

**MEETING NOTES**

COMMONWEALTH OF MASSACHUSETTS

Barnstable, ss.

At a regular meeting of the County Commissioners held at the Barnstable Superior Courthouse on the fourth day of December, A.D. 2013.

Chairman Flynn called the meeting to order at 1:02 p.m.

**Board of the Barnstable County Commissioners:**

Mary Pat Flynn	Present
Sheila R. Lyons	Present
William Doherty	Present

**Staff Present:**

Michael Brillhart	County Administrator
Mark Zielinski	Director of Finance
Justyna Marczak	Administrative Assistant

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

**I. Public Comment**

Peter Kenney of Yarmouth, MA spoke stating that the Cape and Vineyard Electric (CVEC) was supposed to be run independently from Barnstable County. He asked the Commissioners to call for the audit from the Attorney General regarding CVEC and the County's involvement with CVEC.

Next Eric Bibler of Weston, CT spoke stating that he sent an email to the County Commissioners regarding proposed resolution "Statement of Support for the Barnstable County Assembly of Delegates" to refer CVEC and Cape Light Compact (CLC) to Inspector General and Attorney General for further investigation. Commissioner Flynn confirmed that that document was received by the Commissioners and they will address it at the end of the meeting.

Commissioner Flynn also advised Mr. Bibler that under public comment the Commissioners cannot comment or respond to anything that is being presented to them.

Mr. Bibler listed the documents he attached to the Commissioners' email:

- Cape Light Compact Municipal Aggregation Plan,
- Intergovernmental Agreement of the Cape Light Compact,
- Member Services Agreement between Barnstable County, the Cape Light Compact and the Cape & Vineyard Electric Cooperative,
- Administrative Services Agreement between the CLC and Barnstable County Administrative Services Agreement between CVEC and Barnstable County,

and asked the Commissioners to include them in today's meeting minutes. Mr. Bibler also asked that the Commissioners discussed the proposed resolution under the new business today or to schedule it as a new agenda item at their next meeting.

**II. Forest Fire Prevention / Land Management Update - William Clark, Director, Cape Cod Cooperative Extension.**

Bill Clark talked about wild fire plans for 12 out of 15 Cape Cod towns to identify areas that are at risk and how to manage those properties. The Cooperative Extension developed a plan for the whole Barnstable County including town and private properties. The Department developed competitive grants to the towns to help them with implementation of the plan. The awarded towns were Harwich, Brewster, Dennis, West Barnstable, Mashpee and Sandwich. In addition the AmeriCorps program has 6 members working with wildfire management, currently working with Harwich, Orleans, Falmouth and Brewster. The Barnstable County still remains at risk for wild fires, with Plymouth and Barnstable counties considered to be second at risk to southern California for wild fires.

Commissioner Doherty stated that those plans are very important as the County puts more conservation areas under the Land Management Program other than residential areas.

The Cooperative extension also manages Land Management grants for Dennis, Eastham, Mashpee, Provincetown and Yarmouth.

Mark Zielinski asked how were the National Seashore and Otis base coordinated in the wild fire plan. Mr. Clark stated that they have their own plans.

Commissioner Doherty congratulated Mr. Clark on a wonderful and very meaningful work the Cape Cod Cooperative Extension is providing for the County.

**III. Hazardous waste Update - Michael Maguire, Cape Cod Cooperative Extension.**

Michael Maguire gave the Commissioners an update on the Household Hazardous Waste Collections. Currently the County offers 22 hazardous waste collections a year. The County offers a bid for the towns on those collections. Paint dominates the collection of hazardous materials. In the past 5 years oil based paint represented 50% in overall cost and 60% in overall volume. Currently it costs about \$70,000.00 to dispose oil based only paint. According to Mr. Maguire the cost for disposal of all paint for the County is over \$100,000.00 per year.

There is a shift in the country to support legislation proposed by American Coating Association (representing 95% of all paint manufacturers) to place universal fee on purchase price of paint (average of \$0.75 per 1 gallon can). That would potentially save Barnstable County towns over \$100,000.00 a year. The user fee would be introduced for individuals to be charged each time they buy paint a small fee. Currently 4 out of 6 New England states have passed this legislation: CT, RI, VT and ME, with NH in the process of introducing this legislation. Mr. Maguire also mentioned that the fee rate would be based on disposal cost alone and all revenue from the fees would be managed exclusively for paint disposal and could not be reallocated.

Mr. Maguire asked the Commissioners for their approval for him to get involved in the study and attend meetings.

Commissioners supported Mr. Maguire and asked him to come back and give them an update in the spring of 2014.

**IV. Cape Cod Economic Development Council (CCEDC) Update - Paul Rummul and Felicia Penn.**

Felicia Penn and Paul Rummul talked about the financial status of license plate funds and the projects CCEDC is currently involved with.

For the FY14 the total revenue for the Cape Cod Economic Development Council will be \$549,434.37 with the total expenses of \$500,476.00 that include:

- Financial support to Cape Cod Commission,
- Cape and island plate marketing,
- Rest area support,
- Arts Foundation,
- Smarter Cape support,
- Web site maintenance,
- Grant program

Mr. Rummul also gave financial update on Cape and Islands License Plate, marketing funds.

Felicia Penn talked about the funds, large grants and small grants with 5 year implementation plan. Also CCEDC is working with Cape Cod Commission on reprioritizing their projects from 16 to 6-8 projects a year. In 2012 the Council founded County wide IT and Communications audit which was costly but very successful. The finding can be found on [www.capecodedc.org](http://www.capecodedc.org).

Next Mr. Rummul talked about the Committee Council and filling two vacancies soon.

The CCEDC is also involved in Smarter Cape, more information can be obtained at [www.smartercape.org](http://www.smartercape.org).

**V. Cape and Vineyard Electric Cooperative (CVEC) Update and Award presentation.**

John Checklick, president for CVEC, talked about the 2013 Leadership Award that CVEC received from the Local Energy Aggregation Network. The Cooperative was named a Clean Energy Champion for 2013. CVEC, since its inception in 2007, has been working to develop renewal energy projects on Cape Cod and currently is working on solar energy projects. The round 1 consists of 16 megawatts projects in 7 towns both on the Cape and Martha's Vineyard. CVEC 7 is another phase - small projects throughout the Cape generating 7500 kilowatts of energy. Round 2 will consist of a group of projects among 10 towns on the Cape and Martha's Vineyard including Fire District and Dennis-Yarmouth school districts. Those 22 projects will generate about 20 megawatts of energy, with 11 projects being in the beginning of construction stages. The solar projects will provide about 70% of electrical energy that those entities use on the annual basis. In terms of revenue the solar projects will bring \$900,000.00 in savings for first year for round 1 and a \$1,000,000.00 savings for round 2. Those projects on top of financial savings will also provide significant improvement in quality of life through reduced carbon offsets.

**VI. Discussion and Potential Vote on the Barnstable County Strategic Plan 2014 - 2018.**

The Commissioners received one comment from the public and are reviewing it before taking a final vote on the Strategic Plan.

**VII. Discussion and Potential vote on Ordinance 13-10 to add to County's operating budget for FY14 the supplemental**

**appropriations for the Fertilizer Management DCPC, as adopted by the Assembly of Delegates on November 20, 2013.**

*Motion made by Commissioner Doherty to approve the Ordinance 13-10 to add to County's operating budget for FY14 the supplemental appropriations for the Fertilizer Management DCPC, as adopted by the Assembly of Delegates on November 20, 2013, 2<sup>nd</sup> by Commissioner Lyons, approved 3-0-0.*

**VIII. Discussion and Potential vote on Ordinance 13-11 to add to County's operating budget for FY14 the supplemental appropriations for Orthoimagery Acquisition Project, as adopted by the Assembly of Delegates on November 20, 2013.**

*Motion made by Commissioner Doherty to approve the Ordinance 13-10 to add to County's operating budget for FY14 the supplemental appropriations for the Orthoimagery Acquisition Project, as adopted by the Assembly of Delegates on November 20, 2013, 2<sup>nd</sup> by Commissioner Lyons, approved 3-0-0.*

**IX. Commissioners Actions**

*Motion made by Commissioner Lyons to approve the Minutes of November 20, 2013, 2<sup>nd</sup> by Commissioner Doherty, approved 3-0-0.*

*Motion made by Commissioner Doherty to approve the following Summary of*

*Items, 2<sup>nd</sup> by Commissioner Lyons, approved 3-0-0:*

- 1) Ratified the actions of Mark Zielinski, County Administrator, for approving the payment in the amount of \$325,916.46 to the

Cape Cod Municipal Health Group for health, dental and vision insurance for employees and retirees for the month of December, 2013.

- 2) Executed the Subordination of HOME mortgage for Matthew Gilfoy.
- 3) Executed the Contract Amendment between Cape Light Compact (CLC), in accordance with our responsibility as fiscal agent for CLC, and ICF Resources, LLC in the amount of \$75,798.00 for the residential new construction energy efficiency services, for the period of January 1, 2014 - December 31, 2014.
- 4) Approved the prepayment request from Information Technology Department in the amount of \$39,060.00 to e-Plus for Barnstable County's WebEx conferencing/messaging software for the period of November 2013 - November 2014.
- 5) Authorized Michael Brillhart, County Administrator, to approve and sign service contracts, contracts, contract amendments, accounts payable warrants, payroll warrants, personnel papers, prepayment requests and line item account transfers with the value of up to \$25,000.00
- 6) Approved the monthly COBRA stipend specified in Michael Brillhart's contract from \$1,206.46 to \$1,356.60.
- 7) Approved the appropriations of the License Plate Fund budget in the amount of \$345,500.00.
- 8) Approved the request from Keri Peters, IT Service Desk Analyst to extend the date she must use her vacation carryover balance (67.25 hours) from December 31, 2013 to March 31, 2014.

- 9) Approved the out-of-state travel for Maggie Downey to attend the national Energy Education Development (NEED) Project on December 3<sup>rd</sup>, 2013 in Washington, DC.

**In her capacity as Chairman Commissioner Flynn:**

- 10) Executed Certificate for Dissolving Betterments for David Charles Christopher and Joanna L. Christopher.
- 11) Executed Certificate for Dissolving Betterments for Donald E. Ellis and Patricia Mitchell, Trustees, PCB Trust u/d/t dated 1/28/99.
- 12) Executed Certificate for Dissolving Betterments for Robert G. Rhodes, Michael T. Thodes and David A. Rhodes.
- 13) Executed Certificate for Dissolving Betterments for Courtney E. Kenney and Colette S. Demeusy.
- 14) Executed Certificate for Dissolving Betterments for Brian J. Quinn and LeAnn K. Quinn.
- 15) Executed Certificate for Dissolving Betterments for Joann L. Brady and Debra A. Morretta.
- 16) Executed Certificate for Dissolving Betterments for Gregory M. Lott and Karen S. Lott.
- 17) Executed Certificate for Dissolving Betterments for William B. Gullette and Ronnie Monsein Gullette.
- 18) Executed Certificate for Dissolving Betterments for Richard L. Terrio and Kathleen F. Terrio.
- 19) Executed Certificate for Dissolving Betterments for Edward B. Sullivan, Jr. and Marianne O. Sullivan.
- 20) Executed Certificate for Dissolving Betterments for John E. Ullmann and Nancy J. Ullmann.

**X. Commissioners Reports**

Commissioner Flynn attended the Cape Cod Commission Subcommittee meeting regarding the Lowes Project in Dennis. The Subcommittee denied the building of the project but the vote is not binding. The next meeting was postponed until January 9, 2014.

On Tuesday, December 10, 2014 Sheriff Cummings is having a Regional Dispatch Center meeting.

Michael Brillhart informed the Commissioners that the National Multiple Sclerosis Society has requested to use the Orleans Court House Parking Lot for the MS Challenge Walk on September 6, 2014.

*Motion made by Commissioner Lyons to approve the request from the National Multiple Sclerosis Society to use the Orleans Court House Parking Lot for the MS Challenge Walk on September 6, 2014, 2<sup>nd</sup> by Commissioner Doherty, approved 3-0-0.*

Mark Zielinski presented the Commissioners the proposed schedule for the budget meetings in January 2014.

Commissioner Flynn informed the public of the correspondence received from Eric Bibler of Weston, CT requesting Commissioners' response to the proposed resolution by Mr. Bibler. No action was taken by the Commissioners.

Barnstable, ss. at 3:03 p.m. on this fourth day of December, A.D. 2013, Commissioner Flynn moved to adjourn, 2<sup>nd</sup> by Commissioner Lyons, approved 3-0-0.