the primary grantee to be a water supply district.

Upon a motion duly made and seconded it was **to amend** the language of the vote and the Conservation Restriction to switch the primary grantee and the secondary grantee **VOTE: PASSES UNANIMOUS**

Janet Milkman, Barnstable Land Trust gave an overview of her PowerPoint presentation.

Seeing no one close public hearing

Upon an amended 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 and Fifty Thousand Dollars (\$250,000)** shall be appropriated and transferred from the amount set-aside for Open Space and Recreation within the Community Preservation Fund to the Barnstable Land Trust for the purpose of acquiring a Conservation Restriction ("CR") on property located at 4609 Falmouth Road, Cotuit, and shown on Assessors Map 024, Parcel 042, and on a plan of land entitled "Plan of Land in Santuit, Barnstable, Mass For Theodore Nigro," dated May 1973, prepared by Robert H. Waite, Registered Land Surveyor, and recorded at the Barnstable County Registry of Deeds in Plan Book 278, at Page 18, pursuant to G.L. c. 184, sections 31-32 for open space and conservation and passive recreation

purposes to be granted to the Cotuit Water District acting through its Board of Water Commissioners, as the primary grantee and the Town of Barnstable, acting through the Town Manager as the secondary grantee, said CR in substantially the form attached hereto, subject to minor changes to be made by the Secretary of the Executive Office of Energy and Environmental Affairs. This Order authorizes the Town Council President to sign the CR on the Town Council's behalf. It further authorizes the Town Manager to expend the amount appropriated on behalf of the Town for the acquisition of the CR, subject to oversight by the Community Preservation Committee, and to accept, negotiate, execute, receive, deliver and record any written instruments to effectuate this Order and complete this transaction.

VOTE: AS AMENDED PASSES 12 YES

Roll Call: Bloom, Burdick, Clark, Crow, Levesque, Ludtke, Mendes, Neary, Penn, Schnepf, Tamash, Terkelsen.

2024-236 ORDER AUTHORIZING THE TOWN MANAGER TO ENTER INTO AND EXECUTE ON BEHALF OF THE TOWN AN AMENDMENT TO THE EMPLOYMENT CONTRACT BETWEEN THE TOWN AND MARK A. MILNE INTRO: 06/27/2024, 07/18/2024

Mark Ells, Town Manager gave the rationale. He noted the terms of the remote status.

Upon a motion duly made and seconded it was

ORDERED: That the Town Council hereby authorizes the Town Manager to enter into and execute on behalf of the Town an amendment to the employment contract between the Town and Mark A. Milne ("Milne") entered into on July 1, 2021, under which Milne serves as the Town's Director of Finance, to: (a) extend the term of the contract for an additional year, ending on June 30, 2027; (b) authorize Milne to work in a remote capacity on a full-time basis for a period commencing as of July 1, 2024 and ending on June 30, 2027; and (c) provide that if Milne's employment is terminated due to the Town Manager's determination that allowing him to work remotely is no longer feasible for the Town, that Milne shall continue to be paid his regular salary on a bi-weekly basis through the end of the fiscal year in which notice of such termination was provided or shall be paid a lump sum payment of 6 months' salary, whichever is greater, with all other terms and conditions the same as those in the employment contract currently in effect between the parties.

VOTE: PASSES UNANIMOUS

2024-237 APPROPRIATION ORDER IN THE AMOUNT OF \$37,000 FOR THE PURPOSE OF FUNDING THE TOWN'S SHARE OF THE COSTS RELATED TO THE INSTALLATION OF UP TO 37 ELECTRIC VEHICLE CHARGING STATIONS IN PUBLIC PARKING LOTS IN AND AROUND THE VILLAGE OF HYANNIS INTRO: 06/27/2024, 07/18/2024

Open public hearing

David Anthony, Director of Asset Management gave the rationale.

Seeing no one close public hearing

Upon a motion duly made and seconded it was

ORDERED: That the amount of **\$37,000** be appropriated from the General Fund Reserves for the purpose of funding the Town's share of the costs related to the installation of up to thirty-seven (37) Electric Vehicle Charging stations in public parking lots in and around the Village of Hyannis.

VOTE: PASSES 12 YES

Roll Call: Bloom, Burdick, Clark, Crow, Levesque, Ludtke, Mendes, Neary, Penn, Schnepf, Tamash, Terkelsen.

2024-240 APPROPRIATION ORDER IN THE AMOUNT OF \$1,150,000 IN COMMUNITY PRESERVATION ACT FUNDS AUTHORIZING THE ACQUISITION OF PROPERTY LOCATED AT 211 CEDAR TREE NECK ROAD, MARSTONS MILLS, FOR OPEN SPACE AND RECREATION PURPOSES INTRO: 06/27/2024, 07/18/2024

Open public hearing

Lindsey Counsell, Chair of Community Preservation Committee (CPC) gave the rationale Derek Lawson, Director of Marine and Environmental Affairs gave an overview of the PowerPoint Presentation.

Discussion:

(Schnepp) Not sure this is a great use of CPC funds. It improves boating, but it does not seem to be serving a big part of the community (Lawson) This area is great for small vessels, additional docks and better access.

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 amount of Four Hundred and Fifty Thousand Dollars (**\$450,000**) be appropriated from the amount set-aside for Open Space and Recreation and the amount of Seven Hundred Thousand Dollars (**\$700,000**) be appropriated from the Undesignated Fund within the Community Preservation Fund for the purpose of acquiring property located at 211 Cedar Tree Neck Road, Marstons Mills, Assessors' Map 076, Parcel 025 (the "Property"), for open space and recreation purposes. Funds not used for the purchase of the Property will be returned to the Community Preservation Act Fund. Further, it is ordered that the Town Manager, on behalf of the Town, is hereby authorized to expend the amounts appropriated and to take or acquire the Property, through a negotiated transaction, subject to oversight by the Community Preservation Committee, and to negotiate, accept, approve, execute, receive, deliver and record any written instruments to effectuate this Order and complete the transaction.

VOTE: PASSES 11 YES 1 NO (Schnepp)

Roll Call: Bloom, Burdick, Clark, Crow, Levesque, Ludtke, Mendes, Neary, Penn, Tamash, Terkelsen.

Motion to open and continue Agenda Items 2025-001, 2025-002, 2025-006 as written to individual public hearings to be held on each item at the Town Council meeting on August 15, 2024. **VOTE: PASSES UNANIMOUS**

2025-001 APPROPRIATION AND LOAN ORDER IN THE AMOUNT OF \$227,000 FOR TEMPORARY REPAIRS TO HARBOR VIEW ROAD IN THE VILLAGE OF BARNSTABLE PURSUANT TO TEMPORARY REPAIRS TO PRIVATE ROADS PROGRAM FOR CERTAIN PRIVATE WAYS INTRO: 07/18/2024

Upon a motion duly made and seconded it was

ORDERED: That the sum of **\$227,000** be appropriated for the purposes of making temporary repairs to Harbor View Road in the village of Barnstable, a private road within the Town of Barnstable, and that to meet this appropriation, the Town Treasurer, with the approval of the Town Manager, be authorized to borrow \$227,000 under and pursuant to Chapter 174 of the Acts of 1994, as amended by Chapter 350 of the Acts of 2014 or pursuant to any other enabling

authority, and to issue bonds or notes of the Town therefore; and that the Town Manager is authorized to contract for and expend the appropriation made available for these purposes, and for these purposes assess betterments in accordance with M.G.L. c. 80, and further that the Town Manger is authorized to access any grants or gifts in relation thereto.

VOTE: CONTINUE AS WRITTEN, TO INDIVIDUAL PUBLIC HEARINGS TO BE HELD ON EACH ITEM AT THE TOWN COUNCIL MEETING ON August 15, 2024 – PASSES UNANIMOUS

2025-002 APPROPRIATION AND LOAN ORDER IN THE AMOUNT OF \$321,000 FOR TEMPORARY REPAIRS TO OTTER LANE IN THE VILLAGE OF BARNSTABLE PURSUANT TO TEMPORARY REPAIRS TO PRIVATE ROADS PROGRAM FOR CERTAIN PRIVATE WAYS INTRO: 07/18/2024

Upon a motion duly made and seconded it was

ORDERED: That the sum of **\$321,000** be appropriated for the purposes of making temporary repairs to Otter Lane in the village of Barnstable, a private road within the Town of Barnstable, and that to meet this appropriation, the Town Treasurer, with the approval of the Town Manager, be authorized to borrow \$321,000 under and pursuant to Chapter 174 of the Acts of 1994, as amended by Chapter 350 of the Acts of 2014 or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefore; and that the Town Manager is authorized to contract for and expend the appropriation made available for these purposes, and for these purposes assess betterments in accordance with M.G.L. c. 80, and further that the Town Manger is authorized to access any grants or gifts in relation thereto.

VOTE: CONTINUE AS WRITTEN, TO INDIVIDUAL PUBLIC HEARINGS TO BE HELD ON EACH ITEM AT THE TOWN COUNCIL MEETING ON August 15, 2024 – PASSES UNANIMOUS

2025-006 SUPPLEMENTAL APPROPRIATION ORDER IN THE AMOUNT OF \$35,000 FOR THE PURPOSE OF PAYING OUTSIDE COUNSEL EXPENSES OF THE LEGAL DEPARTMENT INTRO: 07/18/2024

Upon a motion duly made and seconded it was

ORDERED: That the amount of **\$35,000** be raised from current year revenue and appropriated for the purpose of paying operating expenses of the Legal Department for the services of the law firm of Anderson & Kreiger, as outside counsel to the Town, to support and assist the Town in connection with the Town's opposition to the New England Wind 2 (formerly, Commonwealth Wind) offshore renewable wind project proposed to come ashore at Dowses Beach in the Town.

VOTE: CONTINUE AS WRITTEN, TO INDIVIDUAL PUBLIC HEARINGS TO BE HELD ON EACH ITEM AT THE TOWN COUNCIL MEETING ON August 15, 2024 – PASSES UNANIMOUS

2025-003 RESOLVE TO APPROVE THE APPOINTMENT OF JOHN CURRAN JR., AS THE DIRECTOR OF ASSESSING FOR THE TOWN OF BARNSTABLE INTRO: 07/18/2024

Mark Milne, Director of Finance gave the rationale

Upon a motion duly made and seconded it was

RESOLVED: That the Town Council hereby approves the appointment by the Town Manager of John Curran Jr. as the Director of Assessing.

VOTE: PASSES UNANIMOUS

2025-004 AUTHORIZATION TO CONTRACT FOR AND EXPEND FISCAL YEAR 2024 AND FISCAL YEAR 2025 PUBLIC SAFETY ANSWERING POINT AND REGIONAL

EMERGENCY COMMUNICATION CENTER DEVELOPMENT GRANTS IN THE TOTAL AMOUNT OF \$611,544 FROM THE COMMONWEALTH OF MASSACHUSETTS, EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY INTRO: 07/18/2024

Police Chief Jean Challis gave the rationale.

Upon a motion duly made and seconded it was

RESOLVED: That the Town Council does hereby authorize the Town Manager to contract for and expend a Fiscal Year 2024 grant in the amount of **\$373,090** and a Fiscal Year 2025 grant in the amount of **\$238,454** from the Commonwealth of Massachusetts, Executive Office of Public Safety and Security, State 911 Department, for the purpose of funding the costs of planning associated with the architectural and engineering services necessary for the creation of a Regional Emergency Communications Center in the Town of Barnstable, which will include 911 services covering the Towns of Barnstable, Yarmouth and Sandwich.

VOTE: PASSES UNANIMOUS

2025-005 ORDER AUTHORIZING A HOUSING DEVELOPMENT INCENTIVE PROGRAM TAX INCREMENT EXEMPTION AGREEMENT BETWEEN THE TOWN OF BARNSTABLE AND BRATT, LLC FOR 36 NEW MARKET RATE RESIDENTIAL RENTAL UNITS LOCATED AT 199 BARNSTABLE ROAD, HYANNIS, MA 02601 INTRO: 07/18/2024

Upon a motion duly made and seconded it was

ORDERED: That the Town Council hereby authorizes a Tax Increment Exemption (TIE) Agreement between the Town of Barnstable and BRATT, LLC pursuant to the Housing Development Incentive Program, M.G.L. c. 40V and the regulations promulgated thereunder at 760 CMR 66.00, for thirty-six (36) market rate residential units located at 199 Barnstable Road, Hyannis, MA 02601 substantially in the form presented to the Town Council at this meeting, and further authorizes the Town Manager to execute the TIE Agreement and submit it to the Massachusetts Executive Office of Housing and Livable Communities for approval.

VOTE: REFER TO SECOND READING ON 08/15/2024 – PASSES UNANIMOUS

VOTED TO ADJOURN:

VOTE: PASSES UNANIMOUS

Adjourned at 9:36 PM

Respectfully submitted,

Janet Murphy
Assistant Town Clerk

NEXT MEETING: August 15, 2024

Exhibits:

- A. Town Manager update