

COMMONWEALTH OF MASSACHUSETTS

Barnstable, ss.

At the regular meeting of the County Commissioners held in the Superior Courthouse in Barnstable, on the twenty-ninth day of June, A.D. 2016.

**Board of the Barnstable County Commissioners:**

Mary Pat Flynn	Present
Sheila R. Lyons	Present
Leo Cakounes	Present

**Staff Present:**

Jack Yunits, Jr.	County Administrator
Kara Mahoney	Interim Administrative Assistant
Steve Tebo	Facilities Director
Tom Cambareri	Cape Cod Commission
Attorney Bob Cox	Counsel
Attorney Bob Troy	County Counsel

Commissioner Flynn called the meeting to order at 1:05 p.m.

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

**I. Public Comment**

Commissioner Flynn asked if anyone present would like to speak under public comment. None offered.

**II. General Business**

- a. Motion made by Commissioner Cakounes to enter in to Executive Session under MGL 30a, Section 21a (3) to discuss strategy with respect to potential litigation matters pertaining to the Fire Training Academy, furthermore the Chair has declared that an open meeting may be detrimental to the County's position, and to reconvene in Open Session, 2<sup>nd</sup> by Sheila Lyons, approved 3-0-0.*

*Roll call vote*

*Sheila Lyons*            *aye*  
*Mary Pat Flynn*        *aye*  
*Leo Cakounes*          *aye*

Entered back in to open session at 2:31 p.m.

**b. Report on the Orleans District Courthouse Land Use, Steve Tebo, Facilities Director**

Mr. Tebo reported that the Town of Orleans is looking to sign a license agreement with the County to use 15 feet of County property to access the town's community garden. Eversource has a current right of way to access powerlines and already signed off on their 15 feet of the shared driveway. He explained that the agreement is revocable at any point and it will not impact the day to day operations of the Courthouse or snow plowing. His recommendation to the town was to request to be placed on the Commissioner's agenda to present what they need and bring a license agreement with them.

**c. Discussion on the FY2017 Mercy Otis Warren Contract**

Commissioner Cakounes passed out two pieces of paper for discussion on different options for the Mercy Otis Warren (MOW) contract with the MOW Selection Committee. He explained that the Director of Finance and County Auditors have expressed concerns with the current contract. Because it is not a Barnstable County award the auditors are wondering why the County is paying someone to select a recipient for an award that is not given by the County.

Commissioner Cakounes outlined three options:

Option 1 - A motion will need to be made to create the award and call it the Barnstable County Mercy Otis Warren Cape Cod Woman of the Year award. In the motion it would state a purpose, and include language that this is for some kind of public good as municipalities cannot give out awards unless it is for public good. It would also include criteria and a time frame.

Option 2 – Motion appointing the County Administrator to be responsible for the selection of the recipient. The County Administrator could ask for assistance on any task from a small committee or group without having to be required to meet open meeting law. The Administrator presents the County Commissioners with

the recipient and the Commissioners give the award. They would need to establish a budget amount in the FY17 budget. At the Director of Finance's suggestion a gift account will need to be created in the event that a member of the public wants to donate funds.

Option 3 – Selection Committee take the steps to become a formal committee, file for a 501 (3) C, file for status as an actual entity and then become their own committee detached from the County.

The Selection Committee was provided with these options to discuss and come back to the Commissioners with their decision.

### III. New Business – Other business not reasonably anticipated by the Chair

No new business discussed.

### IV. Commissioners' Actions

- a. *Motion made by Commissioner Cakounes to approve the Minutes of the Regular Session of County Commissioners for June 15, 2016 and June 22, 2016 as presented, 2<sup>nd</sup> by Sheila Lyons, approved 3-0-0.*
- b. *Motion made by Commissioner Cakounes to approve the following items within the Summary of Actions; under contracts, items 1-4; under bid awards, items 5-9 (with correction on item 8 bid award date to read 5/25/2016); under transfers, items 10 and 13 (omitting 11 and 12); under personnel actions, item 14; under proclamations, item 15, 2<sup>nd</sup> by Sheila Lyons, approved 3-0-0.*

#### ***Summary of Actions:***

##### Contracts

1. Executed an Amendment to the Dredging Contract between Barnstable County and **Plymouth County** to maintain and improve South River Channel, Town of Marshfield, by reducing 7,316 cubic yards of dredging with a revised total budget of \$117,647.92.
2. Executed a Cooperative Agreement between Barnstable County and the **Town of Harwich** to dredge Allen Harbor Channel up to a maximum contract amount of \$45,900.
3. Executed a Grant Agreement between Barnstable County and the **Massachusetts Department of Environmental Protection** for the Municipal Assistance Host Grant in the amount of \$79,515 for the period of July 1, 2016 through June 30, 2017.
4. Executed a Contract between Barnstable County and the Commonwealth of Massachusetts, acting by and through the **Department of Children and Families** for the continuation of the SAIN (Sexual Abuse Investigation Network) program in the amount of \$75,400 for the period of July 1, 2016 through June 30, 2017.

### Bid Awards

5. Awarded the bid for the *Transportation of MSW for the Town of Chatham* to **M&M Trucking** for the period of July 1, 2016 through June 30, 2017 with the option to renew for two additional one year periods.
6. Awarded the bid for the *Transportation and Disposal of Sludge and Grit* to **We Care Holding LLC, Robert B. Our Co., Inc. and J&M Transfer, Inc.** for the period of July 1, 2016 through June 30, 2017, with the option to renew for two additional one year periods.
7. Awarded the bid for the *Supply and Delivery of 20% Methanol Solution* for the Town of Chatham to **Univar** for the period of July 1, 2016 through June 30, 2017.
8. Executed an Agreement between Barnstable County and **Open Gov** to provide Performance Management to towns within the County (bid awarded on 5/25/16).
9. Executed an Agreement between Barnstable County and **zedIT** to provide implementation of Acella Software (bid awarded on 6/15/16).

### Transfers

10. In accordance with the Barnstable County's responsibility as Fiscal Agent for Cape Light Compact, approve the transfer request in the amount of \$58,000.
11. In accordance with the Barnstable County's responsibility as Fiscal Agent for Cape Light Compact, approve the transfer request in the amount of \$10,000. (omitted from vote)
12. In accordance with the Barnstable County's responsibility as Fiscal Agent for Cape Light Compact, approve the transfer request in the amount of \$150,000 (omitted from vote)
13. In accordance with the Barnstable County's responsibility as Fiscal Agent for Cape Light Compact, approve the 2015 Energy Efficiency Fund balance transfer of \$406,658 to the 2016 calendar year Energy Efficiency Budget.

### Personnel Actions

14. Approved the employee vacation carry over request.

### Proclamations

15. Executed four proclamations for graduation AmeriCorps members.

## V. Commissioners' Reports

Commissioner Cakounes requested that a discussion on preparing a letter of support for the Town of Chatham and the Commonwealth on legislation filed by Congressman Keating on the Monomoy Refuge Boundaries issue be placed on a future agenda.

The separation between the County and CVEC is progressing with one remaining employment issue. The Executive Committee is working on this and in process of appealing to the Retirement Association. A timeframe for this to be done is mid-July.

He would also like to see Tom Cambareri placed on the agenda in the future to do a public presentation on the update of the testing and activity at the Fire Training Academy.

Commissioner Lyons commented on how great Open Cape was last week. She also reported that she attended a discussion that morning on the grid modernization being proposed.

## VI. County Administrator Report

As a follow up on Commissioner Cakounes report on CVEC, Jack Yunits confirmed that the separation with the County has been extended to July 22<sup>nd</sup>.

Mr. Yunits advised that a discussion to send a letter of support for the Monomoy Refuge has already been placed on the Commissioners agenda for July 6<sup>th</sup>.

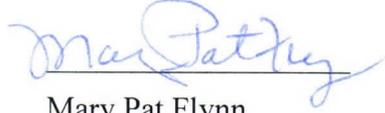
There are two presentations scheduled for the July 6<sup>th</sup> meeting. Maggie Downey will present on the Grid Modernization proposal and George Heufelder and Mike Maguire will report on the status of the Zika virus and what the County is doing to assist towns with mosquito control.

*Barnstable, ss. at 2:59 pm on this twenty-ninth day of June, A.D. 2016, Commissioner Lyons made a motion to adjourn, 2<sup>nd</sup> by Commissioner Cakounes, approved 3-0-0.*

Attest:

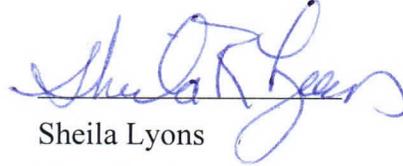
  
County Clerk

The foregoing records have been read and approved.



Mary Pat Flynn

Chair



Sheila Lyons

Vice-Chair



Leo Cakounes

Commissioner