AGENDA ITEM 5a

Approval of Minutes: Regular Meeting of May 29, 2019
Barnstable, ss.

At a regular meeting of the Barnstable County Board of Regional Commissioners, held in Commissioners’ Conference Room, in the Superior Courthouse, on the twenty-ninth day of May, A.D. 2019

**Board Regional Commissioners:**

Ronald R. Beaty   Present
Ronald Bergstrom  Present
Mary Pat Flynn   Present

**Staff Present:**

Jack Yunits   County Administrator
Steve Tebo   Assistant County Administrator
Owen Fletcher   Executive Assistant, Administration
Ian Roberts   Technical Support Specialist, Information Technology

1. **Call to Order**

   Chairman Bergstrom called the meeting to order at 10:00 A.M.

2. **Pledge of Allegiance**

3. **Moment of Silence**

4. **Public Comment**

   No members of the public offered comment.

5. **Approval of Minutes**
a. **Regular Meeting of May 29, 2019**

*Motion by Commissioner Beaty to approve the minutes of the Board of Regional Commissioners Regular Meeting of May 22, 2019 as presented, 2nd by Commissioner Flynn, approved 3-0-0*

6. **General Business**

a. **Presentation from Deep Blue LLC regarding a Shark Deterrent Proposal**

Willy Planinshek and Kevin McCarthy, the founders of Deep Blue LLC presented to the Board regarding the Marine Acoustic Deterrent Systems (M.A.D.S). Mr. Planinshek asserted the Cape has an overpopulation of seals and sharks that will increase over time. He argued that seals can be directed into deeper waters and away from the Cape using sound waves. He further argued that the great white sharks would follow as the seals are their food source. He informed the Board that he had submitted this proposal to Woods Hole Oceanographic Institution (WHOI) for evaluation. Commissioner Beaty noted that each town would have to use this deterrent to ensure that seals and shark populations would not increase off their individual shores. Commissioner Flynn. Mr. Planinshek explained that the primary concern for his company was not financial, but he founded it in response to previous calls from the Board for possible solutions to the problem. Chairman Bergstrom noted local concerns with this issue. He also expressed that the Board would generally support any proposals that could be shown to be scientifically feasible while presenting no harm to the environment. He asked that Mr. Planinshek and Mr. McCarthy to conduct more testing and return when the project was further along.

Ms. Sharon Young, a resident of the Town of Bourne, and the marine issues field director for Humane Society of the United States (HSUS) spoke to the Board. She argued that the proposal relies on technology that has been unsuccessful in the past in solving the issue.

Brian Sharp, a resident of the Town of Yarmouth, Director of Marine Mammal Rescue & Research, for the International Fund for Animal Welfare also spoke to the Board. He noted his organization is tasked by the federal government with dealing with stranding on the Cape. He noted that scientific evidence showed that the seal population is not increasing and that sharks also eat other animals as well. He also noted that this proposal would have a large effect on all sea life, and not just sharks and seals.

Mr. John Kartsounis and Mr. Drew Taylor, residents of the Town of Wellfleet, expressed their opinions as residents to the Board. They discussed some of the history of the issue and argued for solutions that prioritize the effect of sharks on humans.
7. New Business – Other business not reasonably anticipated by the Chair

There was no new business at this meeting.

8. Commissioners’ Actions

   a. Authorizing the approval of a reimbursement request from Jack Yunits, County Administrator, for the period of April 23, 2019 through May 21, 2019

   Motion by Commissioner Beaty to approve a reimbursement request from Jack Yunits, County Administrator, for the period of April 23, 2019 through May 21, 2019, as presented, 2nd by Commissioner Flynn, approved 3-0-0

   b. Authorizing the re-appointment of Zenas Crocker to the Cape Cod Water Protection Collaborative Governing Board, as the Board of Regional Commissioners' representative, for a two-year term to expire June 30, 2020

   Motion by Commissioner Beaty to re-appointment Zenas Crocker to the Cape Cod Water Protection Collaborative Governing Board, as the Board of Regional Commissioners' representative, for a two-year term to expire June 30, 2021, as presented, as presented, 2nd by Commissioner Flynn, approved 3-0-0

   c. Authorizing the execution of Certificates for Dissolving Septic Betterments

   Motion by Commissioner Beaty to authorize the Chair to execute Certificates for Dissolving Septic Betterments, as presented, 2nd by Commissioner Flynn, approved 3-0-0

9. Commissioners’ Reports

   Commissioner Bergstrom spoke regarding a recent Massachusetts Department of Environmental Protection (DEP) public hearing on Perfluorooctanesulfonic acid (pfos) standards.

10. County Administrator and Staff Reports

   Mr. Yunits updated the Board and public regarding recent meetings with the DEP regarding training at the County Fire Rescue Training Academy. He noted efforts to move the academy to Joint Base Cape Cod.
11. Adjournment

Barnstable, ss. at 11:32 A.M. on this twenty-ninth day of May A.D. 2019, Commissioner Beaty made a motion to adjourn, 2nd by Commissioner Flynn, approved 3-0-0

List of Documents:

- Draft minutes of the Board of Regional Commissioners Regular Meeting of May 22, 2019
- White Paper from Deep Blue LLC regarding a Shark Deterrent
- Reimbursement Request from Jack Yunits, County Administrator, for April and May 2019
- Appointees to the Cape Cod Water Protection Collaborative Board
- Memorandum dated May 27, 2019 to the County Commissioners from the Community Septic Management Loan Program regarding Certificates for Dissolving Septic Betterments
Approved, Board of Regional Commissioners:

Ronald Bergstrom, Chair       Mary Pat Flynn, Vice-Chair       Ronald R. Beaty, Commissioner

Date

The foregoing records have been read and approved, June 2019.

A true copy, attest:

Janice O’Connell, Regional Clerk
AGENDA ITEM 6a

Discussion on a proposed ordinance regarding the AmeriCorps Advisory Board
BARNSTABLE COUNTY

In the Year Two Thousand Nineteen

Proposed Ordinance 19- __

Whereas…AmeriCorps Cape Cod is a national service program operating through Barnstable County;
Whereas…the AmeriCorps Program focuses on meeting Cape Cod’s critical and pressing environmental and disaster response needs;
Whereas…the AmeriCorps Program and its member participants are dedicated to community service through local collaboration;

Now therefore
The Cape Cod regional government, known as Barnstable County, hereby ordains;

Section 1. Establishment of the Barnstable County AmeriCorps Advisory Board

There shall be a Barnstable County AmeriCorps Advisory Board established as a part of Barnstable County government, subject to the rules, regulations, and administrative and budgetary policies and procedures of the County, consistent with the federal grant and regulatory requirements for the AmeriCorps Cape Cod program.

The Barnstable County AmeriCorps Advisory Board shall be established for the purpose of monitoring the AmeriCorps Cape Cod program’s impact within the communities of Barnstable County and provide recommendations to the County for the continuous improvement of the program.

A. Membership and Appointments

The Barnstable County AmeriCorps Advisory Board shall be constituted as follows:

i. There shall be a total of fifteen (15) members comprised of thirteen (13) members with not more than two (2) additional ex-officio members, along with three (3) alternate members, all of whom shall be appointed by the County Commissioners.

ii. Thirteen (13) members shall represent local, regional, state and federal program partners, collaborators, community service organizations, and other stakeholders, including but not limited to town natural resource, conservation, or public works departments, academic institutions, public safety departments, Cape Cod Commission, Massachusetts Department of Conservation and Recreation, Cape Cod National Seashore, and non-governmental organizations.

iii. Ex-officio members include a representative of the Barnstable County Commissioners and the Barnstable County Assembly of Delegates, nominated by those respective bodies.
iv. Members shall have an understanding of the AmeriCorps Cape Cod focus areas which include natural resource management, disaster preparedness and response, environmental education, and volunteer engagement.

v. The Barnstable County AmeriCorps Advisory Board shall solicit member nominations from agencies or organizations outlined in section I(A)(ii) of this ordinance. Nominations shall be recommended to the Barnstable County Commissioners for appointment and shall reflect consideration of a balance of the range of expertise and interests represented on the committee.

vi. Committee members shall serve staggered three-year terms so no more than five members’ terms expire each year. Committee members may serve for an unlimited number of terms (term limits not to apply to Ex-officio and Staff members).

vii. There shall be three (3) alternate members appointed through the same process as written in section I(A)(ii).

viii. A majority of the voting members shall constitute a quorum.

ix. At the first meeting of each “program year” (a “program year” begins on August 15th and ends the following calendar year on August 14th), Barnstable County AmeriCorps Advisory Board members shall nominate and elect, by a simple majority of the quorum present, a Chair and a Vice-Chair.

B. **Staffing**

The Barnstable County AmeriCorps Cape Cod staff will provide program expertise and administrative support to the Barnstable County AmeriCorps Advisory Board as needed to fulfill the responsibilities outlined in this ordinance.

C. **Funding**

The Barnstable County AmeriCorps Advisory Board shall not have an annual budget and shall not have any formal authority over the financial management of the Barnstable County AmeriCorps Cape Cod Program.

**Section 2. Effective Date**

This ordinance is effective immediately upon adoption and replaces all previous ordinances or directives related to the establishment, function and membership of the Barnstable County AmeriCorps Advisory Board.
Proposed Ordinance 19-____: To Establish BC AmeriCorps Advisory Board
June ______, 2019

Approved by the Board of County Commissioners_______ (date), at ________ (time).

Ronald Bergstrom, Chair                                Mary Pat Flynn, Vice-Chair                                Ronald R. Beaty, Commissioner

Date
AGENDA ITEM 8a

Authorizing the filling of a vacancy for Chief Procurement Officer, vacated due to early retirement, as recommended by the County Administrator
MEMORANDUM

DATE: June 3, 2019
TO: County Commissioners
FROM: Justyna Marczak, Human Resources Director
SUBJECT: Chief Procurement Officer Vacancy

Please authorize the filling of the vacancy of Chief Procurement Officer, due to the County’s Early Retirement Incentive Program, as recommended by the County Administrator.

Approved:

Ronald Bergstrom, Chair    Mary Pat Flynn, Vice-Chair    Ronald R. Beaty, Commissioner

Date
AGENDA ITEM 8b

Authorizing the approval of a grounds request by Gosnold of Cape Cod for usage of County Grounds for the David Lewis 5K race on September 28, 2019 in honor of National Recovery Month
MEMORANDUM

DATE: June 4, 2019
TO: Board of Regional Commissioners
FROM: Owen Fletcher, Executive Assistant
SUBJECT: Grounds Request from Gosnold of Cape Cod

Please authorize the approval of a grounds request by Gosnold of Cape Cod to utilize the Barnstable County Complex for the David Lewis 5K race on September 28, 2019 in honor of National Recovery Month, subject to the County Use Policy, including yet not limited to, proof of insurance, post event clean-up, and any other provisions set forth by the Facilities Director.

Approved:

Ronald Bergstrom, Chair                      Mary Pat Flynn, Vice-Chair                      Ronald R. Beaty, Commissioner

Date
AGENDA ITEM 8c

Authorizing the award of a contract Ellicott Dredges for the supply and delivery of a new dredge
MEMORANDUM

DATE:       June 4, 2019
TO:         County Commissioners
FROM:       Steve Tebo, Chief Procurement Officer
RE:         Notice of Bid Award for the Supply and Delivery of Diesel Powered, 14’ Cutter Suction Hydraulic Dredge

Barnstable County issued an Invitation for Bids for the Supply and Delivery of Diesel Powered, 14’ Cutter Suction Hydraulic Dredge. One bid was received from Ellicott Dredges at a cost of $1,240,570.00. A review committee consisting of: Jack Yunits, County Administrator; Steve Tebo, Assistant County Administrator; and Jason Bevis, Interim Dredge Superintendent reviewed the bid and recommended awarding the bid to Ellicott Dredges.

Please award the bid to Ellicott Dredges as the responsive, responsible bidder offering the lowest price.

Board of Regional Commissioners:

_________________________          __________________________
Ronald Bergstrom, Chair          Mary Pat Flynn, Vice-Chair            Ronald R. Beaty, Commissioner

_________________________
Date
AGENDA ITEM 8d

Authorizing the discharge of a mortgage by Cindie R. Carney, to Barnstable County, acting by and through the Cape Cod Commission, dated November 12, 2009 recorded with the Barnstable Registry of Deeds Book 24158 Page 334
DISCHARGE OF MORTGAGE

Barnstable County, acting by and through the Cape Cod Commission, the holder of a mortgage by Cindie R. Carney, to

Barnstable County, acting by and through the Cape Cod Commission, dated November 12, 2009 recorded with the Barnstable County Registry of Deeds Book 24158 Page 334 acknowledges satisfaction of the same.

Witness our hand and seal this _____ day of __________, 2019

BARNSTABLE COUNTY, As County Commissioners

__________________________________________
Ronald Bergstrom

__________________________________________
Mary Pat Flynn

__________________________________________
Ronald R. Beaty

COMMONWEALTH OF MASSACHUSETTS

Barnstable, ss.

On this _____ day of ________________, 2019, before me, the undersigned notary public personally appeared Ronald Bergstrom, Mary Pat Flynn and Ronald R. Beaty, as Barnstable County Commissioners, and proved to me through satisfactory evidence of identification, which was ________________, to be the persons whose names are signed on the preceding or attached document, and acknowledged to me that they signed it voluntarily for its stated purpose.

__________________________________________
Notary Public
My Commission Expires: _________
AGENDA ITEM 8e

Authorizing the discharge of a mortgage by Wayne T. Cline and Marissa J. Cline, to Barnstable County, acting by and through the Cape Cod Commission, dated January 11, 2010 recorded with the Barnstable Land Court Registry as Document # 1,133,093
DISCHARGE OF MORTGAGE

Barnstable County, acting by and through the Cape Cod Commission, the holder of a mortgage by Wayne T. Cline and Marissa J. Cline, to

Barnstable County, acting by and through the Cape Cod Commission, dated January 11, 2010 recorded with the Barnstable Land Court Registry as Document # 1,133,093, acknowledges satisfaction of the same.

Witness our hand and seal this _____ day of ___________, 2019

BARNSTABLE COUNTY, As County Commissioners

________________________________________
Ronald Bergstrom

________________________________________
Mary Pat Flynn

________________________________________
Ronald R. Beaty

COMMONWEALTH OF MASSACHUSETTS

Barnstable, ss.

On this _____ day of _________________, 2019, before me, the undersigned notary public personally appeared Ronald Bergstrom, Mary Pat Flynn and Ronald R. Beaty, as Barnstable County Commissioners, and proved to me through satisfactory evidence of identification, which was ________________________, to be the persons whose names are signed on the preceding or attached document, and acknowledged to me that they signed it voluntarily for its stated purpose.

________________________________________
Notary Public
My Commission Expires: __________
AGENDA ITEM 8f

Authorizing the execution of Certificates for Dissolving Septic Betterments
MEMORANDUM

DATE: June 4, 2019
TO: County Commissioners
FROM: Community Septic Management Loan Program
SUBJECT: Certificates for Dissolving Septic Betterments

Please execute Certificates for Dissolving Septic Betterments certifying that the betterment assessments upon the hereinafter described parcels of real estate in the Notices of Betterment Assessment recorded in Barnstable County Registry of Deeds or Barnstable Registry District of the Land Court as listed below, stating that betterments to be assessed pursuant to a betterment agreement for septic improvements, in accordance with General Laws, Chapter 111, Section 127B 1/2 have, together with any interest and costs thereon, been paid or legally abated.

Approved:

Board of Regional Commissioners

Ronald Bergstrom, Chair  Ronald R. Beaty, Vice-Chair  Mary Pat Flynn, Commissioner
## CERTIFICATES FOR DISOLVING SEPTIC BETTERMENTS FOR 06/05/19

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