

COMMONWEALTH OF MASSACHUSETTS

Barnstable, ss.

At the regular meeting of the County Commissioners held in Conference Room 11/12 in the Superior Courthouse Building on the seventeenth day of February, A.D. 2016.

Board of the Barnstable County Commissioners:

Mary Pat Flynn Present

Sheila Lyons Present

Leo Cakounes Present

Staff Present:

Michael Brillhart County Administrator

Bob Lawton Finance Department

Mary McIsaac Finance Department

Denise Bradford Administrative Assistant

List of Documents:

- Agenda for the February 17, 2016 meeting
- Request from the Cape Cod Chamber of Commerce (Item c)
- Cover Letter for the FY17 Operating Budget (Item b)
- FY17 Operating Budget Ordinance (Item b)
- Draft of Proposed Excise Tax Ordinance (Item b)
- Capital Budget Ordinance (Item c)
- Proposed Capital Improvement Plan (Item c)
- Meeting Minutes of January 20, 2016
- Meeting Minutes of January 27, 2016
- Special Meeting Minutes of January 28
- Special Meeting Minutes of February 2, 2016.
- Weekly Actions Taken by the County Administrator for the period of February 10 – 16, 2016

Commissioner Flynn called the meeting to order at 11:04 a.m.

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

1. Public Comment

Mr. Joe Lynn, Yarmouth, spoke to the Board of two concerns. First, he asked the Board and the Assembly to discuss at a future date if, per Massachusetts General Law, two people from the same town [in the County] can serve on the Board of Commissioners. Next, he asked that the public be allowed to speak at the Assembly and at Board meetings on items up for a vote.

2. General Business

- a. Request by the Cape Cod Chamber of Commerce for Barnstable County to Act as Fiscal Agent for a Proposed Massachusetts Seaport Economic Development Council Grant in the Amount of 180,000 – Wendy Northcross, CEO, Cape Cod Chamber of Commerce.

Wendy Northcross presented this item, which Commissioner Flynn said was for discussion at this meeting and not a vote. A vote would be considered for the following's week's meeting. Ms. Northcross said that the Chamber submitted, in partnership with the Cape Cod Commission, a joint grant to the State about growing a "blue" economy on the Cape that would create new economic and employment opportunities that are tied to the water and would enhance the Cape's global reputation as a world-renowned marine science community in which people must be here to utilize. Too many entrepreneurs leave the Cape because there is capital in Boston or other areas. Ms. Northcross said that the Chamber had a good opportunity to receive the grant but needed a municipality or the County to be the entity that receives the funding and acts as a fiscal agent. Ms. Northcross noted that the Chamber has a website with a map of the proposed blue economy; however, people and other resources, which would be fulfilled by the grant, are needed to continue the project. In addition, Ms. Northcross said that a blue economy is also part of the Governor's economic plan and that other parts of the country also have a blue economy plan. Discussion followed on the topics of fiscal agency; areas of the County that support the blue economy; and the possibility of having to hire someone as a County employee to administer the grant; and administration fees.

Commissioner Cakounes made the motion to support the request from the Cape Cod Chamber of Commerce for Barnstable County to Act as Fiscal Agent for the Proposed Massachusetts Seaport Economic Development Council Grant in the amount of \$180,000.00, subject to County Council preparing for execution a contractual agreement between said parties, including, yet not limited to, reimbursement of all the County's expenses, limiting all liability exposure, and approved by the Finance Department; Commissioner Lyons, 2nd. The motion was unanimous, 3-0-0.

- b. Review and Approval of the Operating and Capital Budgets for FY2017 as Represented in Proposed Ordinance 16-

Commissioner Cakounes moved to approve and forward to the Assembly of Delegates Proposed Ordinance 16-__ (to be numbered), Barnstable County Operating Budget, for Fiscal Year 2017, as presented. Commissioner Lyons, 2nd. The motion passed, 2-1-0 (Commissioner Cakounes voting no).

Mr. Brillhart noted that the proposed Capital Budget Ordinance was for bonding purposes.

- c. Review and Approval of the Proposed FY2017 Five-Year Capital Improvement Program.

Commissioner Cakounes moved to approve and forward to the Assembly of Delegates the proposed Ordinance 16- (to be numbered), Barnstable County Capital Budget for Fiscal Year 2017, as presented; Commissioner Lyons, 2nd. The motion was unanimous, 3-0-0.

3. New Business – Other Business Not Reasonably Anticipated by the Chairman

- Ms. McIsaac said that legislation was required to discontinue health insurance for elected officials, especially in light of the Registrar's status as an elected official and an employee. Legislation would also take time. It would be noted with the Assembly that this item was not cut from the budget.
- Commissioner Cakounes noted that the Board received a letter from an attorney and requested that the Chair, Commissioner Flynn, forward the letter to the County attorney as soon as possible.

4. Commissioners' Actions

- a. Vote to approve meeting minutes of January 20, 2016.

Commissioner Cakounes moved to approve them minutes of January 20, 2016; Commissioner Lyons, 2nd. The motion was unanimous, 3-0-0.

b. Vote to approve meeting minutes of January 27, 2016.

Commissioner Cakounes moved to approve them minutes of January 27, 2016; Commissioner Lyons, 2nd. The motion was unanimous, 3-0-0.

c. Vote to approve special meeting minutes of January 28 and February 2, 2016.

Commissioner Cakounes moved to approve the minutes of January 28, 2016 and February 2, 2016; Commissioner Lyons, 2nd. The motion was unanimous, 3-0-0.

d. Vote to approve the Summary of Actions over \$25,000.00 (include prepayment and transfer requests, bid awards, Contracts and Contract Amendments, New Fund Establishments).

Commissioner Cakounes moved to approve Summary of Actions, items one (1), two (2), three (3) and four (4) as presented; Commissioner Lyons, 2nd. The motion passed 2-1-0 (Commissioner Cakounes was the opposing vote).

Commissioner Cakounes noted that items five (5) – eleven (11) pertained to fiscal agency and that he would not approve them until there was a clear opinion on the role of the County as fiscal agent.

Commissioner Cakounes moved to approve Summary of Actions, items five (5) – eleven (11) as presented; Commissioner Lyons, 2nd. The motion passed 2-1-0 (Commissioner Cakounes was the opposing vote).

Summary of Actions:

CONTRACTS

1. Execute the Amendment to the Contract between Barnstable County (Cape Cod Commission) and Sycamore Advisors, LLC in the amount of \$33,800.00 for extending the Contract deadline from February 29, 2016 to April 30, 2016 (with no change to any other contract terms), for the period of March 11, 2015 – April 30, 2016.
2. Execute the Contract between Barnstable County (Purchasing) and Aquacultural Research Corporation, in the amount of \$12.50/bag for up to 3,600 bags, in order to provide a regional oyster remote set program for participating Towns in the County with execution by July 15, 2016. These contracts were awarded at the Commissioners' meeting held January 27, 2016.
3. Execute the Contract between Barnstable County (Purchasing) and Aquacultural Research Corporation in the amount of \$9,000 per million, for up to 16 million 2-3 mm seed, to provide a bulk shipment of hard clam/quahog (*mercenaria mercenaria*) seed, for the participating Towns in the County with execution through June 23, 2016. These contracts were awarded at the Commissioners' meeting held January 27, 2016
4. Execute the Contract between Barnstable County (Facilities) and Pitney Bowes in the amount of \$25,681.68 for lease/maintenance of postage machine/meter for three (3) years for the period of March 30, 2016 – March 29, 2019.
5. Execute the Contract between Barnstable County, serving as Fiscal Agent for the Cape Light Compact, and the Demand Management Institute in an amount likely to exceed \$25,000.00 for energy efficiency, commercial/industrial engineering and other ancillary services for the period of January 15, 2016 – December 31, 2018.
6. Execute the Contract between Barnstable County, serving as Fiscal Agent for the Cape Light Compact, and the Energy Federation, Inc. (EFI) in an estimated amount of \$1,200,000.00 for energy efficiency rebate processing for the period of January 15, 2016 – December 31, 2018.
7. Execute the Contract between Barnstable County, serving as Fiscal Agent for the Cape Light Compact, and the Peregrine Energy Group in an amount expected to exceed \$25,000.00 for

commercial and industrial energy efficiency services for the period of January 15, 2016 – December 31, 2018.

8. Execute the Contract between Barnstable County, serving as Fiscal Agent for the Cape Light Compact, and the Rise Engineering in an amount not to exceed \$2,176,900.00 (2016 budget) for commercial, non-small business government energy efficiency services for the period of February 1, 2016 – December 31, 2018.
9. Execute the 1st Amendment to the Contract between Barnstable, serving as Fiscal Agent for the Cape Light Compact, and the Energy Federation, Inc. (EFI) in an amount expected to exceed \$25,000.00 for rebate processing for the Lighting and Products Program for the period of July 1, 2015 – December 31, 2017 (1st amendment changes are update contract information, add Exhibit F, and update Section 30d relative to the new Non-Disclosure Agreement).
10. Execute the 2nd Amendment to the Contract between Barnstable County, serving as Fiscal Agent for the Cape Light Compact, and ICF Resources, LLC in the amount of \$392,224.00 for Residential New Construction Energy Efficiency Program for the period of January 1, 2016 – December 31, 2016 (2nd amendment changes are to Budget, Term, Addition of Exhibits D & E and Section 30d relative to the new Confidentiality Agreement).
11. Execute the 1st Amendment to the Contract between Barnstable County, serving as Fiscal Agent for the Cape Light Compact, and Lockheed Martin Corporation in the amount of \$143,303.90 (2016 Budget) for field support for the operation of regional market transformation programs to increase availability and adoption of Energy Star Lighting & Consumer Products qualified lighting and consumer products in connection with the energy efficiency program for the period of January 1, 2016 – December 31, 2016 (1st Amendment changes are to Exhibit B Budget and Term, addition of Exhibit F, and Section 30d relative to the new Confidentiality Agreement).

ACTIONS TAKEN BY THE COUNTY ADMINISTRATOR

5. Commissioners' Reports

- Commissioner Flynn announced that John Yunits had been appointed as the full-time, County Administrator effective February 29, 2016.
- Commissioner Lyons noted that Mr. Brillhart submitted his letter of resignation and that his exit date would be February 29, 2016.
- Commissioner Flynn thanked Mr. Brillhart for his work, his efforts and for working beyond the initially proposed short term, interim period that turned into a long-term interim period.
- Commissioner Cakounes requested that the staff hold an employee gathering on his last day for Mr. Brillhart to include County Department heads.

6. County Administrator's Report

Mr. Brillhart did not have a report, but thanked the staff and that he appreciated having worked on regional matters and services.

7. Executive Session

Commissioner Flynn said that a Contract with the new County Administrator had already been voted on; therefore, the Executive Session listed on this day's meeting Agenda, was not needed.

8. Adjournment

Barnstable, ss. at 11:33 am on this seventeenth day of February, A.D. 2016, Commissioner Cakounes made a motion to adjourn the meeting; Commissioner Lyons, 2nd. The motion was approved unanimously, 3-0-0.

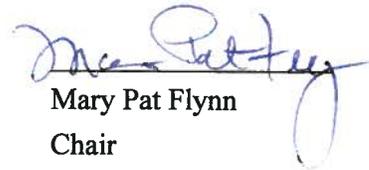
Respectfully Submitted,
Denise Bradford, Administrative Assistant

Attest:



County Clerk

The foregoing records have been read and approved.



Mary Pat Flynn
Chair



Sheila Lyons
Vice Chair



Leo Cakounes
Commissioner