

COMMONWEALTH OF MASSACHUSETTS

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 sixteenth day of October, A.D. 2019

Board Regional Commissioners:

Ronald R. Beaty Present

Ronald Bergstrom Present

Mary Pat Flynn Present

Staff Present:

Jack Yunits County Administrator

Owen Fletcher Executive Assistant, Administration

Elizabeth Braccia Finance Director/County Treasurer

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 October 9, 2019

The Board held the minutes until its next meeting because the draft was not ready for approval.

6. General Business

- a. Authorizing the appointment of a temporary County Treasurer pursuant to Section 4-2 (b)(1) of the Barnstable County Home Rule Charter and Massachusetts General Laws Chapter 35, Section 2, who shall assume “all functions, duties and responsibilities of the County Treasurer with respect to the retirement system” pursuant to Massachusetts General Laws Chapter 32, Section 2**

Motion by Commissioner Beaty, after discussion and consultation with Christine Tetreault, Executive Director of the Barnstable County Retirement Association, on the merits of Massachusetts General Laws Chapter 35, Section 2 and Massachusetts General Laws Chapter 32, Section 20(c), specifically regarding the vacancy of an ex-officio member on the Barnstable County Retirement Board, the Board of Regional Commissioners is authorized by Section 8 of said Section 20(c) to, and does appoint, Robert C. Lawton, a resident of Barnstable County, to serve on the Barnstable County Retirement Board., 2nd by Commissioner Flynn, approved 3-0-0

- b. Discussion on Barnstable County’s next steps regarding the recent administrative review of County Real Estate by the Massachusetts Executive Office for Administration and Finance, Division of Capital Asset Management and Maintenance (DCAMM), pursuant to An Act Transferring County Sheriffs to the Commonwealth, 2009 Mass. Acts 61, Sections 7(a), 7(b), and 7(f)**

Motion by Commissioner Beaty to authorize the engagement KP Law, by amending the County’s pre-existing agreement with that firm for Real Estate Counsel Services, to review the County’s next steps regarding the recent administrative review of County Real Estate by DCAMM, pursuant to An Act Transferring County Sheriffs to the Commonwealth, 2009 Mass. Acts 61, Sections 7(a), 7(b), and 7(f), 2nd by Commissioner Flynn, approved 3-0-0

Mr. Yunits spoke regarding the review. He noted the County disagreed with its results and would possibly seek a legal opinion. Mr. Yunits also detailed the procedural history of the item. This included the transferring of County properties when the Sheriff’s Office separated from the County.

- c. Discussion of a proposed Barnstable County Capital Procurement Program Guide**

Motion by Commissioner Beaty to approve the Barnstable County Capital Improvement Program Guide, as presented, 2nd by Commissioner Flynn, approved 3-0-0

Ms. Braccia addressed the Board on this item. She informed the Board that each department would be looking at possible capital needs for the next five years. Ms. Braccia said she would submit those needs to the Board for later review.

d. Discussion of proposed Barnstable County Procurement Card Policy and Procedures

Motion by Commissioner Beaty to approve Barnstable County Procurement Card Policy and Procedures, as presented, 2nd by Commissioner Flynn, approved 2-1-0 (YES: Bergstrom, Flynn. NO: Beaty)

e. Fiscal Year 2021 Board of Regional Commissioners' Budget Message

Motion by Commissioner Beaty to approve the Fiscal Year 2021 Board of Regional Commissioners' Budget Message pursuant to Section 5-3 of the Barnstable County Home Rule Charter, as presented, 2nd by Commissioner Flynn, approved 3-0-0

f. Discussion on the current status of the Open Cape Building

Mr. Yunits described lease issues between the County and Open Cape and the need for a legal opinion on those issues.

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 execution of an agreement, and the creation of new revenue fund, for a grant from the Massachusetts Executive Office of Energy and Environmental Affairs to the Cape Cod Commission, in the amount of \$145,200.00 for a period through June 30, 2021, for Planning Assistance for the "Responding to Climate Change: Promoting Resilient Local Action" Project

Motion by Commissioner Beaty to authorize the execution of an agreement, and the creation of new revenue fund, for a grant from the Massachusetts Executive Office of Energy and Environmental Affairs to the Cape Cod Commission, in the amount of \$145,200.00 for a period through June 30, 2021, for Planning Assistance for the "Responding to Climate Change: Promoting Resilient Local Action" Project, as presented, 2nd by Commissioner Flynn, approved 3-0-0

- b. Authorizing the execution of an amendment to a contract with ISCO Industries to supply, deliver and assemble new high-density polyethylene pipe (HDPE) to be used for discharge of hydraulically dredged material, executed on October 2, 2019, to increase the quantity of pipe by 500 feet, and the total contract price from \$62,955.85 to \$74,405.85**

Motion by Commissioner Beaty to authorize the execution of an amendment to a contract with ISCO Industries to supply, deliver and assemble new high-density polyethylene pipe (HDPE) to be used for discharge of hydraulically dredged material, executed on October 2, 2019, to increase the quantity of pipe by 500 feet, and the total contract price from \$62,955.85 to \$74,405.85, as presented, 2nd by Commissioner Flynn, approved 3-0-0

- c. Authorizing the execution of the discharge of a mortgage by Wendy E. Kapp to Barnstable County, dated May 24, 1995 and recorded with the Barnstable County Registry of Deeds and recorded with the Barnstable County Registry of Deeds in Book 9961, Page 344**

Motion by Commissioner Beaty to authorize the execution of the discharge of a mortgage by Wendy E. Kapp to Barnstable County, dated May 24, 1995 and recorded with the Barnstable County Registry of Deeds and recorded with the Barnstable County Registry of Deeds in Book 9961, Page 344, as presented, 2nd by Commissioner Flynn, approved 3-0-0

9. Commissioners' Reports

Commissioner Beaty noted the County would soon place a report on Shark Mitigation on its website.

10. County Administrator and Staff Reports

Mr. Yunits reported on repairs to the new County Dredge. He noted current delays in dredging activity were due to high winds and not to repairs.

11. Adjournment

Barnstable, ss. at 10:28 A.M. on this sixteenth day of October, A.D. 2019, Commissioner Beaty made a motion to adjourn, 2nd by Commissioner Flynn, approved 3-0-0

List of Documents:

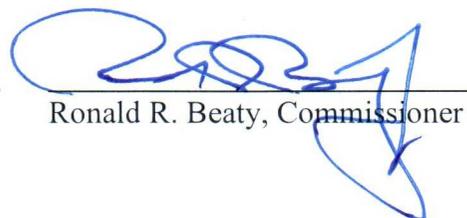
- Massachusetts General Laws Chapter 35, Section 2(c)
- Proposed Barnstable County Capital Procurement Program Guide
- Proposed Barnstable County Procurement Card Policy and Procedures
- Proposed Barnstable County Finance Department Cardholder Agreement
- Proposed Fiscal Year 2021 Board of Regional Commissioners' Budget Message
- Contract for a grant from the Massachusetts Executive Office of Energy and Environmental Affairs to the Cape Cod Commission, in the amount of \$145,200.00 for a period through June 30, 2021, for Planning Assistance for the "Responding to Climate Change: Promoting Resilient Local Action" Project
- Memorandum dated October 9, 2019 to the Barnstable County Commissioners from Maria McCauley, Administration and Finance Manager regarding a "New Fund Request"
- Amendment to a contract with ISCO Industries to supply, deliver and assemble new high-density polyethylene pipe (HDPE) to be used for discharge of hydraulically dredged material, executed on October 2, 2019, to increase the quantity of pipe by 500 feet, and the total contract price from \$62,955.85 to \$74,405.85
- Discharge of a mortgage by Wendy E. Kapp to Barnstable County, dated May 24, 1995 and recorded with the Barnstable County Registry of Deeds and recorded with the Barnstable County Registry of Deeds in Book 9961, Page 344
- Memorandum to Jack Yunits, County Administrator / County Commissioners, from Renie Hamman, HOME Program Manager, regarding "Discharge of HOME Mortgage, 2075 Main Street, Marstons Mills / Wendy Kapp", dated October 9, 2019



Approved, Board of Regional Commissioners:


Ronald Bergstrom, Chair

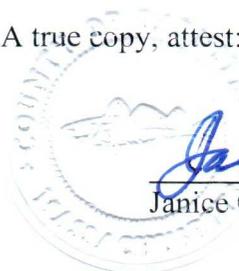

Mary Pat Flynn, Vice-Chair


Ronald R. Beaty, Commissioner

10/23/19
Date

The foregoing records have been read and approved, October **23**, 2019.

A true copy, attest:



Janice O'Connell, Regional Clerk