



Town of Barnstable Town Council

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Councilors:

Eric R. Steinhilber
President
Precinct 2

James H. Crocker Jr.
Vice President
Precinct 5

John G. Flores
Precinct 1

Paul Hebert
Precinct 3

Britt Beedenbender
Precinct 4

Paul C. Neary
Precinct 6

Jessica Rapp Grasseti
Precinct 7

Debra S. Dagwan
Precinct 8

James M. Tinsley
Precinct 9

Matthew Levesque
Precinct 10

Philip N. Wallace
Precinct 11

Paula Schnepf
Precinct 12

Jennifer L. Cullum
Precinct 13

Administrator:
Cynthia A. Lovell

Administrative
Assistant:
Kelly Crahan

MEETING AGENDA TOWN HALL HEARING ROOM October 18, 2018 7:00 PM

Original posted on 10/16/18@1:26pm. Updated on 10/17/18 to add Item # 2019-040 Appointments to a Board /Committee / Commission, Updated on 10/17/18 at 1:17pm to remove a presentation by "Clean Team"

- 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, committees, staff commission reports, correspondence and announcements**
 - **Update by Mark S. Ells, Town Manager
Comprehensive Water Management Plan**
- 9. ORDERS OF THE DAY**
 - A. Old Business**
 - B. New Business**
- 10. ADJOURNMENT**

NEXT REGULAR MEETING: November 1, 2018

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Approve Minutes –October 4, 2018

Please Note: The list of matters, are those reasonably anticipated by the council president, which may be discussed at the meeting. Not all items listed may in fact be discussed and other items not listed may in fact be discussed and other items not listed may also be brought up for discussion to the extent permitted by law. It is possible that if it so votes, the Council may go into executive session. The Council may also act on items in an order other than they appear on this agenda. Persons interested are advised, that in the event any matter taken up at the meeting remains unfinished at the close of the meeting, may be put off to a continued session of this meeting, and with proper notice. Anyone requiring hearing assistance devices please inform the Town Clerk at the meeting.

B. NEW BUSINESS (May be acted upon)

BARNSTABLE TOWN COUNCIL

ITEM# 2019-033
INTRO: 10/04/18, 10/18/18

**2019-033 REPEAL OF CHAPTER 241-16 OF THE TOWN OF BARNSTABLE
ADMINSTRATIVE CODE, BARNSTABLE ECONOMIC
DEVELOPMENT COMMISSION**

ORDERED: That the Town Council hereby amends the Administrative Code by repealing Chapter 241-16, Barnstable Economic Development Commission

SPONSOR: Appointments Committee

DATE	ACTION TAKEN
<u>10/04/18</u>	<u>First Reading</u>
_____	_____

- Read Item
- Rationale
- Council Discussion
- Move/Vote

B. NEW BUSINESS (May be acted upon) (Roll call 2/3 vote)

BARNSTABLE TOWN COUNCIL

**ITEM# 2019-034
INTRO: 10/04/18, 10/18/18**

2019-034 APPROVAL OF CHANGE OF PURPOSE TO ALLOW THE GRANT OF AN EASEMENT TO VINEYARD WIND LLC IN A PARCEL OF LAND NAMELY THAT PORTION OF COVELL’S BEACH AND SHOWN ON ASSESSORS’ MAP 225 AS PARCEL 006

ORDERED:

SECTION 1: That, having received notice that the Town Manager determined that a portion of the subsurface of Covell’s Beach, which parcel is shown on Assessors’ Map 225 as Parcel 6, is no longer needed exclusively for general municipal purposes and that the town council approves a limited change of purpose to allow for a grant of an easement to Vineyard Wind LLC, and its successors and assigns, in a parcel of land, namely a portion of Covell’s Beach and shown on Assessors’ Map 225 as Parcel 006, for the purpose of constructing, installing, inspecting, operating, maintaining, repairing and replacing, subsurface high voltage electric power transmission lines, along with associated subsurface appurtenances including but not limited to subsurface telecommunications lines, conduits, duct banks, bays and vaults, and together with surface appurtenances for access, in connection with the wind generating facility to be developed by Vineyard Wind LLC in federal waters south of Martha’s Vineyard.

SECTION 2: That the aforesaid grant of an easement shall take effect upon recording of an instrument or instruments following the effective date of legislation enacted by the General Court approving the grants under Section 1

SPONSOR: Mark S. Ells, Town Manager

DATE	ACTION TAKEN
<u>10/04/18</u>	<u>First Reading</u>
_____	_____

- ___ Read Item
- ___ Motion to Open Public Hearing
- ___ Rationale
- ___ Public Hearing
- ___ Close Public Hearing
- ___ Council Discussion
- ___ Move/Vote

B. NEW BUSINESS (May be acted upon)

BARNSTABLE TOWN COUNCIL

**ITEM# 2019-035
INTRO: 10/04/18, 10/18/18**

2019-035 ORDER TO PETITION THE GENERAL COURT OF THE COMMONWEALTH TO ENACT SPECIAL LEGISLATION APPROVING THE GRANT OF EASEMENT TO VINEYARD WIND LLC IN A PARCEL OF LAND, NAMELY A PORTION OF COVELL’S BEACH AND SHOWN ON ASSESSORS’ MAP 225 AS PARCEL 006

ORDERED:That the Town Manager submit a petition to the General Court of the Commonwealth for a special act approving the the grant of an easement to Vineyard Wind LLC, as follows.

“AN ACT AUTHORIZING THE TOWN OF BARNSTABLE TO GRANT AN EASEMENT TO VINEYARD WIND LLC”

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: The Town Council shall be authorized to grant an easement to Vineyard Wind LLC, and its successors and assigns, in a parcel of land, namely a portion of Covell’s Beach and shown on Assessors’ Map 225 as Parcel 006, for the purpose of constructing, installing, inspecting, operating, maintaining, repairing and replacing, subsurface high voltage electric power transmission lines, along with associated subsurface appurtenances including but not limited to subsurface telecommunications lines, conduits, duct banks, bays and vaults, and together with surface appurtenances for access, in connection with the wind generating facility to be developed by Vineyard Wind LLC in federal waters south of Martha’s Vineyard.

SECTION 2: The Town Manager may execute and record any instruments necessary on behalf of the Town to effectuate the section 1 upon the passage of this act.

SECTION 3: This act shall take effect upon its passage.”

SPONSOR: Mark S. Ells, Town Manager

DATE	ACTION TAKEN
10/04/18	First Reading
_____	_____

- ___ Read Item
- ___ Motion to Open Public Hearing
- ___ Rationale
- ___ Public Hearing
- ___ Close Public Hearing
- ___ Council Discussion
- ___ Move/Vote

B. NEW BUSINESS (May be acted upon)

BARNSTABLE TOWN COUNCIL

**ITEM# 2019-036
INTRO: 10/04/18, 10/18/18**

2019-036 APPROVAL OF GRANT OF EASEMENT TO VINEYARD WIND LLC IN A PARCEL OF LAND, NAMELY A PORTION OF COVELL’S BEACH AND SHOWN ON ASSESSORS’ MAP 225 AS PARCEL 006

ORDERED:

SECTION 1: That, pursuant to the Host Community Agreement between the Town and Vineyard Wind LLC with respect to the wind generating facility to be developed by Vineyard Wind LLC in federal waters south of Martha’s Vineyard (the “Project”), the Town grants an easement to Vineyard Wind LLC, and its successors and assigns, for the purpose of constructing, installing, inspecting, operating, maintaining, repairing and replacing, subsurface high voltage electric power transmission lines, along with associated subsurface appurtenances including but not limited to telecommunications lines, conduits, duct banks, bays and vaults, and together with surface appurtenances for access, in connection with the Project, namely a portion of Covell’s Beach and shown on Assessors’ Map 225 as Parcel 006.

SECTION 2: That the aforesaid grant of an easement shall take effect upon recording of an instrument or instruments following the effective date of legislation enacted by the General Court approving the grants under Section 1

SPONSOR: Mark S. Ells, Town Manager

DATE	ACTION TAKEN
<u>10/04/18</u>	<u>First Reading</u> _____
_____	_____

- Read Item
- Rationale
- Council Discussion
- Move/Vote

B. NEW BUSINESS (May be acted upon)

BARNSTABLE TOWN COUNCIL

**ITEM# 2019-037
INTRO: 10/18/18**

2019-037 ACCEPTANCE OF A FEDERAL FISCAL YEAR 2018 BULLETPROOF VEST PARTNERSHIP GRANT IN THE AMOUNT OF \$19,600 FROM THE US DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS FOR THE PURPOSE OF REPLACING VESTS OF POLICE OFFICERS THAT ARE IN EXCESS OF FIVE YEARS AND ARE NO LONGER CONSIDERED PROTECTIVE

RESOLVED: That the Barnstable Town Council does hereby accept a Federal Fiscal Year 2018 Bulletproof Vest Partnership Grant from the United States Department of Justice, Office of Justice Programs in the amount of \$19,600, and that the Town Manager be authorized to contract for and expend the grant funds for the purpose stated herein.

SPONSOR: Mark S. Ells Town Manager,

DATE	ACTION TAKEN
_____	_____
_____	_____

- Read item
- Rationale
- Council discussion
- Move/vote

BARNSTABLE TOWN COUNCIL

ITEM# 2019-037
INTRO: 10/18/18

SUMMARY

TO: Town Council
FROM: Mark S. Ells, Town Manager
THROUGH: Matthew K. Sonnabend, Chief of Police
DATE: October 18, 2018
SUBJECT: Acceptance of a Federal Fiscal Year 2018 Bulletproof Vest Partnership Grant in the amount of **\$19,600** from the US Department of Justice, Office of Justice Programs for the purpose of replacing vests of police officers that are in excess of five years and are no longer considered protective

BACKGROUND: The Barnstable Police Department applied for and was awarded a Bulletproof Vest Partnership Grant from the United States Department of Justice, Office of Justice Programs for FFY18 in the amount of \$19,600

This grant funds up to 100% of the cost of bulletproof vests purchased or replaced by the police department in the form of a 50/50 partnership between the Federal Office of Justice Programs and the Massachusetts Executive Office of Public Safety. Replacement of vests is recommended every 5 years, as the reliability of the vest deteriorates over time and use. State reimbursement is only made upon receipt of 50% payment from the Federal program

ANALYSIS: The acceptance of this grant will allow the Department to replace bulletproof vests and maintain safety standards for replacement of these vests on behalf of each police officer at no cost to the Town once the 50/50 reimbursements are filed for and received by the Federal and State grants. These grants offer significant savings to the Town, as each vest costs upwards of \$1,000 and is an expenditure that is anticipated every five years for each officer. Each officer is on a 5 year replacement cycle tied back to the date of the purchase of their first vest. For this reason, these grants are applied for each year that they are made available for application

FISCAL IMPACT: This is a reimbursement grant. The town must expend the funds upfront and subsequently submit for reimbursement. This has no impact on the Police Department's operating budget.

TOWN MANAGER RECOMMENDATION: Mark S. Ells, Town Manager recommends acceptance of this grant.

STAFF ASSISTANCE: Matthew K. Sonnabend, Chief of Police; Anne Spillane, Barnstable Police Department

B. NEW BUSINESS (Refer to Public Hearing 11/1/18)

BARNSTABLE TOWN COUNCIL

**ITEM # 2019-038
INTRO: 10/18/2018**

**2019-038 SUPPLEMENTAL APPROPRIATION REQUEST OF \$75,400 FOR THE
BARNSTABLE POLICE DEPARTMENT FISCAL YEAR 2019 OPERATING
BUDGET FOR THE PURPOSE OF FUNDING THE HIRING OF FIVE
CURRENT PATROL OFFICER VACANCIES**

ORDERED: That the sum of **\$75,400** be added to the Fiscal Year 2019 Police Department General Fund Operating Expense Budget for the purpose of funding Fiscal Year 2019 expenses related to hiring and training new officer set-up expenses.

DATE	ACTION TAKEN
_____	_____
_____	_____

- ___ Read Item
- ___ Motion to Open Public Hearing
- ___ Rationale
- ___ Public Hearing
- ___ Close Public Hearing
- ___ Council Discussion
- ___ Move/Vote

BARNSTABLE TOWN COUNCIL

ITEM # 2019-038
INTRO: 10/18/2018

SUMMARY

TO: Town Council
FROM: Mark S. Ells, Town Manager
THROUGH: Matthew K. Sonnabend, Chief of Police
DATE: October 18, 2018
SUBJECT: Supplemental appropriation request of **\$75,400** for the Barnstable Police Department Fiscal Year 2019 Operating Budget for the purpose of funding the hiring of five current patrol officer vacancies

BACKGROUND: The department has 5 patrol officer vacancies and would like to begin the hiring process and enroll the 5 new recruits in the next available Police training academy in April 2019 conducted by the Massachusetts Criminal Justice Training Council. At the time of the preparation and finalization of the Fiscal Year 2019 budget, the Police Department did not have confirmation on the number of retirements to take place nor the availability of police academy seats that would be available. The costs to hire and secure these 5 academy seats relative to recruiting costs, training and outfitting of these recruits requires a supplemental appropriation to the Police Department's Fiscal Year 2019 Operating Budget in the amount of **\$75,400** as outlined below for costs not allocated in the original approved budget:

<u>Expense Item</u>	<u>Unit</u>	<u>Total -5 Recruits</u>
Medical Exams (x 5)	\$800	\$4,000
Psychological Assessment (x 5)	\$500	\$2,500
Physical Agilities Test (x 5)	\$150	\$750
Police Academy Tuition & Books (x 5)	\$3,200	\$16,000
Academy Uniform & Gear Bag (x 5)	\$2,700	\$13,500
Firearm (x 5)	\$1,100	\$5,500
Taser (x 5)	\$1,400	\$7,000
Handheld Radio (x 5)	\$3,400	\$17,000
Bullet-Proof Vest (x 5)	\$995	\$4,975
Initial Service Uniform (x 5)	\$835	<u>\$4,175</u>
Total Appropriation Request		<u>\$75,400</u>

ANALYSIS: This supplemental appropriation request totals \$75,400 and is comprised of three parts: 1) Pre-employment requirements including medical exams and psychological assessments; 2) academy tuition and textbooks; and 3) uniforms and gear.

FISCAL IMPACT: Funds will be provided from the General Fund Reserves (Free Cash). The balance in the reserves is \$12.6 million. The appropriation will not be added to the department's FY20 base operating budget.

TOWN MANAGER RECOMMENDATION: Mark S. Ells, Town Manager recommends approval of this supplemental appropriation request.

STAFF ASSISTANCE: Chief of Police Matthew K. Sonnabend, Anne, Spillane, Barnstable Police Department

B. NEW BUSINESS (May be acted upon)

BARNSTABLE TOWN COUNCIL

**ITEM# 2019-039
INTRO: 10/18/18**

2019- 039 ACCEPTANCE OF FISCAL YEAR 2018 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) IN THE AMOUNT OF \$55,311 FROM THE U. S. DEPARTMENT OF JUSTICE

RESOLVED: That the Barnstable Town Council does hereby accept the Federal Fiscal Year 2018 Edward Byrne Memorial Justice Assistance Grant (JAG) Program Local from the U. S. Department of Justice in the amount of **\$55,311**, and that the Town manage be authorized to contract for and expend the grant funds for the purpose stated herein.

SPONSOR: Mark S. Ells, Town Manager

DATE	ACTION TAKEN
_____	_____
_____	_____

- Read item
- Rationale
- Council discussion
- Move/vote

BARNSTABLE TOWN COUNCIL

ITEM# 2019-039
INTRO: 10/18/18

SUMMARY

TO: Town Council
FROM: Mark S. Ells, Town Manager
THROUGH: Matthew K. Sonnabend, Chief of Police
DATE: October 18, 2018
SUBJECT: Acceptance of Fiscal Year 2018 Edward Byrne Memorial Justice Assistance Grant (Jag) in the amount of **\$55,311** from the U. S. Department of Justice

BACKGROUND: The Police Department applied for and was awarded a Federal Fiscal Year 2018 Byrne Memorial Justice Assistance Grant: Local Solicitation from the United States Department of Justice in the amount of \$55,311. The grant has been deemed to be a disparate certification allocation to be distributed among three towns as outlined below based on a prescribed grant formula amount for each town and the Town of Barnstable Police Department will act as the grant administrator and fiscal agent for all towns:

Total Allocation for Town of Barnstable/Barnstable Police Dept.:\$25,940

\$17,000: To purchase an Electronic Sign Board to be used for situational traffic concerns; public safety messaging; and as a public communications tool.

\$8,940: To fund the costs associated with the replacement of obsolete equipment in the Department's Mobile Command Unit/Emergency Operations Center.

Total Allocation for Town of Falmouth/Falmouth Police Dept.:\$11,312

\$10,012: To purchase and replace two (2) Speed Monitoring Awareness Radar Trailers used to assist with speed monitoring and motorist awareness.

\$1,300: To purchase "Body Beacon" rechargeable LED lights for 52 patrol officers to support officer safety when making traffic stops and other patrol-related stops where the visibility of the officer is important to prevent the officer from being hit by an oncoming motorist.

Total Allocation for Town of Yarmouth/Yarmouth Police Dept.:\$18,059

\$10,912: To fund the costs associated with the startup of a Traffic Unit to include data collection and traffic-related patrols. Aside from general traffic enforcement, the unit will also focus on impaired driving, traffic hotspots that generate citizen concern and human trafficking detected through routine traffic stops.

\$7,147: To purchase two (2) lidar speed detection units and a traffic data collection unit to support the initiatives of the newly formed Traffic Unit.

ANALYSIS: The acceptance of this grant will allow the aforementioned police departments to take action on the programs as described previously.

FISCAL IMPACT: There is no matching funding required for this grant. This is a reimbursement grant as expenses are incurred up to the total dollar amount of the grant. The Town of Barnstable Police Department will serve as the fiscal agent for all the towns and will be responsible for all grant reporting, reimbursement of funds and draw downs.

TOWN MANAGER RECOMMENDATION: Mark S. Ells, Town Manager recommends acceptance of this grant.

STAFF ASSISTANCE: Chief of Police Matthew K. Sonnabend, Anne Spillane

B. NEW BUSINESS (First Reading)

BARNSTABLE TOWN COUNCIL

**ITEM # 2019-040
INTRO: 10/18/18**

2019-040 APPOINTMENTS TO A BOARD/COMMITTEE/COMMISSION:

RESOLVED: That the Town Council appoints the following individuals to a multiple-member board/committee/commission: **Council on Aging:** Merrill Blum, 94 Waterview Drive, Centerville, as an alternate member to a term expiring 06/30/19; Janice Lariviere, 11 Vista Circle, Centerville, from an alternate position to a full member position to a term expiring 06/30/19; **Historical Commission:** Frances Parks, 67 Eaglestone Way, Cotuit, as a regular member to a term expiring 06/30/20; **Infrastructure and Energy Committee:** Alison Alessi, 72 Church Street, West Barnstable, as a regular member to a term expiring 06/30/19; John Boyle, 56 Hi-On-A-Hill Road, Centerville, as a regular member to a term expiring 06/30/19; Youth Commission: Alexandra Stampfl, c/o Hyannis Youth and Community Center, Bassett Lane Hyannis, as a regular student member to a term expiring 06/30/19

SPONSOR: Appointments Committee

DATE	ACTION TAKEN
_____	_____
_____	_____

- ___ Read Item
- ___ Rationale
- ___ Council Discussion
- ___ Move/Vote