

COMMONWEALTH OF MASSACHUSETTS

Barnstable, ss.

At a regular meeting of the Barnstable County Board of Regional Commissioners, held in the Commissioners' Conference Room, in the Superior Courthouse, on the twenty-second 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

Stacy Gallagher Director, Children's Cove

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 22, 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. Proposed Ordinance 19-__, repealing Ordinance 98-24 and substituting language in the Administrative Code of Barnstable County Section 2-13, Children's Cove

Motion by Commissioner Flynn to authorize the introduction of Proposed Ordinance 19-__ (to be numbered), repealing Ordinance 98-24 and substituting language in the Administrative Code of Barnstable County Section 2-13, Children's Cove at the next meeting of the County Assembly of Delegates, pursuant to Section 2 – 8(e) of the Barnstable County Home Rule Charter, as presented, 2nd by Commissioner Beaty, approved 3-0-0

The Board engaged in a lengthy discussion with Robert Troy, County Counsel, and Stacy Gallagher, Director of Children's Cove, and Mr. Yunits regarding the need for this ordinance. Mr. Troy detailed the legal foundation for the ordinance, the need for privacy for the new advisory board to be created and using the ordinance to ensure compliance with changes to the Open Public Meeting Law. The Board expressed its concerns with dissolving a body appointed by elected officials and replacing it with one appointed by staff. The Board also engaged in a discussion regarding the nature of the Cove's work.

b. Authorizing the approval of an engagement letter from Powers & Sullivan, LLC regarding a Finance Department Transition Audit, and a Septic Loan Transition Audit

Motion by Commissioner Beaty to authorize the appointment of Powers & Sullivan, LLC for a Finance Department Transition Audit, and a Septic Loan Transition Audit, as presented, 2nd by Commissioner Flynn, approved 3-0-0

Mr. Yunits noted that this audit was required as best practice due to staff changeovers resulting from the County's Early Retirement Program. He explained that though there was no engagement letter from the firm, they were already retained for other matters.

c. Authorizing the appointment of KP Law, P.C. as special legal counsel to the Barnstable County Board of Regional Commissioners on real estate matters

Motion by Commissioner Beaty to appoint KP Law, P.C. as special legal counsel to the Barnstable County Board of Regional Commissioners on real estate matters,

regarding the sale of the grounds, now or formerly known as the County Hospital and all County owned contiguous parcels excepting a 5.44 Acre parcel on the East side of Old County Road , numbered 875, and now the home quarters for AmeriCorps located within the Town of Bourne, as presented, 2nd by Commissioner Flynn, approved 3-0-0

The Board noted the need for this appointment due to Mr. Troy's representation of both the Town of Bourne and the County. Commissioner Beaty detailed the history of the item. He noted that the Board had given Mr. Yunits authorization to hire an attorney previously but that a new attorney is needed due to a lack of communication with the previous attorney.

- d. Ordinance 19-07, adding to the County's operating budget for Fiscal Year 2019, by making a supplemental appropriation in the amount \$500,000.00 to the County Fire Rescue Training Academy Clean-up Fund**

Motion by Commissioner Beaty to approve Ordinance 19-07, adding to the County's operating budget for Fiscal Year 2019, by making a supplemental appropriation in the amount \$500,000.00 to the County Fire Rescue Training Academy Clean-up Fund, pursuant to Section 3 – 8 of the Barnstable County Home Rule Charter, as presented, 2nd by Commissioner Flynn, approved 3-0-0

- e. Ordinance 19-08, appropriating funds in the amount of \$850,000.00 to fund the County's Other Post-Employment Benefits (OPEB) Trust Fund**

Motion by Commissioner Beaty to approve Ordinance 19-08, appropriating funds in the amount of \$850,000.00 to fund the County's Other Post-Employment Benefits (OPEB) Trust Fund, pursuant to Section 3 – 8 of the Barnstable County Home Rule Charter, as presented, 2nd by Commissioner Flynn, approved 3-0-0

- f. Ordinance 19-09, authorizing the borrowing of \$1,300,000.00 to purchase a new County Dredge**

Motion by Commissioner Beaty to approve Ordinance 19-09, authorizing the borrowing of \$1,300,000.00 to purchase a new County Dredge, pursuant to Section 3 – 8 of the Barnstable County Home Rule Charter, as presented, 2nd by Commissioner Flynn, approved 3-0-0

Mr. Tebo addressed the Board regarding the current state of the County dredges, explaining the need for new dredges.

- g. Ordinance 19-10, establishing the Barnstable County Human Rights Advisory Commission**

Motion by Commissioner Beaty to approve Ordinance 19-10, establishing the Barnstable County Human Rights Advisory Commission, pursuant to Section 3 – 8 of the Barnstable County Home Rule Charter, as presented, 2nd by Commissioner Flynn, approved 3-0-0

Mr. David Schropfer, member of the Barnstable County Human Rights Commission, addressed the Board on the continued need for the body.

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 promotion of Jason Bevis to the position of Interim Dredge Superintendent as recommended by the County Administrator

Motion by Commissioner Beaty to authorize the promotion of Jason Bevis to the position of Interim Dredge Superintendent as recommended by the County Administrator, as presented, 2nd by Commissioner Flynn, approved 3-0-0

Mr. Tebo addressed the need for the promotion, as well as an upcoming review of dredge services by a newly retained consulting firm.

b. Authorizing appointments to the Barnstable County Economic Development Council of Lauren Barker, Ronald Beaty, Tami Jacobsen, Diane Pratt, and Sheryl Walsh for terms through December 31, 2019; Rob Brennan, Duane Fotheringham, Peter Karlson, Harold Mitchell, and Julie Wake for terms through December 31, 2020; and Terri Ahern, David Augustino, Alisa Gallazi, and Susan Moran for terms through December 31, 2021

Motion by Commissioner Beaty to appoint Lauren Barker, Ronald Beaty, Tami Jacobsen, Diane Pratt, and Sheryl Walsh to the Barnstable County Economic Development Council for terms through December 31, 2019; Rob Brennan, Duane Fotheringham, Peter Karlson, Harold Mitchell, and Julie Wake for terms through December 31, 2020; and Terri Ahern, David Augustino, Alisa Gallazi, and Susan Moran for terms through December 31, 2021, as presented, 2nd by Commissioner Flynn, approved 3-0-0

c. Authorizing the execution of an agreement for a grant from the Massachusetts Department of Environmental Protection, in the amount of \$250,000.00, for a period from July 1, 2018 through June 30, 2019, for costs associated with a water quality monitoring program being conducted for the waters of Nantucket Sound, Vineyard Sound, the eastern side of Buzzards Bay and Cape Cod Bay

d. Authorizing the execution of an agreement for a grant from the United States Department of Housing and Urban Development (HUD), in the amount of \$67,356.00, for a period from July 1, 2019 through June 30, 2020, for the Continuum of Care Homeless Management Information System (HMIS)

- e. **Authorizing the creation of a new fund for a grant HUD, in the amount of \$67,356.00, for a period from July 1, 2019 through June 30, 2020, for HMIS**
- f. **Authorizing the execution of a cooperative agreement with the Town of Harwich to do and perform all dredge related work at Allen Harbor up to a maximum contract amount of \$67,500.00**
- g. **Authorizing the execution of a contract with Leo Vigeant Co., Inc, for Drainage and Guardrail Items, for a period from April 1, 2019 through March 31, 2020, with an option to renew for one (1) additional year**
- h. **Authorizing the execution of Certificates for Dissolving Septic Betterments**

Motion by Commissioner Beaty to approve Items 8b through 8h on the agenda for the Board of Regional Commissioners' Regular Meeting of May 22, 2019, as presented, 2nd by Commissioner Flynn, approved 3-0-0

9. Commissioners' Reports

Chairman Bergstrom spoke regarding County surplus equipment at the Dennis Department of Public Works site.

10. County Administrator and Staff Reports

Mr. Tebo addressed the surplus equipment reported on by Chairman Bergstrom.

11. Adjournment

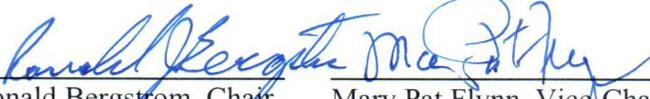
Barnstable, ss. at 11:17 A.M. on this twenty-second day of May A.D. 2019, Commissioner Beaty made a motion to adjourn, 2nd by Commissioner Flynn, approved 3-0-0

List of Documents:

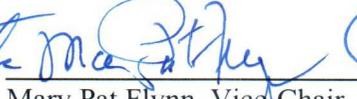
- Draft Minutes of the Board of Commissioners' Regular Meeting of May 15, 2019
- Proposed Ordinance 19-__, repealing Ordinance 98-24 and substituting language in the Administrative Code of Barnstable County Section 2-13, Children's Cove
- Memorandum dated May 21, 2019 to the County Commissioners from Owen Fletcher, Executive Assistant, regarding the Appointment of Special Legal Counsel
- Correspondence dated May 17, 2019 to Jack Yunits, County Administrator, regarding Retention of Services from John W. Giorgio of KP Law
- Ordinance 19-07, adding to the County's operating budget for Fiscal Year 2019, by making a supplemental appropriation in the amount \$500,000.00 to the County Fire Rescue Training Academy Clean-up Fund

- Ordinance 19-08, appropriating funds in the amount of \$850,000.00 to fund the County's Other Post-Employment Benefits (OPEB) Trust Fund
- Ordinance 19-09, authorizing the borrowing of \$1,300,000.00 to purchase a new County Dredge
- Ordinance 19-10, establishing the Barnstable County Human Rights Advisory Commission
- Memorandum dated May 21, 2019 to the County Commissioners from Justyna Marczak, Human Resources Director, regarding the Promotion of Jason Bevis to Interim Dredge Superintendent
- List of Appointees to the Barnstable County Economic Development Council
- Agreement for a grant from the Massachusetts Department of Environmental Protection, in the amount of \$250,000.00, for a period from July 1, 2018 through June 30, 2019, for costs associated with a water quality monitoring program being conducted for the waters of Nantucket Sound, Vineyard Sound, the eastern side of Buzzards Bay and Cape Cod Bay
- Agreement for a grant from the United States Department of Housing and Urban Development (HUD), in the amount of \$67,356.00, for a period from July 1, 2019 through June 30, 2020, for the Continuum of Care Homeless Management Information System (HMIS)
- Memorandum dated May 15, 2019 to the County Commissioners from Quan Tobey regarding New Fund Memo for FY20 CoC HMIS Grant in Human Services Dept
- Cooperative agreement with the Town of Harwich to do and perform all dredge related work at Allen Harbor up to a maximum contract amount of \$67,500.00
- Contract with Leo Vigeant Co., Inc, for Drainage and Guardrail Items, for a period from April 1, 2019 through March 31, 2020, with an option to renew for one (1) additional year
- Memorandum dated May 20, 2019 to the County Commissioners from the Community Septic Management Loan Program regarding Certificates for Dissolving Septic Betterments

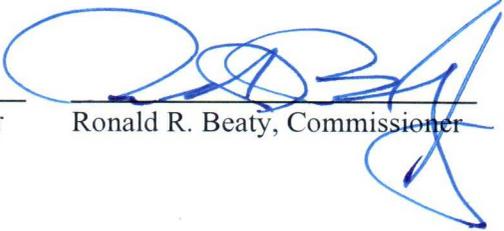
Approved, Board of Regional Commissioners:



Ronald Bergstrom, Chair



Mary Pat Flynn, Vice Chair



Ronald R. Beaty, Commissioner

05/29/19
Date

The foregoing records have been read and approved, May 29, 2019.

A true copy, attest:



Janice O'Connell, Regional Clerk

