

COMMONWEALTH OF MASSACHUSETTS

Barnstable, ss.

At a regular meeting of the Barnstable County Board of Regional Commissioners on the twenty-second day of April, A.D. 2020, held through remote participation pursuant to Massachusetts Governor Charles D. Baker's Order Suspending Certain Provisions of the Open Meeting Law on March 12, 2020

Board Regional Commissioners:

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

Staff Present Remotely:

Jack Yunits	County Administrator
Owen Fletcher	Executive Assistant, Administration
Sean O'Brien	Director, Health and Environment
Beth Albert	Director, Human Services
Ian Roberts	Technical Support Specialist, Information Technology

1. Call to Order

Chairman Bergstrom called the meeting to order at 10:00 A.M. The Chairman noted the Board held the meeting through remote participation pursuant to Massachusetts Governor Charles D. Baker's Order Suspending Certain Provisions of the Open Meeting Law on March 12, 2020.

2. Pledge of Allegiance

The Chairman called for a moment of silence to support members of the United States Armed Forces serving at home and abroad.

3. Moment of Silence

Chairman Bergstrom asked for a moment of silence to support members of the United States Armed forces serving both at home and abroad.

4. Public Comment

The Board permitted members of the public to join the meeting online, asked that all public comments or questions be directed Mr. Yunits by phone or email, and stated the Board would address any submissions at its next meeting. No members of the public offered comment.

5. Approval of Minutes

a. Regular Meeting of April 15, 2020

Motion by Commissioner Beaty to approve the minutes of the Board of Regional Commissioners' Regular Meeting of April 15, 2020 as presented, 2nd by Commissioner Flynn, approved 3-0-0

6. General Business

a. Update on Coronavirus 2019 (COVID-19) and Barnstable County

Mr. O'Brien updated the Board on the latest statistics regarding the virus. He reported there were approximately seven hundred confirmed cases and twenty-two fatalities. Mr. Beaty asked about the hospital capacity given the infection rate on Cape Cod, whether Mr. O'Brien was aware of the current Center for Disease Control guidelines, and the ability of Barnstable County to implement them when cases fall for two weeks. Mr. O'Brien noted that Barnstable County hospitals were at less than approximately fifty percent capacity. He also noted that the cases were still increasing but slower. Mr. Yunits and Mr. O'Brien stressed that decisions regarding re-opening are decisions for Governor Baker and the Commonwealth rather than the County. Chairman Bergstrom agreed with that interpretation.

b. Discussion and status update on the County Dredge Program

Mr. Yunits informed the Board regarding recent damage to the Dredge from the recent storm. Mr. Yunits also reported to the Board regarding the work of Christine Player, Senior Project Manager from Foth Infrastructure & Environment, LLC, the County Dredge consultant. The Board had a lengthy discussion regarding permitting, hiring a new Dredge Superintendent, utilizing at least two dredges always, and completing a business plan. Mr. Yunits also discussed the recent weather and the problems presented by distancing required by COVID-19.

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 for a grant from the Massachusetts Office for Victim Assistance (MOVA), funded by the United States Department of Justice, under the Victims of Crime Act (VOCA), in the amount of \$377,744.00 to the Children's Cove for a period from July 01, 2020 through June 30, 2022**

Motion by Commissioner Beaty to authorize the execution of an agreement for a grant from the Massachusetts Office for Victim Assistance (MOVA), funded by the United States Department of Justice, under the Victims of Crime Act (VOCA), in the amount of \$377,744.00 to the Children's Cove for a period from July 01, 2020 through June 30, 2022, as presented, 2nd by Commissioner Flynn, approved 3-0-0

- b. **Authorizing the award of a contract to, and execution of a contract with, Capeway Roofing Systems Inc. to furnish all labor, materials and equipment and to perform all work required to replace the existing roof on the First District Courthouse, for a total cost of \$165,400**

Motion by Commissioner Flynn to authorize the award of a contract to, and execution of a contract with, Capeway Roofing Systems Inc. to furnish all labor, materials and equipment and to perform all work required to replace the existing roof on the First District Courthouse, for a total cost of \$165,400, as presented, 2nd by Commissioner Beaty, approved 3-0-0

Mr. Reynolds and Mr. Yunits explained the nature of the work and the warranties on the roof. Mr. Reynolds noted vendor guaranteed the work on the roof for twenty-five years. He explained the work was required immediately due to the County's responsibility as a landlord to the Commonwealth's Trial Courts. Mr. Yunits noted the Commonwealth would eventually reimburse the costs.

- c. **Authorizing the execution of the discharge of a mortgage by Dean M. Clarke to Barnstable County, acting by and through the Cape Cod Commission, dated October 27, 2006 recorded with the Barnstable County Registry of Deeds in Book 21474, Page 212**

Motion by Commissioner Flynn to reappoint Ronald Bergstrom to the Cape Cod Commission as the County Commissioner Representative for a one-year term from

April 25, 2020 through April 24, 2021, as presented, as presented, 2nd by Commissioner Beaty, approved 3-0-0

- d. Authorizing the subordination of a mortgage by David B. Mahler to Barnstable County, acting by and through its County Commissioners, dated March 30, 2010 and recorded in the Barnstable County Registry of Deeds (the “Registry”) in Book 24449, Page 180**

Motion by Commissioner Flynn to reappoint John Harris to the Cape Cod Commission as the Minority Representative for a one-year term from April 25, 2020 through April 24, 2021, as presented, 2nd by Commissioner Beaty, approved 3-0-0

Ms. Albert and Mr. Michael Dutton, the County HOME Program’s attorney, answered questions from the Board. They noted that the County should subordinate its position on the loan in this case due to special circumstance cause by COVID-19. He also noted the County was in no worse position. The Board noted that it felt mortgagees should pay the County back when refinancing loans.

- e. Authorizing the execution of Certificates for Dissolving Septic Betterments**

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

9. Commissioners’ Reports

The Commissioners offered no reports at this meeting

10. County Administrator and Staff Reports

Mr. Yunits spoke about the County’s efforts to coordinate with business owners on re-opening the Cape. Commissioner Flynn spoke about her concerns regarding additional training for lifeguards this summer due to COVID-19.

11. Adjournment

Barnstable, ss. at 10:46 A.M. on this twenty-second day of April A.D. 2020, motion by Commissioner Beaty to adjourn, 2nd by Commissioner Flynn, approved 3-0-0

List of Documents:

- Draft minutes of the Board of Regional Commissioners' Regular Meeting of April 15, 2020
- Agreement for a grant from the Massachusetts Office for Victim Assistance (MOVA), funded by the United States Department of Justice, under the Victims of Crime Act (VOCA), in the amount of \$377,744.00 to the Children's Cove for a period from July 01, 2020 through June 30, 2022
- Memorandum dated April 16, 2020 to the County Commissioners from Jennifer Frates, Chief Procurement Officer, regarding "Notice of Bid Award - #7902 – First District Court Roof Replacement"
- Discharge of a mortgage by Dean M. Clarke to Barnstable County, acting by and through the Cape Cod Commission, dated October 27, 2006 recorded with the Barnstable County Registry of Deeds in Book 21474, Page 212
- Subordination of a mortgage by David B. Mahler to Barnstable County, acting by and through its County Commissioners, dated March 30, 2010 and recorded in the Barnstable County Registry of Deeds (the "Registry") in Book 24449, Page 180
- Memorandum dated April 16, 2020 to the Board of the Regional Commissioners from Community Septic Management Loan Program with the subject Certificates for Dissolving Septic Betterments

Approved, Board of Regional Commissioners:


Ronald Bergstrom, Chair


Mary Pat Flynn, Vice-Chair


Ronald R. Beaty, Commissioner

4/29/2020
Date

The foregoing records have been read and approved, April 29, 2020

A true copy, attest:



Janice O'Connell, Regional Clerk