

MEETING NOTES

COMMONWEALTH OF MASSACHUSETTS

Barnstable, ss.

At a regular meeting of the County Commissioners held in the Superior Courthouse in Barnstable on the twenty third day of October, A.D. 2013.

Chairman Flynn called the meeting to order at 10:12 a.m.

Board of the Barnstable County Commissioners:

Mary Pat Flynn Present

Sheila R. Lyons Present

Commissioner William Doherty was not present but joined in calling remotely from his house.

Commissioner Flynn informed the public that according to the open meeting law the quorum has been met by Commissioner Doherty calling in. The voting system will be by roll call.

Staff Present:

Mark Zielinski County Administrator

Justyna Marczak Administrative Assistant

The Commissioners recited the Pledge of Allegiance followed by a Moment of Silence.

I. No Public Comment

II. Discussion and potential vote on supplemental budget request for the fertilizer management DCPC - Bill Clark, Director of the Cape Cod Cooperative Extension.

Bill Clark presented the Commissioners the request for budget supplemental in the amount of \$88,000.00 to cover expenses involving Fertilizer Management DCPC. That cost would include Administrative Assistant position, Educational brochure for every household on Cape Cod, UMass Extension Turf Program Contract with fertilizer training and education program and online training, and Assessment and Marketing.

Commissioner Flynn raised the question of enforcement of the fertilizer regulations by towns.

Mr. Clark said that the town's health agents have the same concerns; they worry about not having enough people to help them with that enforcement. Commissioner Flynn said that might be something County could help with.

Mr. Zielinski asked who would reinforce the penalties for not complying with the regulations. Mr. Clark said the towns would be responsible for that.

Commissioner Lyons stated that the County should officially support the towns and help to provide the education and outreach regarding this matter.

Mr. Clark said that once the County knows which towns adopted it in December 2013 we could start the communication with them.

Mr. Clark is scheduled to speak in front of the Assembly of Delegates regarding this matter on November 6, 2013.

Motion made by Commissioner Doherty to approve the supplemental budget request for the fertilizer management DCPC in the amount of \$88,000.00, 2nd by Commissioner Lyons, approved 3-0-0.

Roll call: Lyons "aye", Doherty "aye", Flynn "aye".

III. Discussion and potential vote on supplemental budget request for the regional aerial flyover - Paul Niedzwiecki, Executive Director of Cape Cod Commission.

Paul Niedzwiecki and Kristy Senatori talked about the request for the supplemental budget for the regional aerial flyover to create maps that would be used for the wastewater project.

Ms. Senatori said that the cost for the individual town to fly over the Cape Cod area would be ranging in \$742,000.00 - \$1,031,000.00. The Massachusetts Orthoimagery Consortium (MassOrtho) is proposing to fly the entire Barnstable County for \$303,000.00. That would be up to 71% in cost savings and the data would be updated every 5 years. The towns would be asked to participate financially, however they would be required to pay one third of the cost. Mr. Niedzwiecki also suggested that the towns could pay some sort of a membership fee as members of SIO (Strategic Innovation Office) and that would allow for the funds to accumulate in 5 years so the next flyover would be less of a financial burden for the towns.

The Cape Cod Commission is proposing for the County of Barnstable to contribute \$200,000.00 for that project and have the remaining balance covered by the towns.

Commissioner Lyons asked if the County will own the orthoimagery and the services the MassOrtho is offering once we purchase it. Mr. Niedzwiecki said yes, it will be unlimited use unlike the lease.

Also Mr. Niedzwiecki said that MassOrtho would need the answer from the County by December 15, 2013.

Mr. Niedzwiecki said that this proposal will be presented to the Governing Committee (Smarter Government Steering Committee), this afternoon.

Commissioner Doherty raised his concerns regarding the resolution of the pictures that will be taken during the flyover. Mr. Niedzwiecki stated that there is a quality assurance in the contract with MassOrtho; the resolution must meet the needs that are stated in the contract.

Motion made by Commissioner Flynn to support the supplemental budget request for the regional aerial flyover in the amount of \$200,000.00, 2nd by Commissioner Doherty, approved 3-0-0.

Roll call: Lyons "aye", Doherty "aye", Flynn "aye".

IV. Discussion and potential vote on Ordinance 13-06 "Amendment to the Cape Cod Commission Regulations of General Application, Municipal Application for Revisions to

Development of Regional Impact Thresholds" as adopted by the Assembly of Delegates on October 2, 2013.

Motion made by Commissioner Doherty to support the ordinance 13-06, 2nd by Commissioner Lyons, approved 3-0-0.

Roll call: Lyons "aye", Doherty "aye", Flynn "aye".

V. Discussion and potential vote on resolution 13-04 to approve budget transfers for FY2014 for Resource Development Office - AmeriCorps, as Adopted by the Assembly of Delegates on October 2, 2013.

Motion made by Commissioner Lyons to approve budget transfers for FY2014 for Resource Development Office - AmeriCorps, as Adopted by the Assembly of Delegates on October 2, 2013, 2nd by Commissioner Doherty, 3-0-0.

Roll call: Lyons "aye", Doherty "aye", Flynn "aye".

VI. Discussion and Potential Vote to Hire the New Interim County Administrator.

The Commissioners are waiting for Mr. Michael Brillhart to review and sign the contract.

VII. Commissioners Actions

Motion made by Commissioner Doherty to approve the Minutes of October 2, 2013, 2nd by Commissioner Lyons, approved 3-0-0.

Roll call: Lyons "aye", Doherty "aye", Flynn "aye".

Motion made by Commissioner Lyons to approve the following Summary of

Items, 2nd by Commissioner Doherty, approved 3-0-0:

Roll call: Lyons "aye", Doherty "aye", Flynn "aye".

- 1) Authorized a payment in the amount of \$333,642.03 for health, dental and vision insurance for employees and retirees for the month of November 2013.
- 2) Ratified the actions of Mark Zielinski, County Administrator for executing the 15th Amendment to Contract between Cape Light Compact (CLC), in accordance with our responsibility as fiscal agent for CLC, and Housing Assistance Corporation in the amount of \$2,331,441.56 for Low-income Single-family and Multi-family Energy Efficiency Services, for the period of January 1, 2013 - December 31, 2013.
- 3) Executed the 2nd Amendment to Contract between Cape Light Compact (CLC), in accordance with our responsibility as fiscal agent for CLC, and Honeywell International, Inc. in the amount of \$84,377.00 for energy efficiency commercial & Industrial ancillary services, for the period of January 1, 2013 - December 31, 2013.
- 4) Executed the Contract between Barnstable County, Cape Cod Commission and U.S. Economic Development Administration in the amount of \$60,000.00 to accept the Financial Assistance Award for the Comprehensive Economic Development Strategy, for the period of September 20, 2013 - September 19, 2015.
- 5) Executed the Contract between Cape Cod Cooperative Extension and Department of Fishery and Game, Division of Marine Fisheries in the amount of \$25,000.00 for a joint program of

- shellfish propagation in Barnstable County, with the execution through June 30, 2014.
- 6) Executed the Subcontract between Barnstable County and University of Massachusetts/Amherst, in the amount of \$57,300.00 to cover the Cape Cod Cooperative Extension staff's salaries, for the period of September 13, 2013 - September 30, 2014.
 - 7) Executed the Subordination of HOME mortgage for Richard & Rebekka Cottrell.
 - 8) Executed the Contract between Cape Cod Commission and Accela, Inc. in the amount up to \$75,886.00 for the adoption of ePermitting solution utilizing DLTA (District Local Technical Assistance program) grant funds for the Town of Harwich, for the project completion within three months of execution.
 - 9) Executed the Estoppel Certificate for Province Landing HOME project stating the amount of the HOME loan (\$125,000.00) and that the Owner/Borrower is not in default.
 - 10) Executed the Contract Amendment between County of Barnstable and the Department of Public Health in the amount of \$41,250.00 for the Tobacco Program to receive the additional funding for the CTG (Community Transformation Grant) contract, for the period of July 1, 2013 - June 30, 2014.
 - 11) Executed the revised Contract between County of Barnstable and the Commonwealth of Massachusetts in the amount of \$100,000.00 to provide services to child abuse victims and their families through June 30, 2014.
 - 12) Ratified the actions of Mark Zielinski, County Administrator for awarding the Bid for Paving the Complex sidewalks to Dandel Construction Inc. as the responsive, responsible bidder offering the lowest price.

- 13) Appointed Stacie Peugh as the Representative and P.J. Richardson as Alternate to the Barnstable County Health and Human Service Advisory Council, for a three year term: 10/17/13 - 05/31/2016.
- 14) Approved the request from Cape Cod Commission for the cost proposals to develop a Regional Wide Area Network to be longer than three years (three, five and ten year terms).

In her capacity as Chairman, Commissioner Flynn:

- 15) Executed Certificate for Dissolving Betterments for Jean E. Kane.
- 16) Executed Certificate for Dissolving Betterments for Michael D. Doucet.
- 17) Executed Certificate for Dissolving Betterments for James J. Duddy and Michelle L. Duddy.
- 18) Executed Certificate for Dissolving Betterments for William Lancaster and Donna J. Lancaster.
- 19) Executed Certificate for Dissolving Betterments for Kathryn L. Riley a/k/a Kathryn L. Vohs.
- 20) Executed Certificate for Dissolving Betterments for Robert C. Loomis and Terri L. Donlon.
- 21) Executed Certificate for Dissolving Betterments for Samrouay Jones.
- 22) Executed Certificate for Dissolving Betterments for Malcolm Meldahl, Successor Trustee Meldahl Realty Trust u\&t dated 12/29/87.
- 23) Executed Certificate for Dissolving Betterments for Geraldo D. Baracho and Aldeide F. Baracho a\&a Aldeidi F. Baracho.

- 24) Executed Certificate for Dissolving Betterments for David Bystritsky and Frida Bystritsky.
- 25) Executed Certificate for Dissolving Betterments for Judith Thompson - Mass.
- 26) Executed Certificate for Dissolving Betterments for Donald L. Avery and Eva B. Avery.

VIII. Commissioners Reports

Commissioner Flynn will be attending the Celebration to honor the life of Bill Murray November 7, 2013 at 6:00 p.m.

Commissioner Lyons mentioned that the Cape 2-0 on line game for non-profit organizations has launched on October 21, 2013.

Commissioner Flynn attended the Cutting Ribbon Ceremony at the Santuit Dam Pond in Mashpee on October 18th at 11:00 a.m.

Mr. Zielinski informed the Commissioners that the Barnstable Fire Fighters Association is asking for the permission to use the County Complex parking lot on Saturday, October 26, 2013 for the 21st Annual Barnstable Village Road Race.

Motion made by Commissioner Lyons to approve the request from the Barnstable Fire Fighters Association to use the County Complex parking lot on Saturday, October 26, 2013 for the 21st Annual Barnstable Village Road Race, 2nd by Commissioner Doherty, approved 3-0-0.

Roll call: Lyons "aye", Doherty "aye", Flynn "aye".

Barnstable, ss. at 11:25 a.m. on this twenty third day of October, A.D. 2013, Commissioner Flynn moved to adjourn, 2nd by Commissioner Lyons, approved 3-0-0.