



Town Council Meeting
November 20, 2025

A quorum being duly present, President Craig Tamash called the November 20, 2025, Town Council meeting to order at 6:00 P.M.

An announcement was made by President Tamash 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, William Crocker, Jr., John Crow, Lisa DaLuz, Thomas Keane, Matthew Levesque, Betty Ludtke, Barry Sheingold, Gordon Starr, Craig Tamash
ZOOM: Felecia Penn

Councilor Ludtke introduced and welcomed, veteran Scott Carrol to lead the pledge of allegiance followed by President Tamash who asked all to remain standing for a Moment of Silence for all who have given their lives in service of our country.

PUBLIC COMMENT:

President Tamash asked all who would like to comment, to sign in, wait to be recognized by the presiding officer, and direct your comments to the Town Council.

Gary Peters felt the deliberate destruction of the Save Greater Dowses Beach signs were dangerous and a public safety hazard. Someone had cut about 100 signs but left the stakes still in the ground, barely visual and easy for someone to step on them. He noted a foot injury is very difficult to heal.

Susanne Conley spoke about the electromagnetic force (EMF) readings on Covell's and Craigville beaches, that her group of concerned citizens have been monitoring. She explained the readings were high and will increase as more turbines are online.

Hilary Sandler was in favor of agenda item 2026-056. She felt this would help keep people and pets safe. Slower speed limits make our streets safer.

Hilli discussed the speeding problem next to Loop beach. She does not know what the solution is but felt police involvement makes a difference. She felt people who speed should be fined.

George Noonan invited the Town Council and the public to the Youth Commission's December 3rd 12th Annual Community Substance Abuse Prevention Forum from 6 pm – 8 pm at the Barnstable Adult Community Center, 825 Falmouth Road, Hyannis, MA. He spoke about the two (2) hour event, which will feature information from the Barnstable Police Department, a personal story from a guest speaker, a "Hidden in Plain Sight" interactive trailer, and resource tables.

Dawn Roche spoke about her son Trevor and his substance abuse and ultimate death. She said his death spurred her into action to help others, so they do not have to lose a loved one to drugs.

Patty Daley said she was concerned with the language on agenda item 2026-056. She questioned the language monitoring speed limit and how to apply it. She noted the Barnstable Police Department was not endorsing this item.

Laura Cronin felt the Town should work together to ensure the protection of our citizens. Safety, the environment, and growing the committees are the utmost issues the Town needs to address.

Barry Pina spoke about the speeding of vehicles in the Town. He noted there were young families in these neighborhoods. He urged Council to help with information and solutions for this troublesome issue.

Eric Schwaab spoke about his three concerns. He felt the Town should take up inclusionary zone ordinance, downzone West Main Street, and wondered about the status of the citizen petition, regarding the properties at 26 and 32 Pleasant Hill Lane. He asked for guidance toward a solution as the citizen petition had merit.

Joyce Nadrau supported the agenda item 2025-056 regarding reducing the speed of vehicles in the Town. She felt her neighborhood, which was now 30 miles per hour (mph) was very dangerous.

David Jackson supported the speed reduction but felt that was not enough. He suggested traffic cameras as it took less police manpower but also the enforcement component would need to be addressed.

Ronnie Mulligan felt the speed limit should be set at 20 mph within the Town.

Sandy Jones felt the Town should lower the speed limit and stand with the other 80 communities. She asked about the process for a speeding complaint and how the Town handled it.

Caitlin Dumas supported lowering the speed limit. She felt it was a proactive measure and it would make neighborhoods safe again.

Jeff Renard questioned the vote for agenda 2026-056. If there was a yes vote, then the measure would happen if it was no vote what the default would be. He asked for solutions, changing the speed limit to 25 mph would reduce residents dying, increase compliance with the laws and make our street safer.

Craig Mueller spoke in favor of reducing the speed limit from 30 mph to 25 mph. Speed makes a huge difference between 25 mph to 30 mph. He urged Council to pass this measure.

Kristen Terkelsen felt the no vote was flawed. She said road safety and speeding were the highest complaints. Residents want proactive solutions. Please look at the data, speed can kill. Please vote yea on the agenda item.

Larry Morin felt there was a suppression of public comment. He urged Council to reactivate the Roads Committee.

Paul Phalan spoke in favor of reducing the speed limit.

Heather Swenson supported reducing the speed limits in Town. She questioned Council if they had meet with residents regarding this issue. Please lower the speed limit, they work when they are enforced.

ZOOM

Ellen Nosal supported the reduced speed limits. She felt accepting the lower speed limits ensured safety of our neighborhoods.

Ken Nosal supported the reduced speed limits. He said the upfront cost for the new signs is negligible compared to possible injuries occurred to one of our residents.

Lisa Nagel spoke about property tax. She mentioned the possible increase to residential exemption. Walt Mayo supported the reduction of speed from 30 mph to 25 mph in thickly populated areas. He asked that the Council make the streets safe for our residents.

Jake Dewey was in favor of residential exemption as an inclusionary and density bonus.

Close Public Comments

President Tamash stated letters and emails sent to the Council, were shared with all Council members and will be posted on the Council website page.

COUNCIL RESPONSE TO PUBLIC COMMENT:

(Starr) Thanked the group who got all the information together about speeding.

(Bloom) (Daluz) (Ludtke) Supported the speed limit item.

(Sheingold) mentioned he was thankful for the group who did the research but disagreed and felt the information was inaccurate. He cautioned the Councilors and the public not to give the report much more creditability than it deserves. (Kupfer) Successful to inclusionary ordinance and the request for proposal will go out soon for an economist position to increase night signs. (Tamash) explained the speed cameras legislation did not pass at the state level.

TOWN MANAGER'S COMMUNICATIONS: (Pre-Recorded) 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 Town Manager and staff will be available to answer any questions regarding the report as presented. **(Exhibit A)**

- Budget action calendar for FY 2027 operating and capital budgets - update
- November 18, 2025, received EMF report from Susanne Conley – under review by staff
- The Town of Barnstable is currently updating its Open Space and Recreation Plan (OSRP) which is a tool through which a community plans for the future of its conservation and recreation resources.
- In accordance with the provisions of Massachusetts General Law Chapter 44, Section 55C, paragraph (b), the Town of Barnstable's Town Manager is seeking Town of Barnstable resident applicants to serve a 2-year term on the Town of Barnstable's Affordable Housing Growth & Development Trust (BAHGDT).
- The Barnstable Youth Commission is hosting their 12th Annual Community Substance Abuse Prevention Forum on Wednesday, December 3rd at the Barnstable Adult Community Center from 6:00-8:00 PM.
- Kelly Collopy, Communications Manager for the Public Works Department, provided an update on Water Resource Management planning including the Comprehensive Wastewater Management Plan.

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

Board of Health, F. P. Tom Lee, Chair gave an overview of the committee and their purpose. He discussed the mission and the duties of the Board of Health.

Golf Committee, Keith Hochstein, Chair gave an overview of the committee and their purpose. He discussed the rates at the golf courses.

Captain Greg Ketchen, USCG (Ret), President, Coast Guard Heritage Museum gave an update about the museum and invited all to see it.

Council Discussion:

(Tamash) Fantastic news about the memorial. As the son of a Coast Guard World War II D-Day veteran Thank You. (Clark) Is the museum going to be open during the Barnstable Village Stroll. (Ketchen) No, we close for the season on Veteran's Day. (Tamash) Students from the Massachusetts Institute of Technology (MIT) renewal energy clinic will be hosting an in-person conversation with Youth in Barnstable on December 2nd from 6:30 pm to 7:00 pm located at 438 Main Street Hyannis. (Clark) Open Space and Recreation and Plan - Open for public comments until November 26th. She noted the Barnstable residents have put together a phenomenal book on the revolutionary war, which dovetails a series with Ken Burns. The books are available for sale for \$25.00, in various places

President Tamash mentioned due to one of the Council members need to utilize Zoom, all votes will be roll call votes.

MINUTES:

Upon a motion duly made and seconded, it was voted to accept the minutes of November 6, 2025, as presented.

VOTE: PASSES 9 YES 4 ABSTAIN (CROCKER, DALUZ, KEANE, SHEINGOLD)

ROLL CALL: BLOOM, BURDICK, CLARK, CROW, LEVESQUE, LUDTKE, PENN, STARR, TAMASH

Break – 10 minutes

Mark Milne, Director of Finance, explained the Town has not received our preliminary certification values for the fiscal year 2026 from the Department of Revenue (DOR). We have been given permission by the DOR to post the proposed values on our website. We cannot vote on these items without the approval from DOR. He suggested moving agenda items 2026-50 and 2026-051 to the next meeting on December 4th, 2025.

2026-050 ALLOCATION OF TAX LEVY FISCAL YEAR 2026 – TAX FACTOR INTRO: 10/23/2025, 11/06/2025, 11/20/2025
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Upon a motion duly made and seconded it was to open and continue this item to 12/04/2025

RESOLVED: That the Town Council hereby votes to classify the Town of Barnstable under M.G.L. c. 40, § 56 at a Residential Factor of 1 (one) for the Fiscal Year 2026.

VOTE: OPEN AND CONTINUE TO PUBLIC HEARINGS ON 12/04/2025 - PASSES 13 YES

ROLL CALL: BLOOM, BURDICK, CLARK, CROCKER, CROW, DALUZ, KEANE, LEVESQUE, LUDTKE, PENN, SHEINGOLD, STARR, TAMASH

2026-051 ALLOCATION OF TAX LEVY FISCAL YEAR 2026 – RESIDENTIAL EXEMPTION INTRO: 10/23/2025, 11/06/2025, 11/20/2025

Upon a motion duly made and seconded it was to continue to 11-20-2025

RESOLVED: That the Town Council hereby votes to adopt a Residential Exemption of twenty-five percent (25%) for Fiscal Year 2026.

VOTE: CONTINUED TO 12/04/2025 - PASSES 13 YES

ROLL CALL: BLOOM, BURDICK, CLARK, CROCKER, CROW, DALUZ, KEANE, LEVESQUE, LUDTKE, PENN, SHEINGOLD, STARR, TAMASH

2026-053 APPOINTMENTS TO A BOARD/COMMITTEE/COMMISSION INTRO: 11/06/2025
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Upon a motion duly made and seconded, it was

RESOLVED: That the Town Council appoints the following individuals to a multiple-member Board/Committee/Commission: Comprehensive Financial Advisory Committee: Rimas Paskorius, as a regular member to a term expiring 06/30/2028.

VOTE: PASSES 12 YES 1 ABSTAIN (DALUZ)

ROLL CALL: BLOOM, BURDICK, CLARK, CROCKER, CROW, KEANE, LEVESQUE, LUDTKE, PENN, SHEINGOLD, STARR, TAMASH

2026-055 APROPRIATION ORDER IN THE AMOUNT OF \$600,000 IN COMMUNITY PRESERVATION FUNDS FOR THE PURPOSE OF THE TOWN ACQUIRING A CONSERVATION RESTRICTION ON A 13± ACRE PROPERTY LOCATED AT 3640 FALMOUTH ROAD IN MARSTONS MILLS INTRO: 11/06/2025

Open Public Hearing

Lindsey Counsell, Community Preservation Committee, gave the rationale. Janet Milkman, Executive Director of the Barnstable Land Trust, gave an overview of the PowerPoint presentation.

Council Discussion

(Starr) What is the obligation with conservation restrictions (Milkman) Monitoring every couple of years. (Starr) Is there access to the pond (Milkman) Yes. (Levesque) Giving access to the project site kept the conservation restriction. What about available parking (Milkman) It is off Old Post Road, which is the existing car park which we may have to enlarge it. This is to be determined but it will not be off Route 28, it will stay off Old Post Road.

Seeing no one online or in-person, 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 **\$600,000** be appropriated first from the amount set-aside for Open Space and Recreation within the Community Preservation Fund and secondly from the Community Preservation Undesignated Fund for the purpose of the Town, acting by and through its Town Manager, acquiring a perpetual Conservation Restriction (CR) from Barnstable Land Trust, Inc. pursuant to M.G.L. c. 184, sections 31-32, on a 13± acre property located at 3640 Falmouth Road in Marstons Mills, shown as Assessors Map 058, Parcel 012, for open space, conservation and passive recreation purposes, as well as the right to engage in restoration activities in connection with the existing Mill Pond that is partially located on the property. The Town Council authorizes the Town Manager to negotiate the terms of the CR, subject to the approval of the Secretary of Energy and Environmental Affairs. It is further ordered that the Town Manager is authorized 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 negotiate, accept, approve, execute, receive, deliver and record any written instruments to effectuate this Order and complete this transaction.

VOTE: PASSES 13 YES

ROLL CALL: BLOOM, BURDICK, CLARK, CROCKER, CROW, DALUZ, KEANE, LEVESQUE, LUDTKE, PENN, SHEINGOLD, STARR, TAMASH

2026-056 ORDER ACCEPTING THE PROVISIONS OF SECTION 17C OF CHAPTER 90 OF THE MASSACHUSETTS GENERAL LAWS INTRO: 11/06/2025

Councilor Ludtke gave the rationale. She mentioned speaking with a police officer from Worcester MA. She said the officer's opinion on this item was 50 50 on effectiveness of this measure. There needed to be education and enforcement for this measure to work. The officer said \$40,000 is nothing compared to saving a life.

Council Discussion

(Penn) She questioned validity of this measure – drivers speed now and how a change in signage will stop the behavior. She felt the issue was enforcement not speeding limits. (Starr) Questioned the thickly settled areas of the Town. (Tamash) explained the definition was in the ordinance.

(Terkelsen), who was a former sponsor of the item, discussed their efforts with Geographic Information Systems (GIS) to try to map out this area. She said the information on the roads did not match the database, database information did not match the roads information, there were too many signs. She said the best information we have is in that presentation. (Tamash) There is no listing of the thickly

settled roads then.

(Keane) Speed is a real issue. He felt the best solution is an engineering solution unfortunately that will take a lot of money and years to complete. (Clark) Signage is not enough. She noted 50 percent of roads in Barnstable are private roads. (Nober) She cautioned Council that this item was not town wide (Sheingold) supports the item was wondering how this works regarding the business district. (Challies) Thickly settled is less than 200 feet to one half a mile or more which is a standard set. (Santos) We do not have an inventory of what roads are thickly settled. We would have to collect data to inform you of the status. Department of Public Works (DPW) would have to look at setting speed limits, maintaining roads, and determine if one speed limit fits all roads We need to look at road configuration, enforcement and education as there are 900 roads, 450 miles. We do not have all the information, and you want the DPW and the Police to understand and investigate all the information. (Levesque) Worchester did an extensive review before moving forward. He thanked the group who got the information, but the ordinance is not complete. (Crocker) Do not let perfect be the enemy of the good. Let's accept it and at the same time get DPW to start a study of the thickly settled areas.

President Tamash turned the gavel over to Vice-president Clark.

(Tamash) explained he opposed this item, not on a personal basis but on 40 plus years as a police officer. He felt it does not matter what is posted without enforcement people will speed. He said the signs become background. He added the three parts of the traffic triangle needed to ensure success are education, engineering and enforcement. He noted this item will not help the private roads and this applies to public streets only. He spoke about a police officer needed to verify for 1/8 mile the vehicle speeding on these thickly settled side streets. He said this was a lot of DPW and manpower resources for very little payback. He supported speed cameras and red-light cameras. (Burdick) Understood this to be a sweeping code change. It is not responsible. (Crow) Is West Main Street, business district, going to be 25 mph and what about Route 28, the state sets that one. (Santos) He said Attorney Nober was pointing out this item does not apply to state roads, school zones and roads that have existing regulations. She added that the Town can do this regulation on a road-by-road basis. (Bloom) There is not enough information, maybe we should postpone it. (Santos) Said yes and felt the Council should have the Town Manager be tasked to thoroughly evaluate this proposal and come back with a recommendation from staff. (Nober) Suggested you could withdraw this item and then separately direct staff to undertake the necessary work I would recommend just withdrawing it.

Council Discussion

(Daluz) I would not like to see this item withdrawn people have come as they are worried about the safety of their loved ones. There is a time that people need to act, and I feel that time is now.

Upon a motion duly made and seconded, it was

ORDERED: That the Town Council does hereby accept the provisions of Section 17C of Chapter 90 of the Massachusetts General Laws to allow the Town to establish a speed limit of 25 miles per hour on any roadway inside a "thickly settled or business district" in the Town, as defined by G.L. c. 90, sec. 1, on any way that is not a state highway; provided that the Town shall do so on a Town-wide basis for all roads inside the thickly settled or business districts in the Town; and further directs the Town Manager or his designee to notify the Division of Highways within the Massachusetts Department of Transportation upon establishing such a speed limit.

VOTE: WITHDRAW THIS ITEM - PASSES 8 YES 5 NO (CROCKER, KEANE, LEVESQUE, LUDTKE, SHEINGOLD) ROLL CALL: BLOOM, BURDICK, CLARK, CROW, DALUZ, PENN, STARR, TAMASH

(Tamash) Addresses the Town Manager to say we will talk about this item which will involve a plan with all applicable departments. (Ells) Understood we will come back to you with a scope, schedule and a budget.

CONSENT AGENDA

Upon a motion duly made and seconded it was to refer Items 2026-058 through 2026-061, as written to individual public hearings to be held on each item at the Town Council meeting on December 4, 2025.

VOTE: PASSES 12 YES 1 ABSTAIN (DALUZ)

ROLL CALL: BLOOM, BURDICK, CLARK, CROCKER, CROW, KEANE, LEVESQUE, LUDTKE, PENN, SHEINGOLD, STARR, TAMASH

**2026-057 ORDER WAIVING FEES FOR CONSTRUCTION WORK BY THE TOWN OF BARNSTABLE DEPARTMENT OF PUBLIC WORKS FOR THE EXPANSION AND RENOVATION OF THE WATER POLLUTION CONTROL FACILITY LOCATED AT 617 BEARSES WAY, HYANNIS, MA
INTRO: 11/20/2025**

Upon a motion duly made and seconded it was

ORDERED: Notwithstanding the provisions of any ordinance of the Town regarding schedules of fees, the construction project for the upgrades to the Water Pollution Control Facility (WPCF) at 617 Bearses Way, Hyannis, MA by the Town of Barnstable (the "Project") shall hereby be exempt from payment of such fees; provided that if the Town is required to hire outside inspectors with special expertise to inspect any aspect of the Project, the Department of Public Works will pay those costs.

VOTE: WITHDRAWN

2026-058 APPROPRIATION ORDER IN THE AMOUNT OF \$721,935 AND FURTHER REDUCTION IN BORROWING AUTHORIZATION FOR THE HYANNIS GOLF COURSE CLUB HOUSE RESTORATION PROJECT INTRO: 11/20/2025

Upon a motion duly made and seconded it was

ORDERED: That the insurance proceeds received by the Town in the amount of **\$721,935** be appropriated for the purpose of funding the Hyannis Golf Course Club House Restoration Project, and that the borrowing authorization under Town Council Order 2024-138 approved on May 02, 2024 in the amount of **\$2,950,000**, which was reduced on June 26, 2025 under Town Council Order 2025-190 by the amount of **\$583,242** to **\$2,366,759**, be further reduced to **\$1,644,824**

VOTE: OPEN AND CONTINUE TO 12/04/2025 - PASSES 12 YES 1 ABSTAIN (DALUZ)

ROLL CALL: BLOOM, BURDICK, CLARK, CROCKER, CROW, KEANE, LEVESQUE, LUDTKE, PENN, SHEINGOLD, STARR, TAMASH

2026-059 APPROPRIATION ORDER IN THE AMOUNT OF \$1,000,000 FOR THE CULINARY KITCHEN PROJECT AT BARNSTABLE HIGH SCHOOL INTRO: 11/20/2025

Upon a motion duly made and seconded it was

ORDERED: That the amount of **\$1,000,000** be appropriated from the General Fund reserves for the purpose of funding the Barnstable High School Culinary Kitchen Project as outlined in the Fiscal Year 2026 – Fiscal Year 2030 Capital Improvement Plan, including the payment of costs incidental or related thereto; and that the School Committee is authorized to contract for and expend the appropriation made available for these purposes.

VOTE: OPEN AND CONTINUE TO 12/04/2025 - PASSES 12 YES 1 ABSTAIN (DALUZ)

ROLL CALL: BLOOM, BURDICK, CLARK, CROCKER, CROW, KEANE, LEVESQUE, LUDTKE, PENN, SHEINGOLD, STARR, TAMASH

2026-060 APPROPRIATION ORDER IN THE AMOUNT OF \$200,000 FOR THE PURPOSE OF FUNDING A SHORTFALL IN THE INSURANCE PREMIUM AND DEDUCTIBLE BUDGET FOR FISCAL YEAR 2026 INTRO: 11/20/2025

Upon a motion duly made and seconded it was

ORDERED: That the amount of **\$200,000** be appropriated from the General Fund Reserves for the purpose of funding the additional premium and deductible costs associated with the Town's casualty insurance policies in Fiscal Year 2026.

VOTE: OPEN AND CONTINUE TO 12/04/2025 - PASSES 12 YES 1 ABSTAIN (DALUZ)

ROLL CALL: BLOOM, BURDICK, CLARK, CROCKER, CROW, KEANE, LEVESQUE, LUDTKE, PENN, SHEINGOLD, STARR, TAMASH

2026-061 APPROPRIATION ORDER IN THE AMOUNT OF \$400,000 FOR THE PURPOSE OF FUNDING OUTSIDE COUNSEL EXPENSES OF THE LEGAL DEPARTMENT INTRO: 11/20/2025

Upon a motion duly made and seconded it was

ORDERED: That the amount of **\$400,000** be appropriated from the General Fund Reserves for the purpose of paying operating expenses of the Legal Department for the services of the law firm of Anderson & Kreiger LLP, which is serving as outside counsel to the Town with respect to the lawsuit filed against the Town in July 2024 by the Conservation Law Foundation (CLF) and the November 6, 2025 Notice of Intent to file suit under state law sent by CLF to the Town.

VOTE: OPEN AND CONTINUE TO 12/04/2025 - PASSES 12 YES 1 ABSTAIN (DALUZ)

ROLL CALL: BLOOM, BURDICK, CLARK, CROCKER, CROW, KEANE, LEVESQUE, LUDTKE, PENN, SHEINGOLD, STARR, TAMASH

Upon a motion duly made and seconded it was referring agenda items 2026-062 and 2026-063 to a Second Reading on December 4th, 2025

VOTE: REFER TO 2ND READ on 12/04/2025 - PASSES 13 YES

ROLL CALL: BLOOM, BURDICK, CLARK, CROCKER, CROW, DALUZ, KEANE, LEVESQUE, LUDTKE, PENN, SHEINGOLD, STARR, TAMASH

2026-062 ORDER AUTHORIZING AND APPROVING A CONSERVATION RESTRICTION TO BE GRANTED BY THE TOWN TO BARNSTABLE LAND TRUST, INC. UPON 1.05± ACRES OF PROPERTY AT 71 HARJU ROAD IN CENTERVILLE INTRO: 11/20/2025

Upon a motion duly made and seconded it was

ORDERED: That, pursuant to M.G.L. c. 184, section 32, the Town Council hereby approves the Conservation Restriction ("CR") substantially in the form attached hereto to be granted by the Town of Barnstable to Barnstable Land Trust, Inc. ("BLT") upon 1.05± acres of property located at 71 Harju Road in Centerville, shown as Assessors Map 147, Parcel 079, and acquired by the Town for open space and recreation purposes in accordance with Item No. 2014-060, passed February 27, 2014, and a deed recorded at the Barnstable County of Registry of Deeds in Book 28077, Page 269. It is further ordered that the Town Manager is authorized to negotiate and finalize the terms of the CR, subject to the approval of the Secretary of Energy and Environmental Affairs, and to execute, receive, deliver and record any written instruments to effectuate this Order and complete the grant of the CR to BLT consistent with the intent of said Item No. 2014-060; and that the Town Council President is authorized to sign the CR on the Town Council's behalf.

VOTE: REFER TO 2ND READ on 12/04/2025 - PASSES 13 YES

ROLL CALL: BLOOM, BURDICK, CLARK, CROCKER, CROW, DALUZ, KEANE, LEVESQUE, LUDTKE, PENN, SHEINGOLD, STARR, TAMASH

2026-063 ORDER AUTHORIZING AND APPROVING A CONSERVATION RESTRICTION TO BE GRANTED BY THE TOWN TO BARNSTABLE LAND TRUST, INC. UPON 2.57± ACRES OF PROPERTY AT 111 PRINCE AVENUE IN MARSTONS MILLS INTRO: 11/20/2025

Upon a motion duly made and seconded it was

ORDERED: That, pursuant to M.G.L. c. 184, section 32, the Town Council hereby approves the Conservation Restriction ("CR") substantially in the form attached hereto to be granted by the Town of Barnstable to Barnstable Land Trust, Inc. ("BLT") upon 2.57± acres of property located at 111 Prince Avenue in Marstons Mills, shown as Assessors Map 076, Parcel 036, and acquired by the Town for open space and recreation purposes in accordance with Item No. 2015-138, passed May 7, 2015, and a deed recorded at the Barnstable County of Registry of Deeds in Book 29046, Page 215. It is further ordered that the Town Manager is authorized to negotiate and finalize the terms of the CR, subject to the approval of the Secretary of Energy and Environmental Affairs, and to execute, receive, deliver and record any written instruments to effectuate this Order and complete the grant of the CR to BLT

consistent with the intent of said Item No. 2015-138; and that the Town Council President is authorized to sign the CR on the Town Council's behalf.

VOTE: REFER TO 2ND READ on 12/04/2025 - PASSES 13 YES

ROLL CALL: BLOOM, BURDICK, CLARK, CROCKER, CROW, DALUZ, KEANE, LEVESQUE, LUDTKE, PENN, SHEINGOLD, STARR, TAMASH

2026- 064 AMENDING THE CODE OF THE TOWN OF BARNSTABLE, PART I GENERAL ORDINANCES, CHAPTER 170 RENTAL PROPERTIES, TO INCREASE THE RENTAL REGISTRATION FEE INTRO: 11/20/2025, 12/11/2025
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Upon a motion duly made and seconded it was

ORDERED: That the Code of the Town of Barnstable, Part I General Ordinances, Chapter 170 Rental Properties, is hereby amended by deleting § 170-8 in its entirety and inserting the following new § 170-8 in its place:

"§ 170-8. Fee for registration.

There shall be a fee of \$250 to procure a certificate of registration. The fee for a certificate of registration for any additional units owned by the same owner at the same address shall be \$250 per unit."

VOTE: REFER TO PUBLIC HEARING ON 12/11/2025 - PASSES 13 YES

ROLL CALL: BLOOM, BURDICK, CLARK, CROCKER, CROW, DALUZ, KEANE, LEVESQUE, LUDTKE, PENN, SHEINGOLD, STARR, TAMASH

President Tamash said the Town Council will enter an executive session pursuant to G.L. c. 30A, sec. 21(a)(3) to discuss strategy with respect to litigation since a discussion in open session may have a detrimental effect on the litigating position of the Town and Town Council. Specifically, the Town Council will discuss the lawsuit filed against the Town in July 2024 by the Conservation Law Foundation (CLF) regarding claims under the federal Clean Water Act as well as the Notice of Intent to Sue dated November 6, 2025 from CLF to the Town regarding claims under state environmental laws; and pursuant to G.L. c. 30A, sec. 21(a)(6) to consider the purchase, exchange, lease or value of real property, specifically, the property located at 0, 167 and 177 Pleasant Street in Hyannis, since a discussion in open session may have a detrimental effect on the negotiating position of the Town and Town Council. The Town Council will not return to public session after the executive session.

VOTED TO ADJOURN:

VOTE: PASSES 13 YES

ROLL CALL: BLOOM, BURDICK, CLARK, CROCKER, CROW, DALUZ, KEANE, LEVESQUE, LUDTKE, PENN, SHEINGOLD, STARR, TAMASH

Adjourn at 9:21 PM

Respectfully submitted,

Assistant Town Clerk
Janet E. Murphy

NEXT MEETING: December 4, 2025

Exhibits:

A. Town Manager report